

BEFORE THE BOARD OF NURSE EXAMINERS
FOR THE STATE OF TEXAS

In the Matter of Vocational Nurse License Number 189413 § AGREED
issued to ANDREA RENET RUSSELL § ORDER

On this day the Board of Nurse Examiners for the State of Texas, hereinafter referred to as the Board, considered the matter of ANDREA RENET RUSSELL, Vocational Nurse License Number 189413, hereinafter referred to as Respondent.

Information received by the Board produced evidence that Respondent may have violated Section 301.452(b)(13), Texas Occupations Code. Respondent waived representation by counsel, informal conference, notice and hearing, and agreed to the entry of this Order offered on August 7, 2007, 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 vocational nursing in the State of Texas.
4. Respondent received a Certificate in Vocational Nursing from the Army Practical Nurse Course, Ft. Sam Houston, Texas, on April 18, 2003. Respondent was licensed to practice vocational nursing in the State of Texas on July 3, 2003.
5. Respondent's vocational nursing employment history includes:

5/03 - 10/04	GVN/LVN Staff Nurse	US Army El Paso ,Texas
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Respondent's vocational nursing employment continued:

11/04 - 11/05	Staff Nurse	First Choice Children's Home Care San Antonio, Texas
12/05 - Present	Agency Nurse	InteliStaff Healthcare Oakbrook Terrace, Illinois

6. At the time of the incident in Finding of Fact Number Seven (7), Respondent was employed as an Agency Nurse with InteliStaff Healthcare, Oakbrook Terrace, Illinois, and had been in this position for six (6) months.
7. On or about June 29, 2006, while employed with InteliStaf Healthcare and on assignment at Lackland Air Force Base, Lackland, Texas, Respondent exceeded her scope of practice as a Licensed Vocational Nurse in that she inserted an intravenous (IV) catheter on a staff Registered Nurse (RN), at the staff RN's request. Furthermore, Respondent inserted the IV catheter without a physician's order, as required. The staff RN stated that she had not been feeling well and thought she was dehydrated. Respondent's conduct unnecessarily exposed the nurse to the risk of harm including, but not limited to, infection and/or tissue damage due to an IV that may have been improperly inserted.
8. In response to the incident in Finding of Fact Number Seven (7), Respondent admits to the occurrence, stating that she had worked as a medic in the military and did not think there was anything wrong with carrying out the request. Respondent explains that after starting the IV she left the room to complete her patient assessments and did not see the staff RN again for several hours.

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)(13), Texas Occupations Code, and 22 TEX. ADMIN. CODE §217.11(1)(A),(1)(T)&(2)(A).
4. The evidence received is sufficient cause pursuant to Section 301.452(b), Texas Occupations Code, to take disciplinary action against Vocational Nurse License Number 189413, heretofore issued to ANDREA RENET RUSSELL, including revocation of Respondent's license to practice vocational 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, Revised Civil Statutes of Texas as amended, Texas Occupations Code §§301.001 *et seq.*, the Rules and Regulations Relating to Vocational Nurse Education, Licensure and Practice, 22 TEX. ADMIN. CODE §211.01 *et seq.* and this Order.

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

IT IS FURTHER AGREED and ORDERED that while Respondent's license is 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 license issued to ANDREA RENET RUSSELL to the office of the Board of Nurse Examiners within ten (10) days of the date of ratification of this Order for appropriate notation.

(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. *Board-approved courses may be found at the following Board website address: <http://www.bne.state.tx.us/about/stipscourses.html>.*

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

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RESPONDENT'S CERTIFICATION

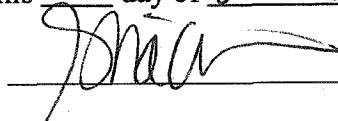
I understand that I have the right to legal counsel prior to signing this Agreed Order. I waive representation by counsel. I have reviewed this Order. I neither admit nor deny the violations alleged herein. By my signature on this Order, I agree to the Findings of Fact, Conclusions of Law, Order, and 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 license to practice vocational nursing in the State of Texas, as a consequence of my noncompliance.

Signed this 3 day of October, 2007

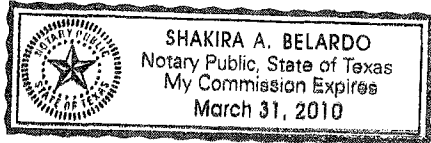

ANDREA RENET RUSSELL, Respondent

Sworn to and subscribed before me this 3RD day of OCTOBER, 2007.

SEAL

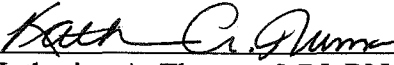


Notary Public in and for the State of TEXAS



WHEREFORE, PREMISES CONSIDERED, the Executive Director, on behalf of the Board of Nurse Examiners for the State of Texas, does hereby ratify and adopt the Agreed Order that was signed on the 3rd day of October, 2007, by ANDREA RENET RUSSELL, Vocational Nurse License Number 189413, and said Order is final.

Effective this 8th day of October, 2007.



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