



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 Thomas*  
Executive Director of the Board

BEFORE THE TEXAS BOARD OF NURSING

\*\*\*\*\*

In the Matter of § AGREED  
Registered Nurse License Number 578691 §  
issued to DIANNA LYNN YOUNG § ORDER

On this day the Texas Board of Nursing, hereinafter referred to as the Board, considered the matter of DIANNA LYNN YOUNG, Registered Nurse License Number 578691, hereinafter referred to as Respondent.

Information received by the Board produced evidence that Respondent may be subject to discipline pursuant to Section 301.452(b)(9),(10),(12)&(13), Texas Occupations Code.

Respondent waived notice and hearing and agreed to the entry of this Order approved by Katherine

A. Thomas, MN, RN, FAAN, Executive Director, on April 28, 2017.

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(s).
2. Respondent waived notice and hearing, and agreed to the entry of this Order.
3. Respondent's license to practice as a professional nurse in the State of Texas is in current status.
4. Respondent received a Baccalaureate Degree in Nursing from Kilgore College, Kilgore, Texas, on December 1, 1991. Respondent was licensed to practice professional nursing in the State of Texas on March 17, 1992.
5. Respondent's nursing employment history includes:
 

03/92 -07/94	RN	Henderson Memorial Henderson, Texas
08/94 - 05/01	RN	Highland Hospital Shreveport, Louisiana

Respondent's nursing employment history continued:

06/01 - 09/02	RN	Irving Place Nursing Home Shreveport, Louisiana
10/02 - 08/03	RN	Clear Lake Medical Center Clear Lake, Texas
09/03 - 07/05	RN	Memorial Hermann Southeast Hospital Houston, Texas
08/05 - 2008	RN	Courtyard Convalescent Center Houston, Texas
2008 - 2010	RN	West Houston Medical Center Houston, Texas
2010 - 06/14	RN	Kindred Health Care Houston, Texas
07/14 - 05/15	RN	SCU Richmond, Texas
06/15	Unknown	
07/15 - 10/15	RN	Gaspy Home Health Houston, Texas
11/15 - 03/16	RN	Nacogdoches Memorial Hospital Nacogdoches, Texas
04/16 - Present	RN	Rusk State Hospital Rusk, Texas

6. On February 13, 2007, Respondent was issued a Remedial Education Order. Respondent successfully completed the terms of the Order. A copy of the Findings of Fact, Conclusions of Law, and Order, dated February 13, 2007, is attached and incorporated herein, by reference, as part of this Order.
7. At the time of the initial incident, Respondent was employed as a Registered Nurse with Nacogdoches Memorial Hospital, Nacogdoches, Texas, and had been in that position for one (1) month.
8. On or about December 15, 2015, Respondent was arrested by the Harris County Sheriff's Constable's Office and subsequently charged with DRIVING WHILE INTOXICATED, a Class B misdemeanor offense, in the County Court at Law No. 14, Harris County, Texas,

under Cause No. 206367901010. This case is currently pending.

9. On or about March 13, 2016, while employed as a Registered Nurse with Nacogdoches Memorial Hospital, Nacogdoches, Texas, Respondent lacked fitness to practice professional nursing in that she exhibited impaired behavior while on duty, including: stumbling, appearing disoriented and lost, and being unable to enter the correct key code after multiple attempts. Respondent's conduct could have affected her ability to recognize subtle signs, symptoms or changes in the patients' conditions, and could have affected her ability to make rational, accurate, and appropriate assessments, judgements, and decisions regarding patient care, thereby placing the patients in potential danger.
10. On or about March 13, 2016, while employed as a Registered Nurse with Nacogdoches Memorial Hospital, Nacogdoches, Texas, Respondent engaged in the intemperate use of alcohol, in that she produced a specimen for a for cause drug screen that resulted positive for Alcohol Ethyl. Additionally, Respondent admitted to drinking wine coolers mixed with vodka prior to her shift. The use of alcohol by a Registered Nurse, while subject to call or duty, could impair the nurse's ability to recognize subtle signs, symptoms, or changes in a 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 a patient in potential danger.
11. In response to Finding of Fact Number Eight (8), Respondent admits she was arrested for DWI after an officer saw her weaving on the highway, but states the weaving was due to changing audio tapes. In response to Findings of Fact Numbers Nine (9) and Ten (10), Respondent admits she was drinking wine coolers in the early afternoon, and was not aware vodka had been added to them. Respondent states it hit her when she arrived to work. Respondent states from January 24, 2017, through April 7, 2017, she sought treatment at an inpatient facility.
12. Formal Charges were filed on March 15, 2017.
13. Formal Charges were mailed to Respondent on March 16, 2017.
14. Respondent's conduct as described in the preceding Finding(s) of Fact was reportable under the provisions of Sections 301.401-301.419, Texas Occupations Code.
15. Respondent's conduct as described in the preceding Finding(s) of Fact resulted from or was significantly influenced by Respondent's substance use disorder.
16. The Board finds that there exists serious risks to public health and safety as a result of impaired nursing care due to intemperate use of controlled substances or substance use disorder.
17. Respondent's compliance with the terms of a Board approved peer assistance program should be sufficient to protect patients and the public.

## 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(s) of 22 TEX. ADMIN. CODE § 217.11(1)(A), (1)(B) & (1)(T) and 22 TEX. ADMIN. CODE § 217.12(1)(A), (1)(B), (1)(E), (4), (5), (10)(A), (10)(D) & (11)(B).
4. The evidence received is sufficient cause pursuant to Section 301.452(b)(9), (10), (12) & (13), Texas Occupations Code, to take disciplinary action against Registered Nurse License Number 578691, heretofore issued to DIANNA LYNN YOUNG.
5. Pursuant to Section 301.463(d), Texas Occupations Code, this Agreed Order is a settlement agreement under Rule 408, Texas Rules of Evidence, in civil or criminal litigation.
6. The Board may, in its discretion, order a nurse to participate in a peer assistance program approved by the Board if the nurse would otherwise have been eligible for referral to peer assistance pursuant to Section 301.410, Texas Occupations Code.

## TERMS OF ORDER

### **I. PEER ASSISTANCE PROGRAM REQUIREMENTS**

IT IS THEREFORE AGREED and ORDERED that RESPONDENT SHALL comply with the following conditions for such a time as is required for RESPONDENT to successfully complete the **Texas Peer Assistance Program for Nurses (TPAPN)**:

- A. **Within forty-five (45) days** following the date of entry of this Order, RESPONDENT SHALL apply to TPAPN;
- B. **Within ninety (90) days** following the date of entry of this Order, RESPONDENT SHALL sign and execute the TPAPN participation agreement and complete the enrollment process, which SHALL include payment of a non-refundable participation fee payable to TPAPN in the amount of five hundred dollars (\$500.00);
- C. Upon acceptance into the TPAPN, RESPONDENT SHALL waive confidentiality and provide a copy of the executed TPAPN participation agreement to the Texas Board of Nursing;

- D. RESPONDENT SHALL comply with all requirements of the TPAPN participation agreement during its term and SHALL keep all applicable license(s) to practice nursing in the State of Texas current; and
- E. RESPONDENT SHALL CAUSE the TPAPN to notify the Texas Board of Nursing of any violation of the TPAPN participation agreement.

## II. COMPLIANCE WITH LAW AND APPLICABILITY

While under the terms of this Order, RESPONDENT agrees to 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.

- A. This Order SHALL apply to any and all future licenses issued to Respondent to practice nursing in the State of Texas.
- B. This Order SHALL be applicable to Respondent's nurse licensure compact privileges, if any, to practice nursing in the State of Texas.
- C. As a result of this Order, Respondent's license will be designated "single state" and Respondent may not work outside the State of Texas in another nurse licensure compact party state without first obtaining the written permission of the Texas Board of Nursing and the Board of Nursing in the nurse licensure compact party state where Respondent wishes to work.

## III. REMEDIAL EDUCATION COURSE(S)

In addition to any continuing education requirements the Board may require for licensure renewal, RESPONDENT SHALL successfully complete the following remedial education course(s) **within one (1) year of entry of this Order:**

**A Board-approved course in Texas nursing jurisprudence and ethics** that shall be a minimum of six (6) 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. Home study courses and video programs will not be approved.

In order to receive credit for completion of this/these course(s), RESPONDENT SHALL CAUSE the instructor to submit a Verification of Course Completion form or SHALL submit the continuing education certificate, as applicable, to the attention of Monitoring at the Board's office. RESPONDENT SHALL first obtain Board approval of any course prior to enrollment if the course is not being offered by a pre-approved provider. *Information about Board-approved courses and Verification of Course Completion forms are available from the Board at [www.bon.texas.gov/compliance](http://www.bon.texas.gov/compliance).*

**IV. EFFECT OF NONCOMPLIANCE**

SHOULD RESPONDENT fail to comply with this Order or the terms of the participation agreement with the TPAPN, such noncompliance will result in further disciplinary action including TEMPORARY SUSPENSION pursuant to Section 301.4551, Texas Occupations Code, or REVOCATION of Respondent's license(s) and nurse licensure compact privileges, if any, to practice nursing in the State of Texas.

**V. RESTORATION OF UNENCUMBERED LICENSE(S)**

Upon full compliance with the terms of this Order, all encumbrances will be removed from RESPONDENT'S license(s) to practice nursing in the State of Texas and RESPONDENT may be eligible for nurse licensure compact privileges, if any.

BALANCE OF THIS PAGE INTENTIONALLY LEFT BLANK.

CONTINUED ON NEXT PAGE.

RESPONDENT'S CERTIFICATION

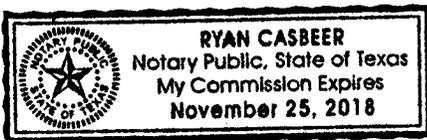
I understand that I have the right to legal counsel prior to signing this Agreed Order. I waive representation by counsel. I have reviewed this Order. I neither admit nor deny the violation(s) alleged herein. I do acknowledge possessing a diagnosis that deems me eligible to participate in the Texas Peer Assistance Program for Nurses. By my signature on this Order, I agree to the entry of this Order and all conditions of said Order to obtain disposition of the allegations through peer assistance and to avoid further disciplinary action in this matter. I waive judicial review of this Order. I understand that this Order becomes effective upon acceptance by the Executive Director on behalf of the Texas Board of Nursing, 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(s) to practice nursing in the State of Texas, as a consequence of my noncompliance.

Signed this 12 day of June, 2017.

Dianna Lynn Young  
DIANNA LYNN YOUNG, Respondent

Sworn to and subscribed before me this 12 day of June, 2017.

SEAL



Ryan Casbeer

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 12th day of June, 2017, by DIANNA LYNN YOUNG, Registered Nurse License Number 578691, and said Order is final.

Effective this 15th day of June, 2017.



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



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 BOARD OF NURSE EXAMINERS  
FOR THE STATE OF TEXAS

\*\*\*\*\*

In the Matter of Registered Nurse                   §                   AGREED  
License Number 578691 issued to                   §  
DIANNA LYNN YOUNG                                   §                   ORDER

On this day the Board of Nurse Examiners for the State of Texas, hereinafter referred to as the Board, considered the matter of DIANNA LYNN YOUNG, Registered Nurse License Number 578691, 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 December 19, 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 professional nursing in the State of Texas.
4. Respondent received an Associate Degree in Nursing from Kilgore College, Kilgore, Texas on December 1, 2001, and received a Baccalaureate Degree in Nursing from The University of Texas at Arlington, Arlington, Texas, on August 21, 1993. Respondent was licensed to practice professional nursing in the State of Texas on March 17, 1992.
5. Respondent's professional nursing employment history includes:

03/92-07/94	Staff/Charge Nurse	Henderson Memorial Henderson, Texas
-------------	--------------------	--

Respondent's professional nursing employment history continued:

08/94-05/01	Charge Nurse	Highland Hospital Shreveport, Louisiana
06/01-09/02	Supervisor	Irving Place Nursing Home Shreveport, Louisiana
10/02-08/03	Staff Nurse	Clear Lake Medical Center Clear Lake, Texas
09/03-07/05	Staff Nurse	Memorial Hermann Southeast Hospital Houston, Texas
08/05-Present	ADON	Courtyard Convalescent Center Houston, Texas

6. At the time of the initial incident in Finding of Fact Number Seven (7), Respondent was employed as a Staff Nurse with Memorial Hermann Southeast Hospital, Houston Texas, and had been in this position for one (1) year and ten (10) months.
7. On or about July 5, 2005, while employed as a Staff Nurse with Memorial Hermann Southeast Hospital, Houston, Texas, Respondent failed to follow proper patient identification procedures prior to the administration of Total Parenteral Nutrition (TPN) to Patient Medical Record Number 345803095159, as ordered by the physician. Respondent prepared the TPN and carried it to the wrong patient's room, a room which was located adjacent to the correct patient's room. Prior to the TPN actually being administered to the wrong patient, the charge nurse discovered the error and informed Respondent that she was in the wrong room. Respondent's conduct was likely to injure the patient in that the patient could have been at risk of metabolic upset, fluid overload and hypersensitivity reactions, possibly leading to death.
8. On or about July 5, 2005, while employed as a Staff Nurse with Memorial Hermann Southeast Hospital, Houston, Texas, Respondent failed to properly verify Platelets, per Blood/Blood Product administration procedures, prior to administering the Platelets to Patient Medical Record Number 34807355181. Verification of Blood/Blood Product to patient match must be performed by two licensed nurses prior to administration to ensure patient safety. Respondent failed to have a second nurse verify the Platelets, and therefore, did not properly ensure that the Platelets would be safely administered to the patient. Respondent's conduct was likely to injure the patient in that the patient could have been at risk for anaphylactic shock, hematological imbalance, and possibly death.

9. In response to the incidents in Findings of Fact Numbers Seven (7) and Eight (8), Respondent states she never intended to place patients at risk. She states that she had mistakenly entered the wrong room with the TPN, but did not begin its administration, and states further that when she became aware she was in the incorrect room, she retrieved the TPN container and correctly administered it appropriately to the intended patient. Respondent takes full responsibility in her failure to perform the Blood/Blood Product to patient match at bedside with another nurse, and she acknowledges that she was non-compliant with facility policy and procedures.

#### 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)(B)&(1)(C) and 217.12(1)(A)&(4).
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 578691, heretofore issued to DIANNA LYNN YOUNG, including revocation of Respondent's license to practice professional 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 Professional 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 professional 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 DIANNA LYNN YOUNG 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. 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, and documentation of care. 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 on the Board's website, [www.bne.state.tx.us](http://www.bne.state.tx.us) (under: About the Board; BNE Meetings and Events).*

(3) RESPONDENT SHALL, within one (1) year of entry of this Order, successfully complete a course in medication administration. 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. The didactic portion of this course shall be a minimum of six (6) hours in length. The course shall contain a minimum twenty-four (24) hour clinical component which is to be provided by the same Registered Nurse who provides the didactic portion of this course. The clinical component SHALL focus on tasks of medication administration only. In order for the course to be approved, the course's content shall include: a review of proper administration procedures for all standard routes; computation of drug dosages; the five (5) rights of medication administration; factors influencing the choice of route; and possible adverse effects resulting from improper administration. The course description shall indicate goals and objectives for the course, resources to be utilized, and the methods to be used to determine successful completion of the course. RESPONDENT SHALL successfully complete both the didactic and clinical portions of the course to satisfy this stipulation. RESPONDENT SHALL CAUSE the instructor 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 on the Board's website, [www.bne.state.tx.us](http://www.bne.state.tx.us) (under: About the Board; BNE Meetings and Events).*

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 professional nursing in the State of Texas.

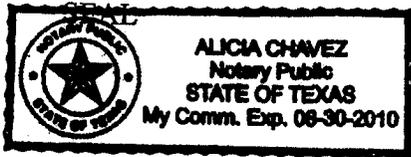
RESPONDENT'S CERTIFICATION

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 license to practice professional nursing in the State of Texas, as a consequence of my noncompliance.

Signed this 6 day of February, 2007.

Dianna Lynn Young  
DIANNA LYNN YOUNG, Respondent

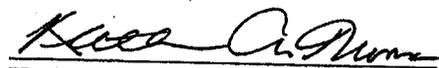
Sworn to and subscribed before me this 6<sup>th</sup> day of February, 2007.



Alicia Chavez  
Notary Public in and for the State of TX

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 6<sup>th</sup> day of February, 2007, by DIANNA LYNN YOUNG, Registered Nurse License Number 578691, and said Order is final.

Effective this 13<sup>th</sup> day of February, 2007.



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