

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 Vocational Nurse § AGREED
License Number 123207 §
issued to HILDA MARIE WILLIAMS § ORDER

On this day the Texas Board of Nursing, hereinafter referred to as the Board, considered the matter of HILDA MARIE WILLIAMS, Vocational Nurse License Number 123207, 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 informal conference, notice and hearing, and agreed to the entry of this Order offered on June 11, 2008, by Katherine A. Thomas, MN, RN, Executive Director, subject to ratification by the Board.

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 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 from Slidell Technical College, Slidell, Louisiana, in October 1982. Respondent was licensed to practice vocational nursing in the State of Texas on December 22, 1988.
5. Respondent's vocational nursing employment history includes:

1986 - 1988	Staff LVN	Phelps County Regional Medical Hospital Rolla, Missouri
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Respondent's vocational nursing employment history continued:

1989 - 1992	Staff LVN	Primus Clinic Minor Emergency Clinic Killeen, Texas
1990 - 1992	Staff LVN	Metroplex Hospital Killeen, Texas
1993 - 9/1994	Unknown	
10/1995 - 10/1996	Staff LVN	Northshore Psychiatric Hospital Slidell, Louisiana
11/1996 - 12/1996	Unknown	
1/1997 - 6/1997	Staff LVN	Gulf Health and Rehabilitation Port Arthur, Texas
1/1998 - 6/2000	Staff LVN	Golden Triangle Convalescent Center Port Arthur, Texas
7/2000 - 5/2002	Unknown	
6/2002 - 6/2005	Staff LVN	Christus Hospital - St. Mary Port Arthur, Texas
7/05 - 3/07	Staff LVN	Continual Care Hospital of Southeast Texas Port Arthur, Texas
4/07 - present	Staff Nurse	Advanced Pediatric Care, Inc. Houston, Texas

6. At the time of the incidents in Findings of Fact Numbers Seven (7) and Eight (8), Respondent was employed as a Staff LVN with Christus Hospital - St. Mary, Port Arthur, Texas, and had been in this position for two (2) years and five (5) months.
7. On or about November 19, 2004, while employed as a Staff Nurse at Christus Hospital - St. Mary, Port Arthur, Texas, Respondent attempted to insert a nasogastric (NG) tube into Patient EH for administration of barium contrast, but was unable to verify placement. Respondent requested assistance from Charge Nurse RN IL, who re-inserted the NG tube, but was also unable to verify placement, so requested assistance from RN JH, who inserted the NG tube into Patient EH. Respondent then administered barium contrast to Patient EH through the NG tube, without verifying placement of the tube. Later, an x-ray revealed that the NG tube had been improperly placed into Patient EH's right lower lobe of her lung. Respondent's failure to verify placement of the NG tube prior to administration, resulted in barium contrast being instilled into Patient EH's lung.

8. On or about November 19, 2004, while employed as a Staff Nurse at Christus Hospital - St. Mary, Port Arthur, Texas, Respondent failed to document in the nurses notes that two (2) unsuccessful attempts had been made to insert an NG tube into Patient EH or document the signs symptoms or responses of Patient EH when the NG tube was eventually inserted. Respondent's conduct deprived subsequent caregivers of essential information on which to base their ongoing medical care.
9. Respondent states that both she and RN JH felt they had verified placement in several ways, including auscultation and observation of the patient's behavior, who was breathing normally, talking, not complaining of any pain or exhibiting any signs of respiratory distress.
10. Respondent provided an annual evaluation from her employer, Advance Pediatric Care, Inc., Houston, Texas, which indicates that her performance was rated the highest level on all but two (2) categories.

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, 22 TEX. ADMIN. CODE §217.11(1)(A), (B), (C) & (D) and 22 TEX. ADMIN. CODE §217.12(1)(A), (B), (C), (E) & (4).
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 123207, heretofore issued to HILDA MARIE WILLIAMS, 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 Texas Board of Nursing, that RESPONDENT SHALL receive the sanction of a REPRIMAND WITH STIPULATIONS, 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 compact states.

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 Texas Board of Nursing 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 HILDA MARIE WILLIAMS, to the office of the Texas Board of Nursing within ten (10) days from 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 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/disciplinary> action.*

(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/disciplinary> action.*

IT IS FURTHER AGREED, SHOULD RESPONDENT PRACTICE AS A LICENSED VOCATIONAL NURSE IN THE STATE OF TEXAS, RESPONDENT WILL PROVIDE DIRECT PATIENT CARE AND PRACTICE IN A HOSPITAL, NURSING HOME, OR OTHER CLINICAL SETTING AND RESPONDENT MUST WORK IN SUCH SETTING A MINIMUM OF SIXTY-FOUR (64) HOURS PER MONTH UNDER THE FOLLOWING

STIPULATIONS FOR TWO (2) YEAR(S) OF EMPLOYMENT. THE LENGTH OF THE STIPULATION PERIOD WILL BE EXTENDED UNTIL SUCH TWENTY-FOUR (24) MONTHS HAVE ELAPSED. PERIODS OF UNEMPLOYMENT OR OF EMPLOYMENT THAT DO NOT REQUIRE THE USE OF A VOCATIONAL NURSE (LVN) LICENSE WILL NOT APPLY TO THIS STIPULATION PERIOD:

(4) RESPONDENT SHALL notify each present employer in nursing of this Order of the Board and the stipulations conditions on RESPONDENT's license. RESPONDENT SHALL present a complete copy of this Order and all Proposals for Decision issued by the Administrative Law Judge, if any, to each present employer within five (5) days of receipt of this Order. RESPONDENT SHALL notify all future employers in nursing of this Order of the Board and the stipulations on RESPONDENT's license. RESPONDENT SHALL present a complete copy of this Order and all Proposals for Decision issued by the Administrative Law Judge, if any, to each future employer prior to accepting an offer of employment.

(5) For the duration of the stipulation period, RESPONDENT SHALL be supervised by a Registered Nurse or a Licensed Vocational Nurse who is on the premises. The supervising nurse is not required to be on the same unit or ward as RESPONDENT, but should be on the facility grounds and readily available to provide assistance and intervention if necessary. The supervising nurse shall have a minimum of two (2) years experience in the same or similar practice setting to which the Respondent is currently working. RESPONDENT SHALL work only regularly assigned, identified and predetermined unit(s). RESPONDENT SHALL NOT be employed by a nurse registry, temporary nurse employment agency, hospice, or home health agency. RESPONDENT's current employment with Advanced Pediatric Care, Inc. is permitted provided another nurse is always present in home setting where direct care is given. RESPONDENT SHALL NOT be self-

employed or contract for services. Multiple employers are prohibited.

(7) RESPONDENT SHALL CAUSE each present employer in nursing to submit the Notification of Employment form, which is provided to the Respondent by the Board, to the Board's office within ten (10) days of receipt of this Order. RESPONDENT SHALL CAUSE each future employer to submit the Notification of Employment form, which is provided to the Respondent by the Board, to the Board's office within five (5) days of employment as a nurse.

(8) RESPONDENT SHALL CAUSE each employer to submit, on forms provided to the Respondent by the Board, periodic reports as to RESPONDENT's capability to practice nursing. These reports shall be completed by the Registered Nurse or Licensed Vocational Nurse who supervises the RESPONDENT. These reports shall be submitted by the supervising nurse to the office of the Board at the end of each three (3) month period for two (2) years of employment as a nurse.

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 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 this Order is subject to ratification by the Board. When this Order is ratified, the terms of this Order become effective, and 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 8th day of September, 2008.

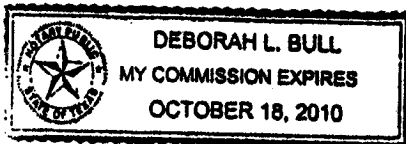
Hilda Marie Williams
HILDA MARIE WILLIAMS, Respondent

Sworn to and subscribed before me this 8th day of September, 2008.

SEAL

Deborah L Bull

Notary Public in and for the State of Texas



Approved as to form and substance.

Lee D. Thibodeaux
Lee D. Thibodeaux, Attorney for Respondent

Signed this 9th day of September, 2008.

WHEREFORE, PREMISES CONSIDERED, the Texas Board of Nursing does hereby ratify and adopt the Agreed Order that was signed on the 8th day of September , 2008 , by HILDA MARIE WILLIAMS, Vocational Nurse License Number 123207, and said Order is final.

Effective this 23rd day of October, 2008 .



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