

BEFORE THE TEXAS BOARD OF NURSING

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In the Matter of Nurse Anesthetist and § AGREED  
Registered Nurse License Number 464175 §  
issued to SABRINA RAUN ONEILL AKA §  
SABRINA ABSHIRE § ORDER



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 P. Roman*  
Executive Director of the Board

An investigation by the Texas Board of Nursing, hereinafter referred to as the Board, produced evidence indicating that SABRINA RAUN ONEILL AKA SABRINA ABSHIRE, hereinafter referred to as Respondent, Nurse Anesthetist and Registered Nurse License Number 464175, may be subject to discipline pursuant to Section 301.452(b)(2), (9) & (10) and 301.453, Texas Occupations Code.

An informal conference was held on January 10, 2012, at the office of the Texas Board of Nursing, in accordance with Section 301.464 of the Texas Occupations Code.

Respondent appeared in person. Respondent was notified of her right to be represented by legal counsel and elected to waive representation by counsel. In attendance were Denise Benbow, MSN, RN, CMSRN - Consultant for Nursing Practice, Executive Director's Designee; Kyle Hensley, Assistant General Counsel; Anthony L. Diggs, MSCJ, Director, Enforcement Division; and James S. Smelser, Investigator.

FINDINGS OF FACT

1. Prior to the institution of Agency proceedings, notice of the matters specified below in these Findings of Fact was served on 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, notice and hearing, and consented to the entry of this Order.
3. Respondent is currently licensed to practice professional in the State of Texas.
4. Respondent received a Bachelors Degree in Nursing from McNeese State University, Lake Charles, Louisiana on May 16, 1981. Respondent was licensed to practice professional

nursing in the State of Texas on June 7, 1982. Respondent completed training as a Nurse Anesthetist at Charity Hospital, New Orleans, Louisiana on August 25, 1992 and received recognition as a Nurse Anesthetist in the State of Texas on March 7, 1994.

5. Respondent's complete professional nursing employment history is unknown.
6. On or about June 14, 2009, Respondent submitted an online renewal application to the Texas Board of Nursing - Registered Nurse With Advanced Practice Authorization in which Respondent provided false, deceptive, and/or misleading information, in that Respondent answered "no" to the following question:
  - "4. In the past 5 years, have you been addicted or treated for the use of alcohol or any other drug?"On or about January 18, 2008, Respondent was admitted to Crossroads Centre Antigua, Willoughby Bay, Antigua, West Indies, for the treatment of chemical dependency and was discharged on or about February 17, 2008 after completing the 29 day residential program. Respondent's failure to disclose above was deceiving and could have effected the Board's decision to renew Respondent's license to practice nursing in Texas. Furthermore, Respondent's chemical dependency could have prevented Respondent from providing safe nursing care.
7. On or about June 15, 2011, Respondent submitted an online renewal application to the Texas Board of Nursing - Registered Nurse With Advanced Practice Authorization in which Respondent provided false, deceptive, and/or misleading information, in that Respondent answered "no" to the following question:
  - "4. In the past 5 years, have you been addicted or treated for the use of alcohol or any other drug?"On or about January 18, 2008, Respondent was admitted to Crossroads Centre Antigua, Willoughby Bay, Antigua, West Indies, for the treatment of chemical dependency and was discharged on or about February 17, 2008 after completing the 29 day residential program. Respondent's failure to disclose above was deceiving and could have effected the Board's decision to renew Respondent's license to practice nursing in Texas. Furthermore, Respondent's chemical dependency could have prevented Respondent from providing safe nursing care.
8. As a result of the Informal Hearing held on January 10, 2012, and as required by the Texas Board of Nursing, Respondent presented to J. Ray Hays, Ph.D., J.D. and Karen A. Lawson, M.P.H., Ph.D., on March 19, 2012 for a required chemical dependency evaluation with the following results:

**SUMMARY AND CONCLUSIONS:**

Sabrina Abshire is a 52-year-old female Registered Nurse who was referred by the Texas Board of Nursing for an evaluation because of concern about her use of alcohol. Psychological testing of Ms. Abshire yielded findings that were within normal limits. There were no findings on psychological testing that suggested that Ms. Abshire is impaired with any type of psychiatric symptoms.In summary, based on all the data obtained, it is the opinion of both examiners that Ms. Abshire is capable of continuing to be licensed as a CRNA or R.N. in Texas. Interview and test results do not suggest that she has any impairment in her ability to act in accordance to

the Board's rules and standards set in the Texas Administrative Code for nurses. Based on results from the clinical interview and psychological test results, as well as review of all materials in his file, it is our opinion that Ms. Abshire is capable of avoiding behaviors that constitute unprofessional conduct as a licensed nurse in the State of Texas. No treatment recommendations on behalf of Ms. Abshire are being made.

9. Charges were filed on October 26, 2011.
10. Charges were mailed to Respondent on October 28, 2011.
11. In response to Findings of Fact Numbers Six (6) and Seven (7), Respondent states she was treated for pain management by attending the facilities in the West Indies in 2008. This was due to a back injury in 1999. Respondent states she felt that she was not addicted but could not find a physician who could treat her condition. Respondent states she was accepted by the facility and one of their requirements was to be "dried out" to eliminate any drugs in her system prior to starting their treatment. Respondent further states it was not her intention to deceive the Board by answering no the questions. Respondent furnished the most recent drug screen for employment dated September 14, 2010 indicating a negative result and taken at the request of Nightingale Nurses, LLC for pre employment testing.
12. 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 301.451-301.455, the Board has jurisdiction over this matter.
2. Notice was served in accordance with law.
3. The evidence received is sufficient to prove violation(s) of 2 Section 301.452(b)(2), (9) & (10) and 301.453, Texas Occupations Code and 2 TEX. ADMIN. CODE §217.12(5),(6)(A)&(I).
4. The evidence received is sufficient cause pursuant to Section 301.452(b), Texas Occupations Code, to take disciplinary action against Nurse Anesthetist and Registered Nurse License Number 464175, heretofore issued to SABRINA RAUN ONEILL, including revocation of Respondent's license(s) to practice nursing in the State of Texas.

#### ORDER

IT IS THEREFORE AGREED and ORDERED, subject to ratification by the Texas Board of Nursing, that RESPONDENT SHALL receive the sanction of WARNING WITH

STIPULATIONS, and RESPONDENT SHALL comply in all respects with the Nursing Practice Act, Texas Occupations Code §§301.001 *et seq.*, the Rules and Regulations Relating to Nurse Education, Licensure and Practice, 22 TEX. ADMIN. CODE § 211.1 *et seq.* and this Order.

IT IS FURTHER AGREED and ORDERED that, while under the terms of this Order, this Order SHALL apply to any and all future licenses issued to Respondent to practice nursing in the State of Texas.

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.

IT IS FURTHER AGREED and ORDERED that while Respondent's license(s) is/are encumbered by this Order, Respondent may not work outside the State of Texas pursuant to a nurse licensure compact privilege without the written permission of the Texas Board of Nursing and the Board of Nursing in the party state where Respondent wishes to work.

IT IS FURTHER AGREED that:

(1) RESPONDENT SHALL, within one (1) year of entry of this Order, successfully complete a course in Texas nursing jurisprudence and ethics. RESPONDENT SHALL obtain Board approval of the course prior to enrollment only if the course is not being offered by a pre-approved provider. Home study courses and video programs will not be approved. In order for the course to be approved, the target audience shall include nurses. It shall be a minimum of six (6) hours in length. The course's content shall include the Nursing Practice Act, standards of practice, documentation of care, principles of nursing ethics, confidentiality, professional boundaries, and the Board's Disciplinary Sanction Policies regarding: Sexual Misconduct; Fraud, Theft and Deception; Nurses with Substance Abuse, Misuse, Substance Dependency, or other Substance Use Disorder; and Lying and Falsification. Courses focusing on malpractice issues will not be accepted. RESPONDENT SHALL CAUSE the sponsoring institution to submit a Verification of Course

Completion form, provided by the Board, to the Office of the Board to verify RESPONDENT'S successful completion of the course. This course shall be taken in addition to any other courses stipulated in this Order, if any, and in addition to any continuing education requirements the Board has for relicensure. *Board-approved courses may be found at the following Board website address:*

*<http://www.bon.texas.gov/disciplinaryaction/stipscourses.html>*

(2) RESPONDENT SHALL, within one (1) year of entry of this Order, successfully complete the course "Sharpening Critical Thinking Skills," a 3.6 contact hour online program provided by the National Council of State Boards of Nursing (NCSBN) Learning Extension. In order to receive credit for completion of this program, RESPONDENT SHALL SUBMIT the continuing education certificate of completion for this program to the Board's office, to the attention of Monitoring. This course is to be taken in addition to any continuing education requirements the Board may have for relicensure. Board-approved courses may be found at the following Board website address: *<http://www.bon.texas.gov/disciplinaryaction/stipscourses.html>*

(3) RESPONDENT SHALL pay a monetary fine in the amount of five hundred dollars (\$500.00). RESPONDENT SHALL pay this fine within forty-five (45) days of entry of this Order. Payment is to be made directly to the Texas Board of Nursing in the form of cashier's check or U.S. money order. Partial payments will not be accepted.class-fine

**IT IS FURTHER AGREED, SHOULD RESPONDENT PRACTICE AS A NURSE IN THE STATE OF TEXAS, RESPONDENT WILL PROVIDE DIRECT PATIENT CARE AND PRACTICE IN A HOSPITAL, NURSING HOME, OR OTHER CLINICAL SETTING A MINIMUM OF SIXTY-FOUR (64) HOURS PER MONTH UNDER THE FOLLOWING STIPULATIONS FOR ONE (1) YEAR OF EMPLOYMENT. THE LENGTH OF THE STIPULATION PERIOD WILL BE EXTENDED UNTIL SUCH TWELVE (12) MONTHS HAVE ELAPSED. PERIODS OF UNEMPLOYMENT OR OF EMPLOYMENT THAT DO**

**NOT REQUIRE THE USE OF A REGISTERED NURSE (RN) OR A VOCATIONAL NURSE (LVN) LICENSE, AS APPROPRIATE, WILL NOT APPLY TO THIS STIPULATION PERIOD:**

(4) RESPONDENT SHALL notify each present employer in nursing of this Order of the Board and the stipulations on RESPONDENT'S license(s). RESPONDENT SHALL present a complete copy of this Order and all Proposals for Decision issued by the Administrative Law Judge, if any, to each present employer within five (5) days of receipt of this Order. RESPONDENT SHALL notify all future employers in nursing of this Order of the Board and the stipulations on RESPONDENT'S license(s). RESPONDENT SHALL present a complete copy of this Order and all Proposals for Decision issued by the Administrative Law Judge, if any, to each future employer prior to accepting an offer of employment.

(5) RESPONDENT SHALL CAUSE each present employer in nursing to submit the Notification of Employment form, which is provided to the Respondent by the Board, to the Board's office within ten (10) days of receipt of this Order. RESPONDENT SHALL CAUSE each future employer to submit the Notification of Employment form, which is provided to the Respondent by the Board, to the Board's office within five (5) days of employment as a nurse.

(6) Should RESPONDENT choose to work as a CRNA, RESPONDENT'S practice of professional nursing will be monitored for one (1) year by an Anesthesiologist or Certified Registered Nurse Anesthetist who has been approved by the Board. Respondent must provide a list of three (3) Anesthesiologists and/or three (3) Certified Registered Nurse Anesthetists for the Board to select. For the Anesthesiologist and/or Certified Registered Nurse Anesthetist, the list must include the following for each: name, license number or social security number, educational background and professional employment history. Monitoring shall commence no later than thirty (30) days following the date of RESPONDENT'S receipt of the name of the monitor selected by the

Board. The monitor will offer guidance, advice and assistance to the RESPONDENT as necessary to ensure that deficiencies such as those set forth in this Order do not reoccur. RESPONDENT SHALL meet with the monitor at least twice a month, at least one (1) hour duration each. RESPONDENT SHALL ensure that the monitor submits reports, addressing RESPONDENT'S progress in overcoming these deficiencies to the office of the Board at the end of each three (3) month period for the one (1) year stipulation period. Meetings may be longer and more frequent if the monitor determines necessary.

IT IS FURTHER AGREED, that upon full compliance with the terms of this Order, all encumbrances will be removed from RESPONDENT'S license(s) to practice nursing in the State of Texas and RESPONDENT shall be eligible for nurse licensure compact privileges, if any.

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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 violation(s) 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 is subject to ratification by the Board. When this Order is ratified, the terms of this Order become effective, and a copy will be mailed to me. I understand that if I fail to comply with all terms and conditions of this Order, I will be subject to investigation and disciplinary sanction, including revocation of my license(s) to practice nursing in the State of Texas, as a consequence of my noncompliance.

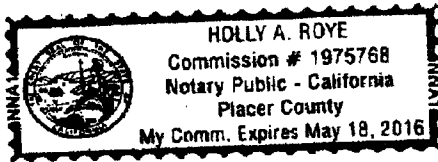
Signed this 10<sup>th</sup> day of August, 2012.

Sabrina Raun O'Neill  
SABRINA RAUN ONEILL, Respondent

Sworn to and subscribed before me this 10<sup>th</sup> day of August, 2012

SEAL

[Signature]  
Notary Public in and for the State of CALIFORNIA



State of CALIFORNIA, County of PLACER  
 Subscribed and sworn to (or affirmed) before me this  
10<sup>th</sup> day of August, 2012, by SABRINA RAUN ARSHIEE  
 AKA SABRINA RAUN ONEILL approved to me on the  
 basis of satisfactory evidence to be the person(s)  
 who appears before me. [Signature]  
 (Signature of Notary)



WHEREFORE, PREMISES CONSIDERED, the Texas Board of Nursing does hereby ratify and adopt the Agreed Order that was signed on the 10<sup>th</sup> day of August, 2012, by SABRINA RAUN ONEILL, Nurse Anesthetist and Registered Nurse License Number 464175, and said Order is final.

Effective this 11<sup>th</sup> day of September, 2012.



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