

**BEFORE THE OREGON  
STATE BOARD OF NURSING**

<b>In the Matter of</b>	)	
	)	
<b>RACHEL V. BROCKETT-BELL, LPN</b>	)	<b>FINAL ORDER</b>
	)	
<b>License No. 093005161LPN</b>	)	<b>Case No. <u>10-621</u></b>
_____	)	

The Oregon State Board of Nursing (Board) is the state agency responsible for licensing, regulating and disciplining certain health care providers, including licensed practical nurses in the State of Oregon. Rachel V. Brockett-Bell (Licensee) is a licensed practical nurse in the State of Oregon.

The Board considered this Matter on January 19, 2011. Licensee did not appear personally. The issue for the Board was whether to approve the Stipulation for Reprimand of Practical Nurse License signed by Licensee on November 23, 2010 and so dispense with this matter pursuant to ORS 183.417(3).

Upon review of the Stipulation for Reprimand of Practical Nurse License and the agency file in this Matter, the Board finds that reasonable factual and legal grounds exist to support approval of the stipulation.

It is hereby **ORDERED** that the practical nurse license of Rachel V. Brockett-Bell be reprimanded and that the Stipulation for Reprimand of Practical Nurse License signed by Licensee on November 23, 2010 be approved and by this reference incorporated herein, and

It is further **ORDERED** that Licensee shall meet all of the terms and conditions as stated in the stipulation.

DATED this \_\_\_\_\_ day of January 2011

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Patricia Markesino, RN  
Board President

**BEFORE THE BOARD OF NURSING  
OF THE STATE OF OREGON**

In the Matter of ) ) ) <b>RACHEL V. BROCKETT BELL, LPN</b> ) <b>License No. 089003191RN</b> ) _____ )	)	<b>STIPULATION FOR REPRIMAND OF PRACTICAL NURSE LICENSE</b>  Case No. <u>10-621</u>
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The Oregon State Board of Nursing, (Board) is the state agency responsible for the licensure and regulation of licensed practical nurses in the state of Oregon. Rachel V. Brockett Bell (Licensee) is a licensed practical nurse in the state of Oregon. The Board first issued her license on October 13, 1993.

In an incident on June 20, 2010 at the nursing facility where she worked, Licensee failed to take action for a client's health, welfare and safety. A certified nursing assistant (CNA) at the nursing facility notified Licensee that a half cast or splint was not in place on the right arm of a client. According to the client's care plan and physician orders, the splint was to be in place at all times for a non-healing displaced fracture of the right forearm.

Following the report from the CNA to Licensee that the client's splint was not in place, Licensee failed to meet the nursing standard and follow facility policy regarding the incident. Licensee did not attempt to locate the splint, notify the physician that the brace had been off the client's arm for an unspecified length of time or initiate alert charting. Additionally, Licensee failed to notify the client's family, assess the client for injury, notify the facility RN care manager or report the incident to the evening charge nurse at shift change. The incident did not result in client injury.

The above conduct is a violation of the provisions of **ORS 678.111 (1) (f), and OAR 851-045-0070 (1) (a) and (b) and (c); (3) (b) and (h)** which reads as follows:

**ORS 678.111**

- (1) Issuance of a license to practice nursing, whether by examination or by endorsement, of any person may be refused or the license may be revoked or suspended or the Licensee may be placed on probation for a period specified by the Oregon State Board of Nursing and subject to such condition as the Board may impose or may be issued a limited license or may be reprimanded or censured by the Board, for any of the following causes:
  - (f) Conduct derogatory to the standards of nursing

**Conduct Derogatory to the Standards of Nursing Defined  
851-045-0070**

Nurses, regardless of role, whose behavior fails to conform to the legal standard and accepted standards of the nursing profession, or who may adversely affect the health, safety, and welfare of the public, may be found guilty of conduct derogatory to the standards of nursing. Such conduct shall include, but is not limited to the following:

- (1) Conduct related to the client's safety and integrity:

- (a) Developing, modifying, or implementing standards of nursing practice/care, which jeopardize patient safety.
  - (b) Failing to take action to preserve or promote the client's safety based on nursing assessment and judgment.
  - (c) Failing to develop, implement and/or follow through with the plan of care.
- (3) Conduct related to communication:
- (b) Incomplete recordkeeping regarding client care; including but not limited to failure to document care given or other information important to the client's care or documentation which is inconsistent with the care given
  - (h) Failing to communicate information regarding the client's status to members of the health care team (physician, nurse practitioner, nursing supervisor, nurse co-worker) in an ongoing and timely manner

Licensee admits her conduct constitutes violations as described above and wishes to cooperate with the Board in resolving the present disciplinary problems.

Licensee understands that this Stipulation for Reprimand will be submitted to the Board for approval, and that it is subject to its confirmation.

Licensee understands that, by entering into this Stipulation for Reprimand, she waives the right to an administrative hearing under ORS 183.310 to 183.550.

Licensee understands that this Stipulation for Reprimand will become a public record when the Board issues an order implementing it.

**THEREFORE**, the following will be proposed to the Board and is agreed to by Licensee:

**That the practical nurse license of Rachel V. Brockett-Bell be reprimanded.**

Licensee, by her signature below, attests that she has read and understood this stipulation and declares that no promises, representations, duress, or coercion have been used to induce her to sign it.

Dated this \_\_\_\_\_ day of \_\_\_\_\_ 2010

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Rachel V. Brockett-Bell, LPN

FOR THE BOARD OF NURSING OF THE STATE OF OREGON

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Marilyn L. Hudson, RN, MSN, CNS, FRE  
Investigations Manager  
Investigations Department

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