



I do hereby certify this to be a complete, accurate, and true copy of the document which is on file or is of record in the offices of the Texas Board of Nursing.
Katherine A. Thomas
Executive Director of the Board

BEFORE THE TEXAS BOARD OF NURSING

In the Matter of Registered Nurse License Number 596065 § AGREED
and Vocational Nurse License Number 93265 § ORDER
issued to ISRAEL R. MORALES §

On this day the Texas Board of Nursing, hereinafter referred to as the Board, considered the matter of ISRAEL R. MORALES, Registered Nurse License Number 596065 and Vocational Nurse License Number 93265, hereinafter referred to as Respondent.

Information received by the Board produced evidence that Respondent may have violated Section 301.452(b)(10)&(13), Texas Occupations Code. Respondent waived representation by counsel, informal conference, notice and hearing, and agreed to the entry of this Order offered on October 14, 2008, by Katherine A. Thomas, MN, RN, Executive Director.

FINDINGS OF FACT

1. Prior to the institution of Agency proceedings, notice of the matters specified below in these Findings of Fact was served on Respondent and Respondent was given an opportunity to show compliance with all requirements of the law for retention of the license.
2. Respondent waived representation by counsel, informal conference, notice and hearing, and agreed to the entry of this Order.
3. Respondent is currently licensed to practice professional nursing in the State of Texas. Respondent's license to practice vocational nursing in the State of Texas is currently in delinquent status.
4. Respondent received a Certificate in Vocational Nursing from Texas State Technical Institute, Sweetwater, Texas, on July 28, 1981, and received an Associate Degree in Nursing from Angelo State University, San Angelo, Texas, on May 13, 1993. Respondent was licensed to practice vocational nursing in the State of Texas on December 11, 1981, and was licensed to practice professional nursing in the State of Texas on September 22, 1993.

5. Respondent's nursing employment history includes:

12/81 to 4/82	Unknown
5/82 to 11/82	Licensed Vocational Nurse (LVN) Rolling Plains Hospital Sweetwater, Texas
5/82 to 11/85	LVN Austin State School Austin, Texas
11/82 to 4/83	Paramedic Examiner/LVN Contract- Insurance Physicals Lifdata Medical Services, Inc. Kansas City, Missouri
11/85 to 4/88	LVN Bethpahage Community Services Sweetwater, Texas
5/88 to 8/88	Unknown
9/88 to 5/93	LVN Abilene Minor Emergency Clinics Abilene, Texas
6/93 to 7/02	LVN/Registered Nurse (RN) Hendrick Medical Center Abilene, Texas
8/02 to 4/03	Unknown
5/03 to 12/03	RN Texas Nurse Connections Abilene, Texas
1/04 to 12/04	RN Private Duty Nursing Sweetwater, Texas
1/05 to 2/05	Unknown

Respondent's nursing employment history continued:

3/05 to 5/06	RN West Texas Center for Mental Health and Mental Retardation Sweetwater, Texas
6/06 to 6/07	RN Vocational Nursing Instructor Texas State Technical College West Sweetwater, Texas
6/07 to 3/08	RN Mitchell County Hospital District Colorado City, Texas
4/08 to Present	Unknown

6. On or about February 19, 2006, Respondent answered "No" to renewal question Number Two (2) of the Board of Nurse Examiners Texas Renewal for Registered Nurses, which asked "Have you been convicted, adjudged guilty by a court, plead guilty, no contest or nolo contendere to any crime in any state, territory or county, whether or not a sentence was imposed, including any pending criminal charges or unresolved arrest (excluding minor traffic violations) since the last renewal?" On or about June 15, 2004, at County Court at Law 2, Abilene, Texas, Respondent was convicted of Class C Misdemeanor, Theft of Service greater than \$20.00 less than \$500.00. Respondent's conduct was deceitful and may have influenced the renewal of his license to practice registered nursing in the State of Texas.
7. At the time of the initial incident in Finding of Fact Number Eight (8), Respondent was employed as a RN with Mitchell County Hospital District, Colorado City, Texas, and had been in this position for eight (8) months.
8. On or about February 20, 2008, through February 21, 2008, while employed as a RN with Mitchell County Hospital District, Colorado City, Texas, Respondent failed to accurately and completely document the assessment of Emergency Department Patient Medical Record Number 013468-164421, a 78-year-old patient who presented with acute shortness of breath and mottled skin. Between 10:48 p.m. and 4:00 a.m. there was documentation of vital signs with pulse oximetry readings, several of which were computer generated and there were additional handwritten entries on the document. There were two (2) sets of vital signs and several of the handwritten entries did not match. The patient was admitted to the floor after several unsuccessful attempts to transfer the patient to a higher level hospital. The patient went into cardiopulmonary arrest within minutes of arrival to the floor and, after a prolonged resuscitative attempt, did not survive. Respondent's conduct resulted in an inaccurate medical record and subsequent caregivers would have relied on his documentation while providing further medical care to the patient.

9. In response to the incident in Finding of Fact Number Six (6), Respondent states that he had believed the matter was resolved long ago and that his attorney failed to inform him that he was required to take a course "Bad Check Program." Respondent has since completed the course and submitted a completion form. In response to the incident in Finding of Fact Number Eight (8), Respondent states that when the LVN who was assisting with patient care in the Emergency Department (ED) had to return to the medical floor, there was no one to record the patient's vital signs. Respondent used the dry erase board to record vital signs for this patient. Shortly after the patient was taken to the floor, floor staff called for the medical record as the patient had gone into cardiopulmonary arrest. Respondent went to the medical floor to assist. When sufficient staff were present to care for the patient, Respondent returned to the ED and found the medical record under the mattress on the stretcher. By this time the ED clerk had begun to clean and had erased the board where Respondent had written vital signs. Respondent states he was not about to falsify documentation, so he documented from memory the best he could remember. According to Respondent, the patient's vital signs had been unchanged from the time the physician and physician's assistant had seen the patient.

CONCLUSIONS OF LAW

1. Pursuant to Texas Occupations Code, Sections 301.451-301.555 , the Board has jurisdiction over this matter.
2. Notice was served in accordance with law.
3. The evidence received is sufficient to prove violation of Section 301.452(b)(10)&(13), Texas Occupations Code, and 22 TEX. ADMIN. CODE §§217.11(1)(A),(1)(B)&(1)(D) and 217.12(1)(A),(1)(C),(4),(6)(H),(6)(I)&(13).
4. The evidence received is sufficient cause pursuant to Section 301.452(b), Texas Occupations Code, to take disciplinary action against Registered Nurse License Number 596065 and Vocational Nurse License Number 93265, heretofore issued to ISRAEL R. MORALES, including revocation of Respondent's licenses to practice nursing in the State of Texas.

ORDER

IT IS THEREFORE AGREED and ORDERED, subject to ratification by the Texas Board of Nursing, that RESPONDENT SHALL receive the sanction of REMEDIAL EDUCATION WITH A FINE, and RESPONDENT SHALL comply in all respects with the Nursing Practice Act, Texas Occupations Code §§301.001 *et seq.*, the Rules and Regulations Relating to Nurse Education, Licensure and Practice, 22 TEX. ADMIN. CODE §211.1 *et seq.* and this Order.

IT IS FURTHER AGREED and ORDERED that this Order SHALL be applicable to Respondent's multistate licensure privileges, if any, to practice nursing in the State of Texas.

IT IS FURTHER AGREED and ORDERED that while Respondent's licenses are encumbered by this Order, Respondent may not work outside the State of Texas pursuant to multistate licensure privileges without the written permission of the State of Texas and the Board of Nursing in the party state where Respondent wishes to work.

IT IS FURTHER AGREED that:

(1) RESPONDENT SHALL deliver the wallet-sized licenses issued to ISRAEL R. MORALES to the office of the Texas Board of Nursing within ten (10) days of the date of ratification of this Order.

(2) RESPONDENT SHALL, within one (1) year of entry of this Order, successfully complete a course in Texas nursing jurisprudence and ethics. RESPONDENT SHALL obtain Board approval of the course prior to enrollment only if the course is not being offered by a pre-approved provider. Home study courses and video programs will not be approved. In order for the course to be approved, the target audience shall include nurses. It shall be a minimum of six (6) contact hours in length. The course's content shall include the Nursing Practice Act, standards of practice, documentation of care, principles of nursing ethics, confidentiality, professional boundaries, and the Board's Disciplinary Sanction Policies regarding: Sexual Misconduct; Fraud, Theft and Deception; Nurses with Substance Abuse, Misuse, Substance Dependency, or other Substance Use Disorder; and Lying and Falsification. Courses focusing on malpractice issues will not be accepted. RESPONDENT SHALL CAUSE the sponsoring institution to submit a Verification of Course Completion form, provided by the Board, to the Office of the Board to verify RESPONDENT's successful completion of the course. This course shall be taken in addition to any other courses stipulated in this Order, if any, and in addition to any continuing education requirements the Board

has for relicensure. *Board-approved courses may be found at the following Board website address:*
<http://www.bon.state.tx.us/disciplinaryaction/stipscourses.html>.

(3) RESPONDENT SHALL, within one (1) year of entry of this Order, successfully complete a course in nursing documentation. RESPONDENT SHALL obtain Board approval of the course prior to enrollment only if the course is not being offered by a pre-approved provider. Home study courses and video programs will not be approved. The course shall be a minimum of six (6) hours in length of classroom time. In order for the course to be approved, the target audience shall include Nurses. The course shall include content on the following: nursing standards related to accurate and complete documentation; legal guidelines for recording; methods and processes of recording; methods of alternative record-keeping; and computerized documentation. RESPONDENT SHALL cause the instructor to submit a Verification of Course Completion form, provided by the Board, to the Board's office to verify RESPONDENT's successful completion of the course. This course shall be taken in addition to any other courses stipulated in this Order, if any, and in addition to any continuing education requirements the Board has for relicensure. *Board-approved courses may be found at the following Board website address:*
<http://www.bon.state.tx.us/disciplinaryaction/stipscourses.html>.

(4) RESPONDENT SHALL pay a monetary fine in the amount of two hundred fifty dollars (\$250.00). RESPONDENT SHALL pay this fine within forty-five (45) days of entry of this Order. Payment is to be made directly to the Texas Board of Nursing in the form of cashier's check or U.S. money order. Partial payments will not be accepted.

IT IS FURTHER AGREED, that upon full compliance with the terms of this Order, RESPONDENT SHALL be issued unencumbered licenses and multistate licensure privileges, if any, to practice nursing in the State of Texas.

RESPONDENT'S CERTIFICATION

I understand that I have the right to legal counsel prior to signing this Agreed Order. I waive representation by counsel. I have reviewed this Order. I neither admit nor deny the violations alleged herein. By my signature on this Order, I agree to the Findings of Fact, Conclusions of Law, Order, and any conditions of said Order, to avoid further disciplinary action in this matter. I waive judicial review of this Order. I understand that when this Order becomes final and the terms of this Order become effective, a copy will be mailed to me. I understand that if I fail to comply with all terms and conditions of this Order, I will be subject to investigation and disciplinary sanction, including revocation of my licenses to practice nursing in the State of Texas, as a consequence of my noncompliance.

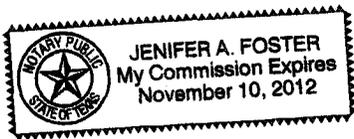
Signed this 24 day of December, 2008.

Israel Morales

ISRAEL R. MORALES, Respondent

Sworn to and subscribed before me this 24 day of December, 2008.

SEAL



Jenifer A. Foster

Notary Public in and for the State of Texas

WHEREFORE, PREMISES CONSIDERED, the Executive Director, on behalf of the Texas Board of Nursing, does hereby ratify and adopt the Agreed Order that was signed on the 24th day of December, 2008, by ISRAEL R. MORALES, Registered Nurse License Number 596065 and Vocational Nurse License Number 93265, and said Order is final.



Effective this 30th day of December, 2008.



Katherine A. Thomas, MN, RN
Executive Director on behalf
of said Board