



I do hereby certify this to be a complete, accurate, and true copy of the document which is on file or is of record in the offices of the Texas Board of Nursing.
Patricia Palmer
Executive Director of the Board

BEFORE THE TEXAS BOARD OF NURSING

In the Matter of Vocational Nurse	§	AGREED
License Number 135102	§	
issued to KRISTI A. CLOUD	§	ORDER

On this day, the Texas Board of Nursing, hereinafter referred to as the Board, accepted the voluntary surrender of Vocational Nurse License Number 135102, issued to KRISTI A. CLOUD, hereinafter referred to as Respondent. This action was taken in accordance with Section 301.453(c), Texas Occupations Code.

Respondent waived informal proceedings, notice and hearing, and agreed to the entry of this Order.

The Board makes the following Findings of Fact and Conclusions of Law.

FINDINGS OF FACT

1. Prior to the institution of Agency proceedings, notice of the matters specified below in these Findings of Fact was provided to Respondent and Respondent was given an opportunity to show compliance with all requirements of the law for retention of the license(s).
2. Respondent waived informal proceedings, notice and hearing, and agreed to the entry of this Order.
3. Respondent is currently licensed to practice vocational nursing in the State of Texas.
4. Respondent received a Certificate in Vocational Nursing from Ranger Junior College, Brownwood, Texas, on August 30, 1991. Respondent was licensed to practice vocational nursing in the State of Texas on December 3, 1991.
5. Respondent's vocational nursing employment history is unknown.

6. On or about September 6, 1996, Respondent entered a plea of Guilty and was convicted of DRIVING WHILE INTOXICATED (a Class B Misdemeanor offense committed on September 3, 1995), in the County Criminal Court No. 1 of Tarrant County, Texas, under Cause No. 0594020. As a result of the conviction, Respondent was sentenced to confinement in the Tarrant County Jail for a period of one hundred fifty (150) days; however, the imposition of the sentence of confinement was suspended, and Respondent was placed on probation for a period of twenty-four (24) months. Additionally, Respondent was ordered to pay a fine and court costs.
7. In response to Finding of Fact Number Six (6), Respondent states: This was a very difficult time for her and her family. Her daughter's father committed suicide and she did not cope well with the situation. Respondent did complete the terms/ requirements of her probation.
8. On or about December 29, 2008, Respondent submitted a License Renewal Form for Licensed Vocational Nurses to the Texas Board of Nursing, in which she answered "Yes" to the question:

"In the past 5 years, have you been addicted or treated for the use of alcohol or any other drug?"

Respondent entered Teen Challenge, a Christian rehabilitation program for women, on her own accord on October 2, 2008 through November 13, 2008. Respondent is attending AA/NA meetings two times a week.

9. In response to Finding of Fact Number Eight (8), Respondent states: She entered Teen Challenge, a Christian rehabilitation for women, on her own accord. Her relapse prevention plan includes all aspects of her life for the rest of her life. She is attending AA/NA meetings twice a week. If she feels the need to attend more frequently she has the option to do so. Respondent has two children and they are living with her parents. She will do whatever she needs to maintain her sobriety. Respondent loves nursing and looks forward to caring for and meeting the needs of others.
10. On or about May 24, 2008, Respondent was arrested by the Texas Hwy Patrol Reg 6 Dist A of Waco, Texas, for POSS CS PG 1<1G (a State Jail felony offense).

On or about June 29, 2009, Respondent entered a plea of Guilty to POSSESSION OF SUBSTANCE IN PENALTY GROUP I (a State Jail Felony offense committed on May 24, 2008), in the 266th District Court of Erath County, Texas, under Cause No. CR13101. As a result, the proceedings against Respondent were deferred without entering an adjudication of guilt, and Respondent was placed on probation for a period of five (5) years. Additionally, Respondent was ordered to pay a fine, court costs and restitution in the amount of one hundred forty dollars (\$140).

11. In response to Finding of Fact Number Ten (10), Respondent states: After the arrest, she enrolled in the Teen Challenge treatment program. After completion of the Teen Challenge program she enrolled in the Sage program and has been sober since January 18, 2010.
12. The Board policy implementing Rule 213.29 in effect on the date of this Agreed Order provides discretion by the Executive Director for consideration of conditional reinstatement after proof of twelve (12) consecutive months of abstinence from alcohol and drugs followed by licensure limitations/stipulations and/or peer assistance program participation.
13. The Board finds that there exists serious risks to public health and safety as a result of impaired nursing care due to intemperate use of controlled substances or chemical dependency.
14. Respondent, by her signature to this Order, expresses her desire to voluntarily surrender her license(s) to practice nursing in the State of Texas.

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)(3),(9)&(10), Texas Occupations Code, and 22 TEX. ADMIN. CODE §217.12(13).
4. The evidence received is sufficient cause pursuant to Section 301.453(a), Texas Occupations Code, to take disciplinary action against Vocational Nurse License Number 135102, heretofore issued to KRISTI A. CLOUD, including revocation of Respondent's license(s) to practice nursing in the State of Texas.
5. Under Section 301.453(c), Texas Occupations Code, the Board has the authority to accept the voluntary surrender of a license.
6. Under Section 301.453(d), Texas Occupations Code, as amended, the Board may impose conditions for reinstatement of licensure.
7. Any subsequent reinstatement of this license will be controlled by Section 301.453(d), Texas Occupations Code, and 22 TEX. ADMIN. CODE §213.26-.29, and any amendments thereof in effect at the time of the reinstatement.

ORDER

NOW, THEREFORE, IT IS AGREED and ORDERED that the VOLUNTARY SURRENDER of Vocational Nurse License Number 135102, heretofore issued to KRISTI A. CLOUD, to practice nursing in the State of Texas, is accepted by the Texas Board of Nursing. In connection with this acceptance, the Board imposes the following conditions:

1. RESPONDENT SHALL NOT practice vocational nursing, use the title "vocational nurse" or the abbreviation "LVN" or wear any insignia identifying herself as a vocational nurse or use any designation which, directly or indirectly, would lead any person to believe that RESPONDENT is a vocational nurse during the period in which the license is surrendered.
2. RESPONDENT SHALL NOT petition for reinstatement of licensure until: one (1) year has elapsed from the date of this Order and, RESPONDENT has obtained objective, verifiable proof of twelve (12) consecutive months of sobriety immediately preceding the petition.
3. Upon petitioning for reinstatement, RESPONDENT SHALL satisfy all then existing requirements for relicensure.

IT IS FURTHER AGREED and ORDERED that this Order SHALL be applicable to Respondent's nurse licensure compact privileges, if any, to practice 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 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 becomes final when accepted by the Executive Director at which time the terms of this Order become effective and a copy will be mailed to me.

Signed this 23rd day of December, 2011.

Kristi A. Cloud Willson
KRISTI A. CLOUD, Respondent

Sworn to and subscribed before me this 23rd day of December, 2011.

SEAL



Anna Lee Roberts

Notary Public in and for the State of Texas

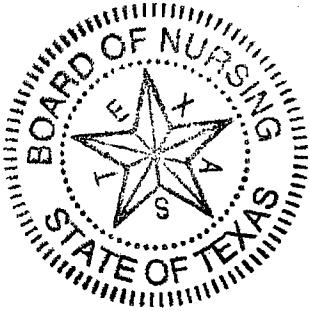
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Approved as to form and substance.

Nancy Roper Willson

NANCY ROOPER WILLSON, Attorney for Respondent

Signed this 27th day of December, 2011

WHEREFORE, PREMISES CONSIDERED, the Executive Director on behalf of the Texas Board of Nursing does hereby accept the voluntary surrender of Vocational Nurse License Number 135102, previously issued to KRISTI A. CLOUD.



Effective this 10th day of January, 2012.

A handwritten signature in cursive script, reading "Katherine A. Thomas".

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