



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 Williams
Executive Director of the Board

BEFORE THE TEXAS BOARD OF NURSING

In the Matter of Vocational Nurse	§	AGREED
License Number 96236	§	
issued to DEBBIE S. LOLLESS	§	ORDER

On this day, the Texas Board of Nursing, hereinafter referred to as the Board, accepted the voluntary surrender of Vocational Nurse License Number 96236, issued to DEBBIE S. LOLLESS, hereinafter referred to as Respondent. This action was taken in accordance with Section 301.453(c), Texas Occupations Code.

Respondent waived representation by counsel, 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 representation by counsel, 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 Baptist School of Practical Nursing, Little Rock, Arkansas, on October 13, 1974. Respondent was licensed to practice professional nursing in the State of Texas on June 15, 1982.
5. Respondent's complete vocational nursing employment history is unknown.
6. At the time of the initial incident as stated in Finding of Fact Number Seven (7), Respondent was employed as a Licensed Vocational Nurse with Weatherford Regional Medical Center, Weatherford, Texas, and had been in this position for approximately five (5) years.

7. On or about November 3, 2009, while employed as a Licensed Vocational Nurse with Weatherford Regional Medical Center, Weatherford, Texas, Respondent obtained Norco from IGA Pharmacy, Boyd, Texas, under the fabricated name of "Betty Tweedy", through the use of a falsified and unauthorized written prescription using the name and Drug Enforcement Agency (DEA) number assigned to Dr. Christopher Rheams. Subsequently, Respondent admitted to writing the prescription, affixing a signature, and faxing the prescription to the pharmacy. Respondent's conduct was likely to deceive the pharmacy, and possession of Norco without a valid written prescription is prohibited by Chapter 481 of the Texas Health and Safety Code (Controlled Substances Act).
8. On or about August 31, 2011, Respondent agreed to enter into a Pre-Trial diversion contract with Wise County, Texas, for the offense of FRAUDULENTLY POSSESSING A CONTROLLED SUBSTANCE/PRESCRIPTION SCHEDULE III/IV (a 3rd Degree Felony offense committed on November 3, 2009, and June 1, 2010), in the 271st Judicial District Court of Wise County, Texas, under Cause No. CR16020.
9. Charges were filed on October 5, 2011.
10. Charges were mailed to Respondent on October 7, 2011.
11. 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 violation of Section 301.452(b)(10), Texas Occupations Code and 22 TEX. ADMIN. CODE §217.12(6)(A)&(H),(10)(B)&(E),(11)(B)&(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 96236, heretofore issued to DEBBIE S. LOLLESS, 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 96236, heretofore issued to DEBBIE S. LOLLESS, 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.
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

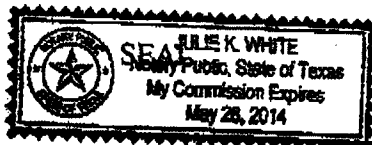
I understand that I have the right to legal counsel prior to signing this Agreed Order.

I 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 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 23 day of Dec, 2011.

Debbie S. Lolless
DEBBIE S. LOLLESS, Respondent

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



Julie K. White
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 accept the voluntary surrender of Vocational Nurse License Number 96236, previously issued to DEBBIE S. LOLLESS.

Effective this 27th day of December, 2011.



Katherine A. Thomas

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