

BEFORE THE TEXAS BOARD OF NURSING

In the Matter of Registered Nurse License Number 639135 § AGREED
issued to ELIZABETH JANE BOCHUS, A/K/A §
ELIZABETH JANE MILLER § ORDER

On this day the Texas Board of Nursing, hereinafter referred to as the Board, considered the matter of ELIZABETH JANE BOCHUS, Registered Nurse License Number 639135, 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 October 22, 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 a Diploma in Nursing from St. Clair College of Applied Arts and Technology, Windsor, Ontario, Canada, on June 20, 1992. Respondent was licensed to practice professional nursing in the State of Texas on March 31, 1997.
5. Respondent's professional nursing employment history includes:

05/97 - 12/00	RN	Methodist Healthcare Houston, Texas
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Respondent's professional nursing employment history (continued):

12/00 - 04/04	RN	Texas Children's Hospital Houston, Texas
05/04 - 10/06	RN	St. Luke's Episcopal Hospital Houston, Texas
11/06 - Present	Unknown	

6. At the time of the initial incident, Respondent was employed as a Registered Nurse with St. Luke's Episcopal Hospital, Houston, Texas, and had been in this position for approximately two (2) years and five (5) months.
7. On or about October 19, 2006, while employed as a Registered Nurse with St. Luke's Episcopal Hospital, Houston, Texas, and after she had reported to work for her scheduled shift, and after she had started making assignments, Respondent became angered and emotionally upset, and picked up her belongings and left the unit. When Respondent was confronted about leaving the unit, she was less than truthful with her supervisor when she informed her supervisor that she left the unit due to a family emergency, and that she had arranged for another nurse to work part of her shift for her. In addition, when asked to return to the unit to discuss the situation, Respondent declined and stated that anytime she got mad, she would go home and that "they all could just triple in their workload." Respondent's conduct was likely to injure patients in that leaving the nursing assignment could have resulted in the patients not getting the care that they needed.
8. In response to Finding of Fact Number Seven (7), Respondent states that it was her mental state due to personal issues and her physical health that significantly contributed to the incident that occurred at St. Luke's Episcopal Hospital on October 19, 2006.

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)(B)&(1)(I) and 22 TEX. ADMIN. CODE §217.12(1)(B),(4)&(12).

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 639135, heretofore issued to ELIZABETH JANE BOCHUS, 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 Texas Board of Nursing, 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 ELIZABETH JANE BOCHUS to the office of the Texas Board of Nursing 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.bon.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 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 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 18 day of Dec, 2007.

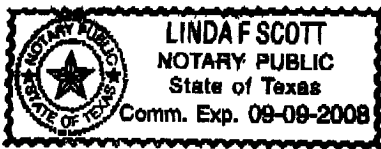
Elizabeth Jane Bochus
ELIZABETH JANE BOCHUS, Respondent

Sworn to and subscribed before me this 18 day of December, 2007.

SEAL

Linda Scott

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 18th day of December, 2007, by ELIZABETH JANE BOCHUS, Registered Nurse License Number 639135, and said Order is final.

Effective this 20th day of December, 2007.



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