

BEFORE THE BOARD OF NURSE EXAMINERS
FOR THE STATE OF TEXAS

In the Matter of License Number 255284 § AGREED
issued to JUNE J. SIVITS § ORDER

An investigation by the Board produced evidence indicating that JUNE J. SIVITS, hereinafter referred to as Respondent, License Number 255284, may have violated Article 4525(b)(9), Revised Civil Statutes of Texas, as amended.

An informal conference was held on May 16, 2000, at the office of the Board of Nurse Examiners, in accordance with Section 301.464 of the Texas Occupations Code.

Respondent appeared in person. Respondent was notified of her right to be represented by legal counsel and elected to waive representation by counsel. In attendance were Katherine A. Thomas, MN, RN, Executive Director; James W. Johnston, General Counsel; Anthony L. Diggs, MSCJ, Director, Enforcement Division; and Karen Burk, BSN, RN, C, Investigator.

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, notice and hearing, and consented to the entry of this Order.
3. Respondent is currently licensed to practice professional nursing in Texas.
4. Respondent received an Associate Degree in Nursing from Odessa College, Odessa, Texas, in 1981. Respondent was licensed to practice professional nursing in the State of Texas in 1981.
5. On September 22, 1993, Respondent was issued a Reprimand with Stipulations by the Board of Nurse Examiners for the State of Texas. A copy of the Order is attached and incorporated by reference as a part of this Order.

6. Respondent's professional employment history includes:

November 1981-September 1983	Staff/Charge Nurse Bridgeport Hospital Bridgeport, Texas
September 1983-August 1988	Charge RN Jack County Hospital Jacksboro, Texas
January 1989-April 1991	Infirmiry Supervisor Abilene State School Abilene, Texas
August 1991-March 1992	Part Time RN Bridgeport Care Center Bridgeport, Texas
March 1992-May 1992	Home Health Nurse Family Services Home Health Bridgeport, Texas
November 1992-December 1992	Director of Nurses Bridgeport Care Center Bridgeport, Texas
December 1992-July 1994	Director of Nurses Decatur Convalescent Center Decatur, Texas
July 1994-December 1994	Director of Nurses Bridgeport Care Center Bridgeport, Texas
July 1995-September 1995	Charge Nurse-Medicare Wing River Oaks Nursing Center Fort Worth, Texas
November 1995-May 1999	Charge Nurse Bellmire Health Care Facilities Bowie, Texas
May 1999	Charge RN Crescent Care Bridgeport, Texas
June 1999-November 1999	Not employed in nursing

IT IS FURTHER AGREED that:

(1) RESPONDENT SHALL deliver the wallet-size license issued to JUNE J. SIVITS, to the office of the Board of Nurse Examiners within ten (10) days of the date of this Order.

(2) RESPONDENT SHALL, within one (1) year of entry of this Order, successfully complete a course in nursing jurisprudence. RESPONDENT SHALL obtain Board approval of the course prior to enrollment. Home study courses and video programs will not be approved. In order for the course to be approved, the target audience must include registered nurses. It must 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 is to be taken in addition to any continuing education requirements the Board may have for relicensure.

(3) RESPONDENT SHALL, within one (1) year of entry of this Order, successfully complete a course in physical assessment. RESPONDENT SHALL obtain Board approval of the course prior to enrollment. Home study courses and video programs will not be approved. The target audience must include registered nurses. The didactic portion of this course must be a minimum of six (6) hours in length. The course must contain a minimum twenty-four (24) hour clinical component to be supervised by another registered nurse. To be approved, the course should cover all systems of the body. The course description must 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 is to be taken in addition to any

continuing education requirements the Board has for relicensure.

(4) 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. Home study courses and video programs will not be approved. The course must be a minimum of six (6) hours in length. In order for the course to be approved, the target audience must include registered nurses. The course must contain content on the following: guidelines and processes for good reporting and recording; legal guidelines for recording; methods 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 is to be taken in addition to any continuing education requirements the Board has for relicensure.

IT IS FURTHER AGREED, SHOULD RESPONDENT CHOOSE TO PRACTICE AS A REGISTERED NURSE IN THE STATE OF TEXAS, RESPONDENT WILL PROVIDE DIRECT PATIENT CARE AND PRACTICE IN A HOSPITAL, NURSING HOME, OR OTHER CLINICAL SETTING, UNDER THE FOLLOWING STIPULATIONS FOR ONE (1) YEAR OF EMPLOYMENT:

(5) RESPONDENT SHALL notify each present employer in professional nursing of this Order of the Board and the stipulations on RESPONDENT's license. RESPONDENT SHALL present a copy of this Order to each present employer within five (5) days of receipt of this Order. RESPONDENT SHALL notify all future employers in professional nursing of this Order of the Board and the stipulations on RESPONDENT's license. RESPONDENT SHALL present a copy of this Order to each future employer prior to accepting an offer of employment.

(6) RESPONDENT SHALL CAUSE each present employer in professional nursing to submit the Notification of Employment form, which is provided 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 to the Board's office within five (5) days of employment as a professional nurse.

(7) RESPONDENT SHALL be supervised by a registered nurse who is on the premises. The supervising RN 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. RESPONDENT SHALL work only regularly assigned, identified and predetermined unit(s). RESPONDENT SHALL NOT be employed by a nurse registry, temporary nurse employment agency, or home health agency. RESPONDENT SHALL NOT be self-employed or contract for services. Multiple employers are prohibited.

(8) RESPONDENT SHALL CAUSE each employer to submit, on forms provided by the Board, periodic reports as to RESPONDENT's capability to practice professional nursing. These reports shall be completed by the Registered Nurse who supervises the RESPONDENT. These reports shall be submitted to the office of the Board at the end of each three (3) months for one (1) year of employment as a professional nurse.

IT IS FURTHER AGREED, that upon full compliance with the terms of this Order, RESPONDENT SHALL be issued an unencumbered license to practice professional nursing in the State of Texas.

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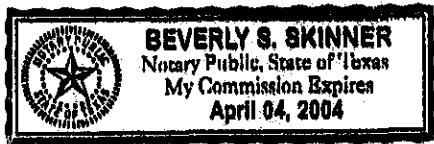
RESPONDENT'S CERTIFICATION

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

Signed this 20 day of June, 2000.

June J. Sivits
JUNE J. SIVITS, Respondent


SEAL



Beverly S. Skinner
Notary Public in and for the State of Texas

WHEREFORE, PREMISES CONSIDERED, the Board of Nurse Examiners for the State of Texas does hereby ratify and adopt the Agreed Order that was signed on the 20th day of June, 2000, by JUNE J. SIVITS, License Number 255284, and said Order is final.

Effective this 20th day of July, 2000.


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

BEFORE THE BOARD OF NURSE EXAMINERS
FOR THE STATE OF TEXAS

In the Matter of Permanent Certificate §
Number 255284 issued to §
JUNE J. SIVITS §

CONSENT ORDER

Following receipt of information, a hearing was held on August 18, 1993, at the office of the Board of Nurse Examiners, hereinafter referred to as the Board, in accordance with Article 4525(b), Revised Civil Statutes of Texas, as amended. JUNE J. SIVITS, license number 255284, hereinafter referred to as Respondent, was in attendance. The Director of the Department of Practice and Compliance presided at the hearing and makes the following:

FINDINGS OF FACT

1. Respondent is currently licensed to practice professional nursing in the State of Texas.
2. On or about April 17, 1992, Respondent placed a patient on a PCA pump. The pump failed to have a "lock out" programmed into the setting for this patient, resulting in an overdose of medication.
3. Respondent desires to continue her career in professional nursing.

CONCLUSIONS OF LAW

1. The Board has jurisdiction over this matter.
2. Based upon the evidence received, Respondent is in violation of Article 4525(a)(9), Revised Civil Statutes of Texas, as amended.
3. The evidence presented constitutes sufficient evidence to take action under powers granted by Article 4525(b), Revised Civil Statutes of Texas, as amended.

RESPONDENT'S STATEMENT OF AGREEMENT

By signature on this Order, I agree to entry of this Order dispensing with the need for further disciplinary action in this matter. I understand that:

1. This Order is subject to ratification by the Board at their next regularly scheduled meeting;
2. If this Order is ratified by the Board, my license to practice professional nursing in the State of Texas will be issued a reprimand with stipulations; and
3. I have the right to legal counsel prior to entering into this Order.

I have reviewed this Order. I consent to the issuance of a reprimand on my license to practice professional nursing in the State of Texas.

I agree to return my current certificate of re-registration (wallet size) to the office of the Board for appropriate notation within ten (10) days of the date of entry of the Board Order.

I further consent to adhere to the following stipulations for one year:

(1) RESPONDENT shall, within one (1) year of entry of this Order, successfully complete courses in the following areas:

Medication Administration (with a clinical component); and
Nursing Jurisprudence.

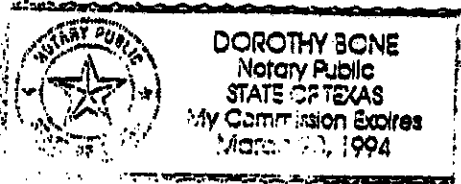
RESPONDENT shall obtain Board approval of course prior to enrollment.

RESPONDENT shall cause the sponsoring institution to submit a Verification of Completion form to verify RESPONDENT's successful completion of the course.

Dated the 1 day of Sept, 1993.

JUNE J. SIVITS

Sworn to before me this 1 day of September 1993



Notary Public [Signature]
In and for the State of Texas

WHEREFORE, PREMISES CONSIDERED, the Board of Nurse Examiners for the State of Texas does hereby ratify and adopt the Consent Order signed by JUNE J. SIVITS, license number 255284, on the 1st day of September, 1993, and said Order is final.

Entered this 22nd day of September, 1993.

Louise Waddill
Louise Waddill, Ph.D., R.N.
Executive Director on behalf of said Board



Board of Nurse Examiners For the State of Texas

Linda Rounds, PhD, RN, President, Galveston Thalia Munoz, MS, RN, Vice-President, Rio Grande City Deborah Hughes Bell, Abilene Virginia Campbell, BSN, RN, CNOR, Mesquite Lawrence Canfield, MS, Ed, RN, CRNA, Temple Marcelo Lajtas, Jr., Floresville Sue McGee, MSN, RN, Amarillo Elizabeth Poster, PhD, RN, Arlington Phyllis Caves Rawley, El Paso

October 19, 2001

June Sivits, RN
Rt. 3 Box 412
Bowie TX 76230
Ransom Canyon TX 79366

Dear Ms. Sivits:

This office has received all Certificate of Completion forms indicating your successful completion of your Board-approved courses and all Nursing Performance Evaluations. Our records now reflect your successful completion of the requirements of the Order of the Board issued to you July 20, 2000.

An "uncoded" license has been requested for you. Upon its receipt, destroy the "coded" license now in your possession.

If you should have any questions, do not hesitate to contact this office at (512) 305-6838.

Sincerely,

Diana Vandiver
Diana Vandiver
Monitoring