



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 Thomas*  
Executive Director of the Board

BEFORE THE BOARD OF NURSE EXAMINERS  
FOR THE STATE OF TEXAS

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In the Matter of License Number 672592                    §        AGREED  
issued to RAYELYNN JEANETTE YOUNG                    §        ORDER

On this day, the Board of Nurse Examiners for the State of Texas, hereinafter referred to as the Board, accepted the voluntary surrender of License Number 672592, issued to RAYELYNN JEANETTE YOUNG, hereinafter referred to as Respondent. This action was taken in accordance with Section 301.453(c) of the Texas Occupations Code.

Respondent waived representation by counsel, informal conference 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.
2. Respondent waived representation by counsel, notice and hearing, and agreed to the entry of this Order.
3. Respondent is currently licensed to practice professional nursing in the State of Texas.
4. Respondent received an Associate Degree in Nursing from Montana State University, Bozeman, Montana, on May 1, 1995. Respondent was licensed to practice professional nursing in the State of Texas on September 11, 2000.
5. Respondent's professional employment history includes:

1995 - 1998	Staff Nurse	Park Place Health Care Center
	Geriatrics	Great Falls, MT

Respondent's professional employment history continued:

2/98 - 7/98	Staff Nurse Med Surg	Benefits Healthcare Great Falls, MT
1998 - 2001	Traveling Nurse	Clinical One National Healthcare Professionals Woburn, MA
7/01 - Present	Staff Nurse	Austin State School Austin, Texas

6. On March 14, 2003, an Agreed Order was issued by the Board of Nurse Examiners for the State of Texas requiring the Respondent to successfully complete the Texas Peer Assistance Program for Nurses (TPAPN). A copy of the Findings of Fact, Conclusions of Law, and Agreed Order dated March 14, 2003, is attached and incorporated by reference as part of this Order.
7. At the time of incident, Respondent was employed as a Staff Nurse with Austin State School, Austin, Texas, and had been in this position for two (2) years and one (1) month.
8. On or about August 21, 2003, while employed with Austin State School, Austin, Texas, Respondent engaged in the intemperate use of alcohol in that Respondent produced a specimen for a drug screen which tested positive for alcohol. The use of alcohol by a Registered Nurse, while subject to call or duty, could impair the nurse's ability to recognize subtle signs, symptoms or changes in the patient's condition, and could impair the nurse's ability to make rational, accurate, and appropriate assessments, judgments, and decisions regarding patient care, thereby placing the patient in potential danger.
9. On or about August 21, 2003, while employed with Austin State School, Austin, Texas, Respondent failed to comply with the Agreed Order issued to her by the Board of Nurse Examiners for the State of Texas on March 14, 2003. On August 21, 2003, Respondent produced a specimen for a drug screen which tested positive for alcohol, which constitutes a failure to comply with Stipulation Number Three (3) of the Agreed Order which states in pertinent part:

"RESPONDENT SHALL comply with all requirements of the TPAPN contract during its term."
10. Respondent's last known date of sobriety is August 21, 2003, as indicated in Findings of Fact Numbers Eight (8) and Nine (9).

11. Respondent, by her signature to this Order, expresses her desire to voluntarily surrender her license to practice professional nursing in the State of Texas.
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.

#### 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)(1) & (9), Texas Occupations Code.
4. The evidence received is sufficient cause pursuant to Section 301.452(b), Texas Occupations Code, to take disciplinary action against License Number 672592, heretofore issued to RAYELYNN JEANETTE YOUNG, including revocation of Respondent's professional license 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 301.452(b), 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 License Number 672592, heretofore issued to RAYELYNN JEANETTE YOUNG, to practice professional nursing in the State of Texas, is accepted by the Board of Nurse Examiners. In connection with this acceptance, the Board imposes the following conditions:

1. RESPONDENT SHALL immediately deliver the wallet-size license, heretofore issued to RAYELYNN JEANETTE YOUNG, to the office of the Board of Nurse Examiners.
2. RESPONDENT SHALL NOT practice professional nursing, use the title "registered nurse" or the abbreviation "RN" or wear any insignia identifying herself as a registered nurse or use any designation which, directly or indirectly, would lead any person to believe that RESPONDENT is a registered nurse during the period in which the license is surrendered.
3. 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.
4. 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 multistate privilege, if any, to practice professional nursing in the State of Texas.

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.

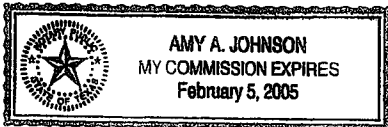
Signed this 23 day of December, 2003.

Raydynn Jeanette Young  
RAYELYNN JEANETTE YOUNG, Respondent

Sworn to and subscribed before me this 23<sup>rd</sup> day of December, 2003.

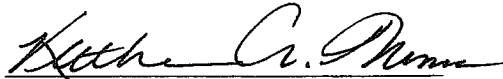
SEAL

Amy A. Johnson  
Notary Public in and for the State of Texas



WHEREFORE, PREMISES CONSIDERED, the Executive Director on behalf of the Board of Nurse Examiners for the State of Texas does hereby accept the voluntary surrender of License Number 672592, previously issued to RAYELLYN JEANETTE YOUNG.

Effective this 6th day of January, 2004.



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