

IN THE MATTER OF
REGISTERED NURSE LICENSE
NUMBER 674750 AND VOCATIONAL
NURSE LICENSE NUMBER 159323
ISSUED TO
HOLLY ANN HUGHES

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BEFORE THE ELIGIBILITY
AND DISCIPLINARY
COMMITTEE
OF THE TEXAS
BOARD OF NURSING



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.
Patricia A. Roman
Executive Director of the Board

ORDER OF THE BOARD

TO: HOLLY ANN HUGHES
PO Box 2115
Winnie, Texas 77665

During open meeting held in Austin, Texas, on February 10, 2009, the Eligibility and Disciplinary Committee (hereinafter "Committee") heard the above-styled case. This case was heard, and based on the failure of the Respondent to appear as required by 22 TEX. ADMIN. CODE Ch. 213.

The Committee of the Texas Board of Nursing finds that notice of the facts or conduct alleged to warrant disciplinary action has been provided to Respondent in accordance with Texas Government Code § 2001.054(c) and Respondent has been given an opportunity to show compliance with all the requirements of the Nursing Practice Act, chapter 301 of the Texas Occupations Code, for retention of Respondent's license to practice professional and vocational nursing in the State of Texas.

The Committee finds that the Formal Charges were properly initiated and filed in accordance with section 301.458, Texas Occupations Code.

The Committee finds that after proper and timely Notice regarding the violations alleged in the Formal Charges was given to Respondent in this matter, Respondent has failed to appear in accordance with 22 TEX. ADMIN. CODE Ch. 213.

The Committee finds that the Board is authorized to enter a default order pursuant to Texas Government Code § 2001.056.

The Eligibility and Disciplinary Committee, after review and due consideration, adopts the proposed findings of fact and conclusions of law as stated in the Formal Charges which are attached hereto and incorporated by reference for all purposes and the Staff's recommended sanction of revocation by default. This Order will be properly served on all parties and all parties will be given an opportunity to file a motion for rehearing (22 TEX. ADMIN.CODE § 213.2(j)). All parties have a right to judicial review of this Order.

All proposed findings of fact and conclusions of law filed by any party not specifically adopted herein are hereby denied.

NOW, THEREFORE, IT IS ORDERED that Registered Nurse License Number 674750 and Vocational Nurse License Number 159323, previously issued to HOLLY ANN HUGHES, to practice professional and vocational nursing in the State of Texas be, and the same is hereby, REVOKED.

IT IS FURTHER ORDERED that Registered Nurse License Number 674750 and Vocational Nurse License Number 159323, previously issued to HOLLY ANN HUGHES, upon receipt of this Order, be immediately delivered to the office of the Texas Board of Nursing.

IT IS FURTHER ORDERED that this Order SHALL be applicable to Respondent's multi-state privilege, if any, to practice professional and vocational nursing in the State of Texas.

Entered this 10th day of February, 2009.

TEXAS BOARD OF NURSING

BY: 
KATHERINE A. THOMAS, MN, RN
EXECUTIVE DIRECTOR ON BEHALF OF SAID BOARD

Re: Registered Nurse License Number 674750 and
Vocational Nurse License Number 159323
Issued to HOLLY ANN HUGHES
DEFAULT ORDER -REVOKE

CERTIFICATE OF SERVICE

I hereby certify that on the 18 day of February, 20 09, a true and correct copy of the foregoing DEFAULT ORDER was served by placement in the U.S. Mail via certified mail, and addressed to the following person(s):

HOLLY ANN HUGHES
PO Box 2115
Winnie, Texas 77665

BY: 
KATHERINE A. THOMAS, MN, RN
EXECUTIVE DIRECTOR ON BEHALF OF SAID BOARD

In the Vocational Nurse License § **BEFORE THE TEXAS**
Number 159323 and Registered §
Nurse License Number 674750, Issued to §
HOLLY ANN HUGHES, Respondent § **BOARD OF NURSING**

FORMAL CHARGES

This is a disciplinary proceeding under Section 301.452(b), Texas Occupations Code. Respondent, HOLLY ANN HUGHES, is a Vocational Nurse holding license number 159323, which is in delinquent status and a Registered Nurse holding license number 674750, which is in current status at the time of this pleading.

Written notice of the facts and conduct alleged to warrant adverse licensure action was sent to Respondent at Respondent's address of record and Respondent was given opportunity to show compliance with all requirements of the law for retention of the license prior to commencement of this proceeding.

CHARGE I.

On or about March 20, 2006, Respondent lacked fitness to practice professional nursing in that Respondent was admitted at the Pinebrook Unit, Memorial Hermann Baptist Hospital, Beaumont, Texas, in an anxious state, with complaints of severe depression and anxiety, noted hydrocodone abuse and numerous situational problems. At the time of discharge, Respondent's diagnosis was substance abuse of opioids, amphetamines and benzodiazepines. Respondent's condition could have affected her ability to recognize subtle signs, symptoms or changes in a patient's condition, and could have affected her ability to make rational, accurate, and appropriate assessments, judgments, and decisions regarding patient care, thereby placing the patient in potential danger.

The above action constitutes grounds for disciplinary action in accordance with Section 301.452(b)(10)&(12), Texas Occupations Code, and is a violation of 22 TEX. ADMIN. CODE §217.12(5).

CHARGE II.

On or about April 24, 2006, Respondent lacked fitness to practice professional nursing in that Respondent presented to the Emergency Department at Memorial Hermann Baptist Hospital, Beaumont, Texas, with anxiety over a relationship, depression, and some suicidal thoughts earlier in the day. Respondent was assessed and diagnosed with Acute Depression but did not meet the criteria for inpatient admission. When Respondent was told she would not be admitted as an inpatient, she became upset and threatened to kill herself if she had to return to her house, and stated that she was "ready to get it over with." Respondent's condition could have affected her ability to recognize subtle signs, symptoms or changes in a patient's condition, and could have affected her ability to make rational, accurate, and appropriate assessments, judgments, and decisions regarding patient care, thereby placing the patient in potential danger.

The above action constitutes grounds for disciplinary action in accordance with Section 301.452(b)(10)&(12), Texas Occupations Code, and is a violation of 22 TEX. ADMIN. CODE §217.12(5).

CHARGE III.

On or about April 26, 2006, Respondent produced a specimen for a drug screen which resulted positive for Amphetamines. Possession of Amphetamines is prohibited by Chapter 481 of the Texas Health and Safety Code (Controlled Substances Act). The use of Amphetamines by a Licensed Vocational Nurse, or Registered Nurse, could impair the nurse's ability to recognize subtle signs, symptoms or changes in the patient's condition, and could impair the nurse's ability to make rational, accurate, and appropriate assessments, judgments, and decisions regarding patient care, thereby placing the patient in potential danger.

The above action constitutes grounds for disciplinary action in accordance with Section 301.452(b)(9) & (10) Texas Occupations Code, and is a violation of 22 TEX. ADMIN. CODE §217.12(10)(A)(D) & (11)(B).

CHARGE IV.

On or about January 6, 2007, while employed as a Registered Nurse with Memorial Medical Center, Livingston, Texas, Respondent lacked fitness to practice in that she was found walking on the road, depressed with her head bowed, wet clothing from the weather and disheveled physical appearance. When questioned regarding her emotional and physical condition, Respondent stated that she was having trouble adjusting to her medications. Respondent's condition could have affected her ability to recognize subtle signs, symptoms or changes in a patient's condition, and could have affected her ability to make rational, accurate, and appropriate assessments, judgments, and decisions regarding patient care, thereby placing the patient in potential danger.

The above action constitutes grounds for disciplinary action in accordance with Section 301.452(b)(10)&(12), Texas Occupations Code, and is a violation of 22 TEX. ADMIN. CODE §217.12(5).

CHARGE V.

On or about February 8, 2007, while employed as a Registered Nurse with Memorial Medical Center, Livingston, Texas, Respondent lacked fitness to practice in that she left her nursing assignment without notifying the appropriate personnel because she was emotionally upset. Respondent's condition affected her ability to make rational, accurate, and appropriate assessments, judgments, and decisions regarding patient care, and deprived her assigned patient of timely medical intervention in the event of a change in the patient's condition.

The above action constitutes grounds for disciplinary action in accordance with Section 301.452(b)(10),(12) & (13), Texas Occupations Code, and is a violation of 22 TEX. ADMIN. CODE §217.11(1)(B) & (I) and §217.12(1)(A), (4), (5) & (12).

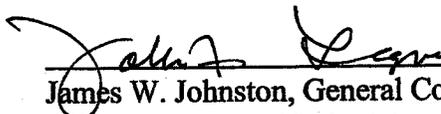
NOTICE IS GIVEN that staff will present evidence in support of the recommended disposition of revocation of Respondent's license to practice nursing in the State of Texas pursuant to the Board's rules, 22 TEX. ADMIN. CODE §§ 213.27 - 213.33. Additionally, staff will seek to impose on Respondent the administrative costs of the proceeding pursuant to § 301.461, TEX. OCC. CODE ANN. The cost of proceedings shall include, but is not limited to, the cost paid by the board to the State Office of Administrative Hearings and the Office of the Attorney General or other Board counsel for legal and investigative services, the cost of a court reporter and witnesses, reproduction of records, board staff time, travel, and expenses. These shall be in an amount of at least one thousand two hundred dollars (\$1200.00).

NOTICE IS GIVEN that all statutes and rules cited in these Charges are incorporated as part of this pleading and can be found at the Board's website, www.bne.state.tx.us.

NOTICE IS GIVEN that to the extent applicable, based on the Formal Charges, the Board will rely on Adopted Disciplinary Sanction Policies for Nurses with Chemical Dependency which can be found at the Board's website, www.bne.state.tx.us.

Filed this 18th day of December, 2008.

BOARD OF NURSE EXAMINERS
FOR THE STATE OF TEXAS


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Board Certified - Administrative Law
Texas Board of Legal Specialization
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