

IN THE MATTER OF
PERMANENT REGISTERED NURSE
LICENSE NUMBER 518177
ISSUED TO
STEVEN C SHORES

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BEFORE THE TEXAS
BOARD OF NURSING

ELIGIBILITY AND
DISCIPLINARY COMMITTEE



Patricia P. Plummer
Executive Director of the Board

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.

ORDER OF THE BOARD

TO: STEVEN C SHORES
RR1 BOX 221
SPEARFISH, SD 57783

During open meeting held in Austin, Texas, on Tuesday, November 13, 2012, the Texas Board of Nursing Eligibility and Disciplinary Committee (hereinafter "Committee") heard the above-styled case, based on the failure of the Respondent to appear as required by 22 TEX. ADMIN. CODE Ch. 213.

The Committee finds that notice of the facts or conduct alleged to warrant disciplinary action has been provided to Respondent in accordance with Texas Government Code § 2001.054(c) and Respondent has been given an opportunity to show compliance with all the requirements of the Nursing Practice Act, Chapter 301 of the Texas Occupations Code, for retention of Respondent's license(s) to practice nursing in the State of Texas.

The Committee finds that the Formal Charges were properly initiated and filed in accordance with section 301.458, Texas Occupations Code.

The Committee finds that after proper and timely Notice regarding the violations alleged in the Formal Charges was given to Respondent in this matter, Respondent has failed to appear in accordance with 22 TEX. ADMIN. CODE Ch. 213.

The Committee finds that the Board is authorized to enter a default order pursuant to Texas Government Code § 2001.056.

The Committee, after review and due consideration, adopts the proposed findings of fact and conclusions of law as stated in the Formal Charges which are attached hereto and incorporated by

reference for all purposes and the Staff's recommended sanction of revocation by default. This Order will be properly served on all parties and all parties will be given an opportunity to file a motion for rehearing [22 TEX. ADMIN.CODE § 213.16(j)]. All parties have a right to judicial review of this Order.

All proposed findings of fact and conclusions of law filed by any party not specifically adopted herein are hereby denied.

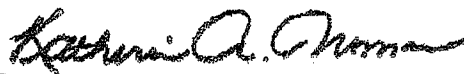
NOW, THEREFORE, IT IS ORDERED that Permanent Registered Nurse License Number 518177, previously issued to STEVEN C SHORES, to practice nursing in the State of Texas be, and the same is/are hereby, REVOKED.

IT IS FURTHER ORDERED that this Order SHALL be applicable to Respondent's nurse licensure compact privileges, if any, to practice nursing in the State of Texas.

Entered this 13th day of November, 2012.

TEXAS BOARD OF NURSING

BY:



KATHERINE A. THOMAS, MN, RN, FAAN
EXECUTIVE DIRECTOR ON BEHALF OF SAID BOARD

Attachment: Formal Charges filed August 22, 2012.

Re: Permanent Registered Nurse License Number 518177
Issued to STEVEN C SHORES
DEFAULT ORDER - REVOKE

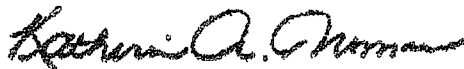
CERTIFICATE OF SERVICE

I hereby certify that on the ____ day of _____, 20____, a true and correct copy of the foregoing DEFAULT ORDER was served and addressed to the following person(s), as follows:

Via USPS Certified Mail, Return Receipt Requested

STEVEN C SHORES
RR1 BOX 221
SPEARFISH, SD 57783

BY:



KATHERINE A. THOMAS, MN, RN, FAAN
EXECUTIVE DIRECTOR ON BEHALF OF SAID BOARD

In the Matter of Nurse Anesthetist,
Permanent Registered Nurse
License Number 518177
Issued to STEVEN C. SHORES,
Respondent

§ BEFORE THE TEXAS
§
§
§
§ BOARD OF NURSING

FORMAL CHARGES

This is a disciplinary proceeding under Section 301.452(b), Texas Occupations Code. Respondent, STEVEN C. SHORES, is a Nurse Anesthetist and Registered Nurse holding License Number 518177 which is in delinquent status at the time of this pleading.

Written notice of the facts and conduct alleged to warrant adverse licensure action was sent to Respondent at Respondent's address of record and Respondent was given opportunity to show compliance with all requirements of the law for retention of the license prior to commencement of this proceeding.

CHARGE I.

On or about June 1, 2011, Respondent VOLUNTARILY SURRENDERED his licenses to practice as a Registered Nurse and a Registered Nurse Anesthetist in the State of South Dakota to the South Dakota Board of Nursing, Sioux Falls, South Dakota. A copy of the South Dakota Voluntary Surrender Consent Order, dated June 1, 2011, is attached and incorporated, by reference, as part of this pleading.

The above action constitutes grounds for disciplinary action in accordance with Section 301.452(b)(8), Texas Occupations Code.

NOTICE IS GIVEN that staff will present evidence in support of the recommended disposition of up to, and including, revocation of Respondent's license/s to practice nursing in the State of Texas pursuant to the Nursing Practice Act, Chapter 301, Texas Occupations Code and the Board's rules, 22 Tex. Admin. Code §§ 213.27 - 213.33. Additionally, staff will seek to impose on Respondent the administrative costs of the proceeding pursuant to Section 301.461, Texas Occupations Code. The cost of proceedings shall include, but is not limited to, the cost paid by the Board to the State Office of Administrative Hearings and the Office of the Attorney General or other Board counsel for legal and investigative services, the cost of a court reporter and witnesses, reproduction of records, Board staff time, travel, and expenses. These shall be in an amount of at least one thousand two hundred dollars (\$1200.00).

NOTICE IS GIVEN that all statutes and rules cited in these Charges are incorporated as part of this pleading and can be found at the Board's website, www.bon.texas.gov.

NOTICE IS GIVEN that to the extent applicable, based on the Formal Charges, the Board will rely on Adopted Disciplinary Sanction Policies for Nurses with Substance Abuse, Misuse, Substance Dependency, or other Substance Use Disorder, for Lying and Falsification, and for Fraud, Theft and Deception, which can be found at the Board's website, www.bon.texas.gov.

NOTICE IS GIVEN that, based on the Formal Charges, the Board will rely on the Disciplinary Matrix, which can be found at www.bon.texas.gov/disciplinaryaction/discp-matrix.html.

NOTICE IS ALSO GIVEN that Respondent's past disciplinary history, as set out below and described in the Order(s) which is/are attached and incorporated by reference as part of these charges, will be offered in support of the disposition recommended by staff: South Dakota Board of Nursing Voluntary Surrender Consent Order dated June 1, 2011.

Filed this 22nd day of August, 2012.

TEXAS BOARD OF NURSING



James W. Johnston, General Counsel
Board Certified - Administrative Law
Texas Board of Legal Specialization
State Bar No. 10838300

Jena Abel, Assistant General Counsel
State Bar No. 24036103

Lance Robert Brenton, Assistant General Counsel
State Bar No. 24066924

John R. Griffith, Assistant General Counsel
State Bar No. 24079751

Robert Kyle Hensley, Assistant General Counsel
State Bar No. 50511847

Nikki Hopkins, Assistant General Counsel
State Bar No. 24052269

John F. Legris, Assistant General Counsel
State Bar No. 00785533

TEXAS BOARD OF NURSING
333 Guadalupe, Tower III, Suite 460
Austin, Texas 78701
P: (512) 305-6811
F: (512) 305-8101 or (512)305-7401

Attachments: South Dakota Board of Nursing Voluntary Surrender Consent Order dated June 1, 2011

D/2012.06.19

SOUTH DAKOTA BOARD OF NURSING

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IN THE MATTER OF THE LICENSURE :
PROCEEDINGS :

RE: STEVE CRAIG SHORES, R.N., :
CRNA :

**VOLUNTARY SURRENDER
CONSENT ORDER**

License Nos. R-025352, :
CRNA License No. 000323 :

Licensee.

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WHEREAS, Steven C. Shores, R.N., CRNA ("Licensee"), is licensed to practice as a Registered Nurse and a Registered Nurse Anesthetist in the State of South Dakota and holds License numbers R-025352 and CRNA 000323; and

WHEREAS, on or about February 24, 2011, while employed as a Nurse Anesthetist in a hospital, the Licensee, obtained a vial of the narcotic sufentanyl from the pharmacy. Thereafter, the Licensee, citing a need for patient pain control, went to the ICU and administered a portion of the narcotic to a post-operative patient causing the patient to respiratory arrest; and

WHEREAS, following the above incident, investigation was commenced and the results were suggestive of the Licensee obtaining and tampering with vials of narcotics from surgical and endoscopic kits housed in the hospital pharmacy and in the hospital surgical department; and

WHEREAS, said Licensee on or about March 7, 2011, made a self-report to the South Dakota Board of Nursing and to his employer, admitting that he diverted narcotics from his employer for his own use while employed as a Certified Registered Nurse Anesthetist. Licensee admitted that his diversion occurred between October 2010 and February 2011. Licensee tendered his resignation from his employment and has contacted a treatment facility in Montana for drug rehabilitation and counseling. He will begin treatment on or about March 11, 2011, in order to address his current situation. Criminal charges are pending; and

WHEREAS, Licensee has agreed that he will surrender his South Dakota nursing license; and

WHEREAS, the South Dakota Board of Nursing ("the Board") has a statutory obligation to protect the public health, safety and welfare set forth in SDCL §36-9, including the protection of the public from unsafe nursing practices and practitioners; and

WHEREAS, Licensee agrees that the matters under investigation would be of a nature that would constitute grounds for the discipline of his license to practice nursing in South Dakota under SDCL § 36-9-49; and

WHEREAS, the Licensee agrees that he enters into this Voluntary Surrender Consent Order voluntarily and without duress or compulsion, in full understanding of the legal consequences of this document and his rights; therefore,

ITS IS HEREBY STIPULATED AND AGREED AS FOLLOWS:

1. That the Board has jurisdiction over the person of the Licensee and the subject matter of this Voluntary Surrender Consent Order.
2. That on or about February 24, 2011, while employed as a Nurse Anesthetist in a hospital, the Licensee, obtained a vial of the narcotic sufentanyl from the pharmacy. Thereafter, the Licensee, citing a need for patient pain control, went to the ICU and administered a portion of the narcotic to a post-operative patient causing the patient to respiratory arrest. Following the above incident, investigation was commenced and the results were suggestive of the Licensee obtaining and tampering with vials of narcotics from surgical and endoscopic kits housed in the hospital pharmacy and in the hospital surgical department. That the Licensee, on or about March 7, 2011, made a self-report to the South Dakota Board of Nursing and to his employer admitting that he diverted narcotics from his employer for his own use while employed as a Certified Registered Nurse Anesthetist. Licensee admitted that his diversion occurred between October 2010 and February 2011. Licensee tendered his resignation from his employment and has contacted a treatment facility in Montana for drug rehabilitation and counseling. He will begin treatment on or about March 11, 2011, in order to address his current situation. Criminal charges are pending. He now intends to leave the profession of nursing as a registered nurse and as a registered nurse anesthetist.

3. That the Licensee has been given an opportunity to discuss this Voluntary Surrender Consent Order with an attorney of Licensee's choice, and is aware of his right to a hearing in this matter, and of his rights under the United States and South Dakota Constitutions, laws, rules and/or regulations. Licensee hereby voluntarily waives all such rights to a hearing, notice, appearance, or any other rights under said Constitutions, laws, rules and/or regulations. Licensee also agrees that the Board's Executive Secretary or his designee may present this Voluntary Surrender Consent Order to the Board and disclose to the Board all items of his investigation, including, but not limited to, any communications with Licensee.

4. That the Licensee's license to practice nursing in South Dakota and his privilege to practice nursing pursuant to the Nurse Licensure Compact shall be surrendered and the Board shall suspend said license for an indefinite period from the date of this Order. Licensee may apply to have his license reinstated for good cause shown.

5. That nothing in this Voluntary Surrender Consent Order should imply that the Licensee shall be reinstated. Licensee recognizes that the reinstatement terms, as well as the requirements for reinstatement, are at the sole discretion of the Board.

6. That if the Licensee requests reinstatement, Licensee has the burden of presenting information showing that Licensee's license should be reinstated.

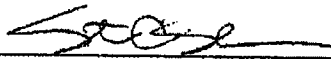
7. That it is further stipulated and agreed that this Voluntary Surrender Consent Order is being entered into voluntarily by the Licensee and without threats or coercion and is entered into after the Licensee has been given ample opportunity to consider these matters and to discuss this Voluntary Surrender Consent Order with an attorney of Licensee's choice and that the Licensee has a full understanding of the legal consequences of this Voluntary Surrender Consent Order and of the Licensee's rights to a formal hearing on these matters, which rights are hereby waived by the signing of this Voluntary Surrender Consent Order.

8. This action is reportable discipline and will be published in the Board's newsletter and posted on its web site and reported into the HIPDB and NPDB data banks as required by law.

9. That the Board may enter an Order consistent with the terms of this Stipulation.

NOW, THEREFORE, the foregoing Voluntary Surrender Consent Order is entered into and is respectfully submitted to the Board with the request that the Board adopt its terms as an Order of the Board in the above matter.

Dated this 23 day of May, 2011.

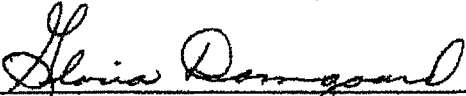


Steven C. Shores, R-025352 and
CRNA 000323, Licensee

The South Dakota Board of Nursing meeting on the 1st day of ~~May~~^{April}, 2011,
approved the attached Voluntary Surrender Consent Order as written) and issued its Order
as follows:

IT IS HEREBY ORDERED that the above Voluntary Surrender Consent Order is
adopted shown herein by the South Dakota Board of Nursing this 1st day of ~~May~~^{June}, 2011,
by vote of 8-0.

SOUTH DAKOTA BOARD OF NURSING



Gloria Damgaard, Executive Director
South Dakota Board of Nursing