



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 BOARD OF NURSE EXAMINERS
FOR THE STATE OF TEXAS

In the Matter of License Number 180111 § AGREED
issued to BETSY LYNNE BEVERS § ORDER

An investigation by the Board of Nurse Examiners for the State of Texas, hereinaft referred to as the Board, produced evidence indicating that BETSY LYNNE BEVERS, hereinaft referred to as Respondent, Vocational Nurse License Number 180111, may have violated Section 302.402(a)(9) and (10), Texas Occupations Code.

An informal conference was held on January 4, 2005, at the office of the Board of Nurse Examiners, 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 Mary Beth Thomas, MSN, RN, Executive Director's Designee; Elizabeth L. Higginbotham, RN, JD, Assistant General Counsel; Anthony L. Diggs, MSCJ, Director, Enforcement Division; and Earl E. Stearns, 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.
2. Respondent waived representation by counsel, notice and hearing, and consented 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 Schreiner College, Kerrville, Texas, on February 16, 2001. Respondent was licensed to practice vocational nursing in the State of Texas on April 26, 2001.

5. Respondent's complete vocational nursing employment history includes:

04/01 - 07/03	LVN Floor Nurse	Sid Peterson Memorial Hospital Kerrville, Texas
08/03 - 05/04	Student (RN Prerequisites)	Schreiner College Kerrville, Texas
06/04 - 08/04	LVN Camp Nurse	Mo-Ranch Hunt, Texas
08/04 - Present	LVN Office Nurse	Anand Mehendale, MD Phoenix Medical Associates Kerrville, Texas

6. At the time of the incidents, Respondent was employed as a Licensed Vocational Nurse with Sid Peterson Memorial Hospital, Kerrville, Texas, and had been in this position for approximately two (2) years and three (3) months.

7. On or about July 24, 2003, while employed as a Licensed Vocational Nurse with Sid Peterson Memorial Hospital, Kerrville, Texas, Respondent withdrew Hydrocodone, Propoxyphene and Loperamide from the Medication Dispensing System (Pyxis) for patients, but failed to document, or accurately document, the administration of these medications in the patients' medical records, as follows:

Patient's MR#	Physician's Order	Medication Dispensing System (Pyxis) Record Time/Dose	MAR Entries	Nursing Note Entries
M390555	Hydrocodone 10mg/APAP 325mg 1-2 Tabs PO Q4-6H Prn Pain	Hydrocodone 10mg/APAP 325mg 1046 (2)	Not Documented	At 1115 Charge Nurse documents pt discharged at 1045. At 1336, Respondent documents that pt given 2 Hydrocodone 5mg prior to discharge. Also, See Note 1.
M450350	Norco 1-2 Tabs PO Q2-3H Prn Pain	Hydrocodone 10mg/APAP 325mg 1312 (1)	Not Documented	At 1245, LVN P. Brown documents 1 Norco given to pt. At 1526, Respondent documents 1 Norco given at 1300. Also, See Note 1.

Patient's MR#	Physician's Order	Medication Dispensing System (Pyxis) Record Time/Dose	MAR Entries	Nursing Note Entries
M452730	Darvocet N-100 1-2 Tabs PO Q4-6H Prn Pain	Propoxyphene N-100/APAP 650 1310 (2)	Not Documented	At 1524, Respondent documents 2 Darvocet N-100 given at 0900. At 1525, Respondent documents 2 Darvocet N-100 given at 1400. At 1657, LVN Marino documents 2 Darvocet N-100 given at 1315. Also, See Note 1.
M452730	Darvocet N-100 1-2 Tabs PO Q4-6H Prn Pain	Propoxyphene N-100/APAP 650 1516 (2)	Not Documented	At 1524, Respondent documents 2 Darvocet N-100 given at 0900. At 1525, Respondent documents 2 Darvocet N-100 given at 1400. At 1657, LVN Marino documents 2 Darvocet N-100 given at 1315. Also, See Note 1.
M452847	Lortab 5/500 1-2 Tabs PO Q4-6H Prn Pain	Hydrocodone 5mg/APAP 500mg 0756 (2)	Hydrocodone 5mg/APAP 500mg 0730 (2)	At 1110, Respondent documents 2 Lortab given at 0730.
M452847	Lortab 5/500 1-2 Tabs PO Q4-6H Prn Pain	Hydrocodone 5mg/APAP 500mg 1125 (2)	Hydrocodone 5mg/APAP 500mg 1115 (2)	At 1149, Respondent documents 2 Lortab given at 1115.
M452847	Lortab 5/500 1-2 Tabs PO Q4-6H Prn Pain	Hydrocodone 5mg/APAP 500mg 1448 (2)	Hydrocodone 5mg/APAP 500mg 1445 (2)	At 1510, Respondent documents 2 Lortab given at 1455.
M312353	Darvocet N-100 1-2 Tabs PO Q4-6H Prn Pain	Propoxyphene N-100/APAP 650 0758 (2)	Propoxyphene N-100/APAP 650 0730 (2)	At 1154, Respondent documents 2 Darvocet N-100 given at 0730.
M450151	Lortab 5/500 1-2 Tabs PO Q4-6H Prn Pain	Hydrocodone 5mg/APAP 500mg 0841 (2)	Hydrocodone 5mg/APAP 500mg 0730 (2)	At 1036, Respondent documents 2 Lortab given at 0730.
M450151	Lortab 5/500 1-2 Tabs PO Q4-6H Prn Pain	Hydrocodone 5mg/APAP 500mg 1125 (2)	Hydrocodone 5mg/APAP 500mg 1115 (2)	At 1146, Respondent documents 2 Lortab given at 1115.
M450151	Lortab 5/500 1-2 Tabs PO Q4-6H Prn Pain	Hydrocodone 5mg/APAP 500mg 1449 (2)	Not Documented	At 1511, Respondent documents 2 Lortab given at 1500.
M380234	Lortab 5/500 1-2 Tabs PO Q4-6H Prn Pain	Hydrocodone 5mg/APAP 500mg 0827 (2)	Hydrocodone 5mg/APAP 500mg 0730 (2)	At 1158, Respondent documents 2 Lortab given at 0730.
M380234	Lortab 5/500 1-2 Tabs PO Q4-6H Prn Pain	Hydrocodone 5mg/APAP 500mg 1126 (2)	Hydrocodone 5mg/APAP 500mg 1115 (2)	At 1159, Respondent documents 2 Lortab given at 1115.
M380234	Lortab 5/500 1-2 Tabs PO Q4-6H Prn Pain	Hydrocodone 5mg/APAP 500mg 1449 (2)	Hydrocodone 5mg/APAP 500mg 1500 (2)	Not Documented

Patient's MR#	Physician's Order	Medication Dispensing System (Pyxis) Record Time/Dose	MAR Entries	Nursing Note Entries
M380234	Immodium AD 2mg PO 1-2 Tabs after 1 st Stool & 1 Tab after each loose stool thereafter, PRN loose stool	Loperamide HCL 2mg Tab 1407 (2)	Not Documented	Not Documented

Note 1: Respondent was not assigned to provide nursing care for MR# M390555, MR# M450350 and MR# M452730.

Respondent's conduct was likely to injure the patients in that subsequent care givers would rely on her documentation to further medicate the patients which could result in an overdose and placed the hospital in violation of Chapter 481 of the Texas Health and Safety Code (Controlled Substances Act).

8. On or about July 24, 2003, while employed as a Licensed Vocational Nurse with Sid Peterson Memorial Hospital, Kerrville, Texas, Respondent withdrew Hydrocodone and Propoxyphene from the Medication Dispensing System (Pyxis) for patients in excess frequency of the physicians' orders, as follows:

Patient's MR#	Physician's Order	Medication Dispensing System (Pyxis) Record Time/Dose	MAR Entries	Comments/Nursing Note Entries
M390555	Hydrocodone 10mg/APAP 325mg 1-2 Tabs PO Q4-6H Prn Pain	Hydrocodone 10mg/APAP 325mg 0833 (2)	Hydrocodone 10mg/APAP 325mg 0840 (2)	LVN P. Brown was assigned to M390555. Med Admin properly documented. At 1115, LVN Brown documents in NN that pt was discharged at 1045.
M390555	Hydrocodone 10mg/APAP 325mg 1-2 Tabs PO Q4-6H Prn Pain	Hydrocodone 10mg/APAP 325mg 1046 (2)	Not Documented	Respondent not assigned to M390555. At 1336, Respondent documents in NN that pt given 2 Hydrocodone 5mg prior to discharge.
M452730	Darvocet N-100 1-2 Tabs PO Q4-6H Prn Pain	Propoxyphene N-100/APAP 650 1310 (2)	Not Documented	Respondent not assigned to M452730. At 1524, Respondent documents 2 Darvocet N-100 given at 0900. At 1525, Respondent documents 2 Darvocet N-100 given at 1400. At 1657, LVN Marino documents 2 Darvocet N-100 given at 1315.

Patient's MR#	Physician's Order	Medication Dispensing System (Pyxis) Record Time/Dose	MAR Entries	Comments/Nursing Note Entries
M452730	Darvocet N-100 1-2 Tabs PO Q4-6H Prn Pain	Propoxyphene N-100/APAP 650 1317 (2)	Propoxyphene N-100/APAP 650 1315 (2)	LVN K. Marino was assigned to M452730. Med Admin properly documented. At 1657, LVN Marino documents 2 Darvocet N-100 given at 1315.
M452730	Darvocet N-100 1-2 Tabs PO Q4-6H Prn Pain	Propoxyphene N-100/APAP 650 1516 (2)	Not Documented	Respondent not assigned to M452730. At 1524, Respondent documents 2 Darvocet N-100 given at 0900. At 1525, Respondent documents 2 Darvocet N-100 given at 1400. At 1657, LVN Marino documents 2 Darvocet N-100 given at 1315.
M452847	Lortab 5/500 1-2 Tabs PO Q4-6H Prn Pain	Hydrocodone 5mg/APAP 500mg 0756 (2)	Hydrocodone 5mg/APAP 500mg 0730 (2)	At 1110, Respondent documents 2 Lortab given at 0730.
M452847	Lortab 5/500 1-2 Tabs PO Q4-6H Prn Pain	Hydrocodone 5mg/APAP 500mg 1125 (2)	Hydrocodone 5mg/APAP 500mg 1115 (2)	At 1149, Respondent documents 2 Lortab given at 1115.
M452847	Lortab 5/500 1-2 Tabs PO Q4-6H Prn Pain	Hydrocodone 5mg/APAP 500mg 1448 (2)	Hydrocodone 5mg/APAP 500mg 1445 (2)	At 1510, Respondent documents 2 Lortab given at 1455.
M312353	Darvocet N-100 1-2 Tabs PO Q4-6H Prn Pain	Propoxyphene N-100/APAP 650 0758 (2)	Propoxyphene N-100/APAP 650 0730 (2)	At 1154, Respondent documents 2 Darvocet N-100 given at 0730.
M312353	Darvocet N-100 1-2 Tabs PO Q4-6H Prn Pain	Propoxyphene N-100/APAP 650 1045 (2)	Propoxyphene N-100/APAP 650 1115 (2)	At 1200, Respondent documents 2 Darvocet N-100 given at 1115.
M380234	Lortab 5/500 1-2 Tabs PO Q4-6H Prn Pain	Hydrocodone 5mg/APAP 500mg 0827 (2)	Hydrocodone 5mg/APAP 500mg 0730 (2)	At 1158, Respondent documents 2 Lortab given at 0730.
M380234	Lortab 5/500 1-2 Tabs PO Q4-6H Prn Pain	Hydrocodone 5mg/APAP 500mg 1126 (2)	Hydrocodone 5mg/APAP 500mg 1115 (2)	At 1159, Respondent documents 2 Lortab given at 1115.
M380234	Lortab 5/500 1-2 Tabs PO Q4-6H Prn Pain	Hydrocodone 5mg/APAP 500mg 1449 (2)	Hydrocodone 5mg/APAP 500mg 1500 (2)	Not Documented

Respondent's conduct was likely to injure the patients in that the administration of narcotics in excess frequency of the physician's order could result in the patients suffering from adverse effects.

9. On or about July 24, 2003, while employed as a Licensed Vocational Nurse with Sid Peterson Memorial Hospital, Kerrville, Texas, Respondent withdrew Hydrocodone, Propoxyphene and Loperamide from the Medication Dispensing System (Pyxis) for patients, but failed to follow the facility's policy and procedure for wastage of the unused portions of the medications, as follows:

Patient's MR#	Physician's Order	Medication Dispensing System (Pyxis) Record Time/Dose	MAR Entries	Wastage
M390555	Hydrocodone 10mg/APAP 325mg 1-2 Tabs PO Q4-6H PRN Pain	Hydrocodone 10mg/APAP 325mg 1046 (2)	Not Documented	None Documented
M450350	Norco 1-2 Tabs PO Q2-3H PRN Pain	Hydrocodone 10mg/APAP 325mg 1312 (1)	Not Documented	None Documented
M452730	Darvocet N-100 1-2 Tabs PO Q4-6H PRN Pain	Propoxyphene N-100/APAP 650 1310 (2)	Not Documented	None Documented
M452730	Darvocet N-100 1-2 Tabs PO Q4-6H PRN Pain	Propoxyphene N-100/APAP 650 1516 (2)	Not Documented	None Documented
M450151	Lortab 5/500 1-2 Tabs PO Q4-6H PRN Pain	Hydrocodone 5mg/APAP 500mg 1449 (2)	Not Documented	None Documented
M380234	Immodium AD 2mg PO 1-2 Tabs after 1 st Stool & 1 Tab after each loose stool thereafter, PRN loose stool	Loperamide HCL 2mg Tab 1407 (2)	Not Documented	None Documented

Respondent's conduct was likely to deceive the hospital pharmacy and placed them in violation of Chapter 481 of the Texas Health and Safety Code (Controlled Substances Act).

10. On or about July 28, 2003, while employed as a Licensed Vocational Nurse with Sid Peterson Memorial Hospital, Kerrville, Texas, Respondent admitted that she had misappropriated Hydrocodone and Propoxyphene from the facility and patients thereof. Respondent's conduct was likely to defraud the facility and patients thereof of the cost of the medications.
11. On or about July 28, 2003, while employed as a Licensed Vocational Nurse with Sid Peterson Memorial Hospital, Kerrville, Texas, Respondent engaged in the intemperate use of Propoxyphene, in that Respondent produced a specimen for a drug screen that resulted positive for Propoxyphene or Propoxyphene Metabolites. Possession of Propoxyphene is prohibited by Chapter 481 of the Texas Health and Safety Code (Controlled Substances Act). The use of Propoxyphene by a Vocational 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.

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.
13. Charges were filed on September 17, 2004.
14. Charges were mailed to Respondent on September 17, 2004.

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 of Section 302.402(a)(9) and (10), Texas Occupations Code, and 22 TEX. ADMIN. CODE §239.11(1), (2), (3), (4), (6), (10), (27)(B), (27)(G), (27)(K) and (28), as amended.
4. The evidence received is sufficient cause pursuant to Section 301.452(b), Texas Occupations Code, to take disciplinary action against License Number 180111, heretofore issued to BETSY LYNNE BEVERS, including revocation of Respondent's vocational license to practice nursing in the State of Texas.

ORDER

IT IS THEREFORE AGREED and ORDERED, subject to ratification by the Board of Nurse Examiners, that License Number 180111, previously issued to BETSY LYNNE BEVERS, to practice vocational nursing in Texas is hereby suspended for a period of three (3) years with the said suspension stayed and Respondent is hereby placed on probation for three (3) years with the following agreed terms of probation:

IT IS FURTHER AGREED and ORDERED that this Order SHALL be applicable to Respondent's multistate privilege, if any, to practice vocational nursing in the State of Texas.

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

(1) RESPONDENT SHALL comply in all respects with the Nursing Practice Act, Revised Civil Statutes of Texas as amended, Texas Occupations Code §§301.001 *et seq.*, the Rules and Regulations Relating to Nurse Education, Licensure and Practice, 22 TEX. ADMIN. CODE §211.01 *et seq.* and this Order.

(2) RESPONDENT SHALL deliver the wallet-sized license issued to BETSY LYNNE BEVERS, to the office of the Board of Nurse Examiners within ten (10) days of the date of this Order for appropriate notation.

(3) RESPONDENT SHALL pay a monetary fine in the amount of three hundred fifty (\$350.00) dollars. RESPONDENT SHALL pay this fine within forty-five (45) days of entry of this Order. Payment is to be made directly to the Board of Nurse Examiners in the form of cashier's check or U.S. money order. Partial payments will not be accepted.

(4) RESPONDENT SHALL, within one (1) year of entry of this Order, successfully complete a course in Texas nursing jurisprudence. 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) contact hours in length. The course's content shall include the Nursing Practice Act, standards of practice, and documentation of care. 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 on the Board's website, www.bne.state.tx.us (under BNE events).*

(5) RESPONDENT SHALL, within one (1) year of entry of this Order, successfully complete a course in nursing 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. The course shall be a minimum of six (6) contact hours in length. In order for the course to be approved, the target audience shall include Nurses. The course shall include content on the following: principles of nursing ethics; confidentiality; and professional boundaries. RESPONDENT SHALL CAUSE the sponsoring institution to submit a Verification of Course Completion form, provided by the Board, to verify RESPONDENT's successful completion of the course. 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 on the Board's website, www.bne.state.tx.us (under BNE events).*

IT IS FURTHER AGREED, SHOULD RESPONDENT PRACTICE AS A VOCATIONAL 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 THREE (3) YEARS OF EMPLOYMENT. THE LENGTH OF THE PROBATIONARY PERIOD WILL BE EXTENDED UNTIL SUCH THIRTY-SIX (36) MONTHS HAVE ELAPSED. PERIODS OF UNEMPLOYMENT OR OF EMPLOYMENT THAT DO NOT REQUIRE A VOCATIONAL NURSE LICENSE WILL NOT APPLY TO THIS PROBATIONARY PERIOD.

(6) RESPONDENT SHALL notify each present employer in vocational nursing of this Order of the Board and the probation conditions on RESPONDENT's license. 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 vocational nursing of this Order of the Board and the probation conditions on RESPONDENT's license. 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.

(7) RESPONDENT SHALL CAUSE each present employer in vocational 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 vocational nurse.

(8) For the first year of employment as a Licensed Vocational Nurse under this Order, RESPONDENT SHALL be directly supervised by a Registered Nurse or a Licensed Vocational Nurse. Direct supervision requires another professional or vocational nurse to be

working on the same unit as RESPONDENT and immediately available to provide assistance and intervention. RESPONDENT SHALL work only on regularly assigned, identified and predetermined unit(s). The RESPONDENT SHALL NOT be employed by a nurse registry, temporary nurse employment agency, hospice, or home health agency. RESPONDENT SHALL NOT be self-employed or contract for services. Multiple employers are prohibited.

(9) For the remainder of the probation period, RESPONDENT SHALL be supervised by a Registered Nurse or a Licensed Vocational Nurse who is on the premises. The supervising nurse is not required to be on the same unit or ward as RESPONDENT, but should be on the facility grounds and readily available to provide assistance and intervention if necessary. The supervising nurse shall have a minimum of two (2) years experience in the same or similar practice setting to which the Respondent is currently working. RESPONDENT SHALL work only regularly assigned, identified and predetermined unit(s). RESPONDENT SHALL NOT be employed by a nurse registry, temporary nurse employment agency, hospice, or home health agency. RESPONDENT SHALL NOT be self-employed or contract for services. Multiple employers are prohibited.

(10) RESPONDENT SHALL NOT practice as a vocational nurse on the night shift, rotate shifts, work overtime, accept on-call assignments, or be used for coverage on any unit other than the identified, predetermined unit(s) to which Respondent is regularly assigned for one (1) year of employment as a vocational nurse.

(11) RESPONDENT SHALL NOT practice as a vocational nurse in any critical care area for one (1) year of employment as a vocational nurse. Critical care areas include, but are not limited to, intensive care units, emergency rooms, operating rooms, telemetry units, recovery rooms, and labor and delivery units.

(12) RESPONDENT SHALL NOT administer or have any contact with controlled substances, Nubain, Stadol, Dalgan, Ultram, or other synthetic opiates for one (1) year of employment as a vocational nurse.

(13) RESPONDENT SHALL CAUSE each employer to submit, on forms provided to the Respondent by the Board, periodic reports as to RESPONDENT's capability to practice vocational nursing. These reports shall be completed by the Registered Nurse or Licensed Vocational Nurse who supervises the RESPONDENT. These reports shall be submitted by the supervising nurse to the office of the Board at the end of each three (3) months for three (3) year(s) of employment as a vocational nurse.

(14) RESPONDENT SHALL abstain from the consumption of alcohol, Nubain, Stadol, Dalgan, Ultram, or other synthetic opiates, and/or the use of controlled substances, except as prescribed by a licensed practitioner for a legitimate purpose. If prescribed, RESPONDENT SHALL CAUSE the licensed practitioner to submit a written report identifying the medication, dosage and the date the medication was prescribed. The report shall be submitted directly to the office of the Board by the prescribing practitioner, within ten (10) days of the date of the prescription. In the event that prescriptions for controlled substances are required for periods of two (2) weeks or longer, the Board may require and RESPONDENT SHALL submit to an evaluation by a Board approved physician specializing in Pain Management or Psychiatry. The performing evaluator will submit a written report to the Board's office, including results of the evaluation, clinical indications for the prescriptions, and recommendations for on-going treatment within thirty (30) days from the Board's request.

(15) RESPONDENT SHALL submit to random periodic screens for controlled

substances, tramadol hydrochloride (Ultram), and alcohol. For the first three (3) month period, random screens shall be performed at least once per week. For the second three (3) month period, random screens shall be performed at least once per month. For the remainder of the probation period, random screens shall be performed at least once every three (3) months.

Specimens shall be screened for at least the following substances:

Amphetamines	Meperidine
Barbiturates	Methadone
Benzodiazepines	Methaqualone
Cannabinoids	Opiates
Cocaine	Phencyclidine
Ethanol	Propoxyphene
tramadol hydrochloride (Ultram)	

A Board representative may appear at the RESPONDENT's place of employment at any time during the probation period and require RESPONDENT to produce a specimen for screening.

All screens shall be properly monitored and produced in accordance with the Board's policy on Random Drug Testing. A complete chain of custody shall be maintained for each specimen obtained and analyzed. RESPONDENT SHALL be responsible for the costs of all random drug screening during the probation period.

Any positive result for which the nurse does not have a valid prescription will be regarded as non-compliance with the terms of this Order and may subject the nurse to further disciplinary action by this Board.

(16) RESPONDENT SHALL participate in therapy with a "professional counselor" possessing credentials approved by the Board. RESPONDENT SHALL CAUSE the therapist to submit written reports, on forms provided by the Board, as to the RESPONDENT's progress in therapy, rehabilitation and capability to safely practice vocational nursing. The

report must indicate whether or not the RESPONDENT's stability is sufficient to provide direct patient care safely. Such reports are to be furnished each and every month for three (3) months. If therapy is recommended for beyond three (3) months, the reports shall then be required at the end of each three (3) month period for the duration of the probation period, or until RESPONDENT is dismissed from therapy.

(17) RESPONDENT SHALL attend at least two (2) support group meetings each week, one of which shall be for substance abuse; and RESPONDENT SHALL provide acceptable evidence of attendance. Acceptable evidence shall consist of a written record of at least: the date of each meeting; the name of each group attended; and the signature and printed name of the chairperson of each group attended by RESPONDENT. RESPONDENT SHALL submit the required evidence on the forms provided by the Board at the end of every three (3) months. No duplications, copies, third party signatures, or any other substitutions will be accepted as evidence.

IT IS FURTHER AGREED that, upon full compliance with the terms of this Order, RESPONDENT SHALL be issued an unencumbered license to practice vocational 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 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 to practice vocational nursing in the State of Texas, as a consequence of my noncompliance.

Signed this 8th day of February, 2005.

Betsy Lynne Bevers
BETSY LYNNE BEVERS, Respondent

Sworn to and subscribed before me this 8th day of February, 2005.

SEAL

Pauline N. Duncan

Notary Public in and for the State of Texas

WHEREFORE, PREMISES CONSIDERED, the Board of Nurse Examiners for the State of Texas does hereby ratify and adopt the Agreed Order that was signed on the 8th day of February, 2005, by BETSY LYNNE BEVERS, Vocational Nurse License Number 180111, and said Order is final.

Effective this 8th day of March, 2005.



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