

LOUISIANA STATE BOARD OF PRACTICAL NURSE EXAMINERS
 3421 NORTH CAUSEWAY BOULEVARD, SUITE 505
 METAIRIE, LOUISIANA 70002-3715
 (504) 838-5791
 FAX (504) 838-5279
 www.lsbpne.com

In the matter of: **Kristen Voland**
 310 Heritage Circle
 Pulaski, PA 16143

License #20102450

Date offered: **February 7, 2014**

Date offer expires: **March 7, 2014**

CONSENT AGREEMENT/ORDER

The Louisiana State Board of Practical Nurse Examiners does hereby offer this consent agreement/order to **Kristen Voland, license #20102450**, based on the following:

FINDINGS OF FACT

1. The board received a report from Ochsner Medical Center West Bank indicating the respondent was terminated 9/16/13. Reportedly, on 9/12/13, a patient was ordered to receive pain medication IVP. The respondent administered the medication IVPB and charted that the medication had been given by an RN. When this nurse questioned the respondent about it, she said it had been given by a different RN. When the second RN questioned the respondent about this, she changed the documentation to indicate the medication had been "given by RN".
2. In her response to the board, the respondent indicated that she was wrongly terminated and formally appealed her employer's termination. The Administrative Law Judge reversed the agency's determination to disqualify the respondent's unemployment insurance benefits. Although the respondent maintained the position that she did not falsify any documentation, she did admit and take ownership of a medication error.
3. The board received additional information from Ochsner Medical Center that the respondent was given a corrective action form on 12/21/11 for failure to log off or lock her computer station and improper use of computer. The respondent's supervisor received communication from Corporate Integrity indicating that the respondent accessed medical information of a family member who had listed her as the emergency contact. The family member was not a patient on the Med Surg floor. This was a violation of the HIPAA Privacy Rule.

KV

Kristen Voland C.A.

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CONCLUSIONS OF LAW

Based on the evidence submitted, the board has concluded that **Ms. Voland** is in violation of the following provisions of Louisiana Revised Statutes, Title 37, Chapter 11. Nurses, Part II. Practical Nurses, Section 969 A. (4):

- (f) **is guilty of unprofessional conduct;**
- (g) **has violated any provisions of this Part; and**

As further defined in the Louisiana Administrative Code, Title 46, Part XLVII. Nurses, Subpart 1, Practical Nurses, Section 306:

- 8. **being guilty of unprofessional conduct;**
 - a. **failure to practice practical nursing in accordance with the standards normally expected;**
 - b. **failure to utilize appropriate judgment in administering nursing practice;**
 - c. **failure to exercise technical competence in carrying out nursing care;**
 - d. **violating the confidentiality of information or knowledge concerning a patient;**
 - g. **improper use of drugs, medical supplies, or patients' records;**
 - h. **misappropriating personal items of an individual or the agency;**
 - j. **intentionally committing any act that adversely affects the physical or psychosocial welfare of the patient;**
 - p. **inappropriate, incomplete or improper documentation;**
 - t. **violating any provisions of R.S. 37:961 et seq. (the practical nursing practice act), as amended or aiding or abetting therein.**

In lieu of a formal hearing on the matter, the respondent consents to accept and abide by the following orders of the board:

1. The respondent shall be issued a letter of reprimand as disciplinary action against the respondent's license for the violations of the Nurse Practice Act.
2. The respondent is hereby fined **\$500.00** for the violations of the Nurse Practice Act, payable by **cashier's check or money order only**, due within **ninety (90) days** from the date of this order.

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3. The respondent shall successfully complete the following courses:
- **Documentation for Nurses** (Minimum of 20 CEUs)
 - **Medication Errors** (Minimum of 15 CEUs)
 - **Nursing Procedures** (Minimum of 30 CEUs)

Evidence of completion of courses is due in the board office within **ninety (90) days** from the date of this order.

The respondent is hereby notified and by signature Kristen L. Voland
 acknowledges and agrees that failure to comply with the orders of the board may result in any or all of the following:

VIOLATIONS

Failure to comply with any and/or all sections of this order may result in any and/or all of the following: a) immediate suspension of license, b) indefinite suspension of license, c) ineligibility for annual renewal of license, d) additional fines/penalties up to \$500.00 per occurrence, e) increased probationary period, f) summary suspension, and/or g) revocation.

RV

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CONSENT AGREEMENT/ORDER ACCEPTANCE

I, **Kristen Voland**, the undersigned respondent, agree that the board has jurisdiction over the matter and specifically waive my right to contest these findings in any subsequent proceedings before the board. I understand that this agreement shall constitute as public record and is considered disciplinary action by the board. I also understand that this action will be reported as mandated to all state and federal agencies.

I further acknowledge and attest that I have fully cooperated with the Louisiana State Board of Practical Nurse Examiners in resolving this matter and intend to comply with all stipulations of this agreement.

I voluntarily agree to sign and have witnessed the terms of this agreement for the purpose of avoiding a formal hearing with the Louisiana State Board of Practical Nurse Examiners.

I do say that I freely, knowingly and voluntarily enter into this agreement. I understand that I have a right to a hearing in the matter and I freely waive such right. I understand that I have a right to legal counsel prior to entering into this agreement.

I understand that this agreement is effective immediately upon signature of the executive director and will become an order of the board. It is understood that this agreement does not preclude the Board of Practical Nurse Examiners from requiring a formal hearing of my case. I further understand that should this agreement not be accepted by the board, I agree that presentation to and consideration of this agreement, the documenting evidence and information obtained by the board shall not unfairly or illegally prejudice the board or any of its members from participation in hearings or other proceedings pertaining to these or other matters.

I further agree that if at any point during the execution of this agreement, I violate the stipulations set forth, my license will be suspended. In order for my license to be reinstated, I must demonstrate, to the satisfaction of the board that I pose no danger to the practice of nursing or to the public and that I can safely and competently perform the duties of a practical nurse. The board, in reinstating my license, will require a period of probation, along with supportive conditions or stipulations as outlined in this agreement to ensure that patients and the public are protected.

<u>Kristen L Voland</u> <u>Kristen L Voland</u> Signature of licensee/applicant	<u>02-26-2014</u> Date
<u>DEBORAH K SHOUFF</u> <u>Deborah K Shouff</u> Signature of witness #1	<u>2-26-2014</u> Date
<u>MATTHEW CS SHOUFF</u> <u>Matthew C Shouff</u> Signature of witness #2	<u>2-26-2014</u> Date
<u>M Lynn Ansardi RN</u> <u>M. LYNN ANSARDI, RN</u> EXECUTIVE DIRECTOR	<u>3/11/14</u> Date

KV
Kristen Voland C.A.