



5. Respondent's nursing employment history includes:

11/1983 - 06/1991	Charge Nurse	Hospitality House Convalescent Nursing Center Alice, Texas
06/1991 - 06/1995	Charge Nurse	Physician's and Surgeon's Hospital Alice, Texas
06/1995 - 02/1996	Director of Nursing	La Paloma Nursing Home San Diego, Texas
02/1996 - 04/1996	Charge Nurse	Physician's and Surgeon's Hospital Alice, Texas
04/1996 - 07/1999	Nurse Manager	Physician's and Surgeon's Hospital Alice, Texas
07/1999 - 06/2001	Staff Nurse & Patient Care Manager	Christus Spohn Hospital-Alice Alice, Texas
07/2001 - Unknown	Director, Gero Psych Unit	Christus Spohn Hospital-Alice Alice, Texas

6. At the time of the incident in Finding of Fact Number Seven (7), Respondent was employed as the Director of the Gero Psych Unit of Christus Spohn Hospital-Alice, Alice, Texas, and had been in this position for four (4) years and nine (9) months.
7. On or about April 22, 2006, while employed as the Service Director of the Geriatric Psychiatric Unit of as the Director of the Gero Psych Unit of Christus Spohn Hospital-Alice, Alice, Texas, Respondent failed to report possible abuse of Patient Number SA000063979 to the appropriate state investigative authorities, as required, and instead, only reported the incident to the Chief Nursing Officer (CNO). Respondent failed to ensure that the care of the patient, including the use of an unapproved restraint without a physician's order by the Charge Nurse, was appropriately documented in the patient's medical record. Respondent's conduct delayed investigation of the incident by proper legal authorities and resulted in an incomplete medical record.
8. In response to the incident in Finding of Fact Number Seven (7), Respondent states that on the evening of April 22, 2006, she received a call from a Registered Nurse who informed her that a Certified Nurse Aide was very concerned about an incident involving Patient Number SA000063979 and the Charge Nurse. According to Respondent, when she was told what

happened, she immediately informed her supervisor, who told her to get all the facts together and meet with her. Two days later, on Monday, Respondent requested, and was provided with, statements regarding the incident. Respondent took all of the statements to the CNO, and after the CNO read the statements, she instructed Respondent to counsel the Registered Nurse. Respondent states that she followed the chain of command, did exactly what she was told to do, and had she been aware that she "had to report the incident to the Board of Nursing," she would have complied.

#### 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 violations of Section 301.452(b)(10)&(13), Texas Occupations Code, and 22 TEX. ADMIN. CODE §§217.11(1)(A),(1)(B),(1)(D)&(1)(K) and 217.12(1)(A),(1)(B)&(6)(C).
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 610250 and Vocational Nurse License Number 102095, heretofore issued to MARY ALICE JOSLIN, 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 Board of Nurse Examiners, that RESPONDENT SHALL receive the sanction of REMEDIAL EDUCATION, 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 a multistate licensure privilege 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 MARY ALICE JOSLIN 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 Chemical Dependency, 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. *Information regarding Board-approved courses in Texas*

*Nursing Jurisprudence may be found at the Board's website  
<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, within one (1) year of entry of this Order, successfully complete the course "Sharpening Critical Thinking Skills," a 3.6 contact hour online program provided by the National Council of State Boards of Nursing (NCSBN) Learning Extension. In order to receive credit for completion of this program, RESPONDENT SHALL SUBMIT the continuing education certificate of completion for this program to the Board's office, to the attention of Monitoring. This course is to be taken in addition to any continuing education

requirements the Board may have for relicensure. *Information regarding this workshop may be found at the following web address:*  
<http://www.learningext.com/products/generalce/critical/ctabout.asp>.

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.

BALANCE OF THIS PAGE INTENTIONALLY LEFT BLANK.

CONTINUED ON NEXT PAGE.

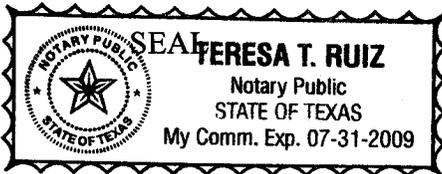
RESPONDENT'S CERTIFICATION

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 29<sup>th</sup> day of Dec, 2008.

Mary Alice Joslin  
MARY ALICE JOSLIN, Respondent

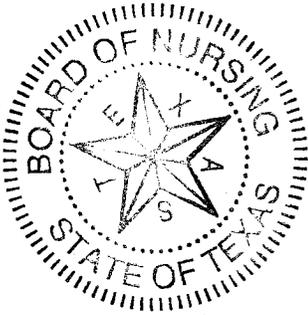
Sworn to and subscribed before me this 29 day of December 2008



Teresa T. Ruiz  
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 29th day of December, 2008, by MARY ALICE JOSLIN, Registered Nurse License Number 610250 and Vocational Nurse License Number 102095, and said Order is final.

Effective this 8th day of January, 2009.



*Katherine A. Thomas*

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