

**ELIGIBILITY AND DISCIPLINARY COMMITTEE REPORT FOR
February 14, 2017 and March 21, 2017**

The Eligibility and Disciplinary Committee (Committee) convened on February 14, 2017 and March 21, 2017. This report collectively summarizes the matters and decisions made at the time of the meeting¹.

Petitioners for Licensure

The Committee considered two (2) petitions for licensure:

1. Petitioner filed an application for licensure by endorsement and disclosed an arrest for the offense of SEXUAL BATTERY, UNCONSCIOUS PERSON, committed on or about August 21, 2008, in Los Angeles, California. On or about September 18, 2008, Petitioner was arrested by Norwalk Sheriff's Office, California for the offense of BATTERY, SPOUSE/EX SP/DATE/ETC. On or about October 1, 2009, Petitioner entered a plea of Nolo Contendere to ASSAULT AND BATTERY, a misdemeanor offense, and as a result of the conviction, Petitioner was sentenced to confinement for a period of forty-five (45) days, ordered to pay a fine in lieu of jail, and ordered to pay court costs.

Petitioner appeared by telephone. The Committee voted to **approve** the petition with the following stipulations: NCSBN course Critical Thinking; and Nursing Jurisprudence and Ethics

2. Petitioner filed a petition for declaratory order and disclosed the offense of INJURY TO A CHILD, 14 YRS OR YOUNGER, a First Degree Felony offense, committed on or about December 3, 2001. Petitioner entered a plea of Guilty to and was convicted of INJURY TO A CHILD on or about September 16, 2004. As a result of the conviction, Petitioner was sentenced to confinement in the Institutional Division, Texas Department of Criminal Justice, for a period of six (6) years, and ordered to pay court costs. On or about September 13, 2010, Petitioner was discharged from probation.

Petitioner submitted counseling reports and numerous letters of support.

Petitioner appeared in person with her attorney. The Committee voted to **approve** the petition with the following stipulations: NCSBN course Critical Thinking; Nursing Jurisprudence and Ethics; notify present/future employers of the board order; submit notification of employment; incident reporting; submit therapy reports; and provide employer reports for a period of one (1) year.

¹ This report should be reviewed in order to keep apprised of issues and decisions so that the Board may remain consistent with precedent.

Petitioners for an Exception to a Previous Board Order

The Committee considered fifteen (15) petitions for an exception to a previous board order:

1. Petitioner requested an Exception to a previous Board Order dated January 27, 2008, requesting she be granted an unencumbered license. It was the Committee's decision to deny an unencumbered license, but **grant** a modification with the following stipulations: complete a refresher course, notify present/future employers of the board order; submit notification of employment; incident reporting; and provide employer reports for a period of one (1) year.
2. Petitioner requested an Exception to a previous Board Order dated November 12, 2014, requesting she be allowed to in home health. It was the Committee's decision to **grant** a modification to allow physician supervision in a clinical setting.
3. Petitioner requested an Exception to a previous Board Order dated December 11, 2007, requesting incident reporting in lieu of supervision. It was the Committee's decision to **grant** the request for incident reporting.
4. Petitioner requested an Exception to a previous Board Order dated May 13, 2014, requesting to return to direct patient care. It was the Committee's decision to **grant** the return to direct patient care with the following stipulations: NCSBN course Critical Thinking; Nursing Jurisprudence and Ethics; notify present/future employers of the board order; submit notification of employment; incident reporting; and provide employer reports for a period of one (1) year.
5. Petitioner requested an Exception to a previous Board Order dated July 23, 2015, requesting an unencumbered license. It was the Committee's decision to **grant** an unencumbered license.
6. Petitioner requested an Exception to a previous Board Order dated February 11, 2014, requesting an unencumbered license. It was the Committee's decision to deny an unencumbered license but to **grant** a modification to allow indirect supervision for the first year with the provision to allow physician supervision in a clinical setting and incident reporting for the second year.
7. Petitioner requested an Exception to a previous Board Order dated June 9, 2009, requesting an unencumbered license. It was the Committee's decision to **grant** an unencumbered license.
8. Petitioner requested an Exception to a previous Board Order dated July 22, 2010, requesting a modification to the supervision requirement. It was the Committee's decision to **grant** a modification to allow physician supervision in a clinical setting.

9. Petitioner requested an Exception to a previous Board Order dated July 23, 2015, requesting to return to direct patient care. It was the Committee's decision to **grant** the return to direct patient care with an unencumbered license.
10. Petitioner requested an Exception to a previous Board Order dated April 29, 2015, requesting an unencumbered license. It was the Committee's decision to **grant** an unencumbered license.
11. Petitioner requested an Exception to a previous Board Order dated November 10, 2015, requesting she be allowed to administer controlled substances. It was the Committee's decision to **grant** a modification to allow the Petitioner to administer controlled substances.
12. Petitioner requested an Exception to a previous Board Order dated January 19, 2012, requesting that her probated sentence be waived to remove the disciplinary action from online. It was the Committee's decision to **continue** the decision pending a chemical dependency evaluation, drug screen results, and completion of a refresher course.
13. Petitioner requested an Exception to a previous Board Order dated February 11, 2014, requesting she be allowed to work night shift. It was the Committee's decision to deny the request to work night shift, but to **grant** a modification to allow physician supervision in a clinical setting.
14. Petitioner requested an Exception to a previous Board Order dated April 18, 2013, requesting an unencumbered license. It was the Committee's decision to **deny** an unencumbered license.
15. Petitioner requested an Exception to a previous Board Order dated August 19, 2014, requesting an unencumbered license. It was the Committee's decision to deny an unencumbered license, but to **grant** a modification for incident reporting instead of indirect supervision.

Motions for Rehearing

No Motions for Rehearing were considered by the Committee.

Orders Ratified:

One hundred ninety (190) disciplinary agreed orders were approved.

Twelve (12) reinstatement agreed orders were approved.

Thirty (30) eligibility agreed orders were approved.

Eighty-four (84) default revocation orders were approved.

Two (2) default revocation orders from ALJ Proposals for Decision were approved.

One (1) deferred disciplinary action agreed order was approved.

Eight (8) KSTAR Pilot Program agreed orders were approved.