

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.
Katherine A. Thomas
Executive Director of the Board

BEFORE THE TEXAS BOARD OF NURSING

In the Matter of Vocational Nurse § REINSTATEMENT
License Number 68999 § AGREED ORDER
issued to CONNIE BOERM WILLIAMS §

On this day came to be considered by the Texas Board of Nursing, herein referred to as the Board, the Petition for Reinstatement of Vocational Nurse License Number 68999, held by CONNIE BOERM WILLIAMS, hereinafter referred to as Petitioner.

An informal conference was held on June 3, 2008, at the office of the Texas Board of Nursing, in accordance with Section 301.464, Texas Occupations Code.

Petitioner appeared in person. Petitioner was represented by Richard C. Collins, Attorney at Law. In attendance were Katherine A. Thomas, MN, RN, Executive Director; E. Joy Sparks, Assistant General Counsel; Anthony L. Diggs, MSCJ, Director of Enforcement; Nancy Krause, RN, Investigator; John DeLaRosa, Investigator; Dennis Riggins, Investigator; Veronica Franco, Investigator; and Carolyn Hudson, Investigator.

FINDINGS OF FACT

1. Prior to institution of Agency proceedings, notice of the matters specified below in these Findings of Fact was served on Petitioner and Petitioner was given an opportunity to show compliance with all requirements of the law for retention of the license.
2. Petitioner waived notice and hearing, and consented to the entry of this Order.
3. Petitioner received a Certificate in Vocational Nursing from Bee County College, Beeville, Texas, on August 19, 1976. Petitioner was originally licensed to practice vocational nursing in the State of Texas on November 19, 1976.

4. Petitioner's vocational nursing employment history includes:

1977 - 1978	LVN	Goliad County Hospital Goliad, Texas
1979 - 1986	Not employed in nursing	
1987 - 1993	LVN	Goliad County Hospital Goliad, Texas
1993 - 1994	LVN	LaBahia Care Nursing Home Goliad, Texas
1994 - 1995	LVN	Beeville Nursing Home Beeville, Texas
1996 - Present	Not employed in nursing	

5. On September 17, 1996, Petitioner's license to practice Vocational Nursing in the State of Texas was Revoked by the Board of Vocational Nurse Examiners for the State of Texas. A copy of the Proposal for Decision, Findings of Fact, Conclusions of Law, and September 17, 1996, Order is attached and incorporated, by reference, as a part of this Order.
6. On June 12, 2007, and July 18, 2007, Petitioner was seen by Alexander Howe, Ph.D., Clinical Psychologist, to undergo a forensic psychological evaluation. Dr. Howe states that Petitioner generally has the knowledge and is able to conform to the Texas Nursing Practice Act and the Board's rules and regulations as well as all federal, state, and local laws, rules or regulations affecting a licensed nurse's current area of nursing practice. Petitioner appears to have taken reasonably appropriate steps in correcting past deficiencies in her judgment, but requires continued guidance and support to help maintain her current appropriate direction to her life.
7. On or about December 6, 2007, Petitioner submitted a Petition for Reinstatement of her License to practice vocational nursing in the State of Texas.
8. Petitioner presented the following in support of her petition:
- 8.1. Letter of support, dated September 21, 2007, written by George Trail, Vocational Counselor, Texas Department of Assistive and Rehabilitative Services, Austin, Texas, states that he is Petitioner's Vocational Rehabilitation Counselor, and she has presented herself as being reliable, stable, and punctual. Mr. Trail states that Petitioner is capable of performing all the duties associated with the position of a Licensed Vocational Nurse.

- 8.2. Letter of support, dated November 19, 2007, written by Rosemary A. Uzuh, CEO, Agency Administrator, Rosey Health Care Services, Inc., Austin, Texas, states that Petitioner was hired on August 4, 2006, and is responsible for performing all activities of daily living for the clients assigned to her. Petitioner has performed her responsibilities in a professional manner, and she is a dedicated and reliable employee. Ms. Uzuh states that all employees are subject to random drug testing and Petitioner has never tested positive for any illegal drugs.
- 8.3. Letter of support, dated November 26, 2007, written by Roger W. Curme, states that he is an attorney and had a dating relationship with Petitioner. Mr. Curme states that Petitioner works very hard on professional development, upward mobility, and improving herself. She has made significant positive changes in her life. Mr. Curme recommends reinstatement of Petitioner's nursing license.
- 8.4. Letter of support, dated October 25, 2007, written by Zelda Moore, states that she has known Petitioner since June 5, 2007, when she became a provider for her husband. Ms. Moore states that her husband has a neuromuscular disease and needs help and care for all his needs. Petitioner has fulfilled her tasks with care, and she is very professional. Ms. Moore recommends reinstatement of Petitioner's nursing license.
- 8.5. Letter of support, dated October 22, 2007, written by Mattie Miller, states that Petitioner has worked for her son-in-law since August 31, 2007, and has always been punctual, hard working, and caring. Petitioner takes pride in her work and cares for her clients. Ms. Miller states that Petitioner has learned from her past mistakes and she recommends reinstatement of her nursing license.
- 8.6. Letter of support, dated February 4, 2006, written by Ina Moore Billups, retired LVN. Ms. Billups states that she has known Petitioner for thirty (30) years. Petitioner got along well with co-workers, and she was courteous and hardworking.
- 8.7. Letter of support, dated February 10, 2006, written by Gloria Koliba, retired LVN. Ms. Koliba states that she has known Petitioner for thirty (30) years. Ms. Koliba states that Petitioner was a good nurse. She was caring, considerate, hard working and reliable. Ms. Koliba recommends reinstatement of Petitioner's nursing license.
- 8.8. Letter of support, dated February 9, 2006, written by Mike Dickey, states that Petitioner was his employee and she was always on time. Mr. Dickey states that Petitioner was good with other employees and helpful with customers.

- 8.9. Letter of support, dated February 2, 2006, written by Jay Fleming, Pastor. Mr. Fleming states that he has known Petitioner for two (2) years and he is convinced that she has been fully rehabilitated. She has left behind the lifestyle and environment that influenced her, and she has built a new life in a new place. Mr. Fleming states that he is impressed with her sacrificial commitment to her parents and her diligent efforts to move forward in life. Mr. Fleming recommends reinstatement of Petitioner's nursing license.
- 8.10. Letter of support, written by Rosanna Coronado, states that she has known Petitioner for several years. Ms. Coronado states that Petitioner wants a new life and is sincere in having a nursing career again. Petitioner has shown responsibility, integrity, and perseverance in maintaining a stable lifestyle. Ms. Coronado states that Petitioner has turned her life around and knows how to handle difficult times in her life. Ms. Coronado states that Petitioner is a positive role model and will be a good nurse and an asset to society.
- 8.11. Verification of successful completion of twenty (20) Type I Continuing Education Contact Hours.

CONCLUSIONS OF LAW

1. Pursuant to Texas Occupations Code, Sections 301.451-301.555, the Board has jurisdiction over this matter.
2. Pursuant to Section 301.467, Texas Occupations Code, the Board may refuse to issue or renew a license, and may set a reasonable period that must lapse before reapplication. Pursuant to 22 TEX. ADMIN. CODE §213.26, the Board may impose reasonable conditions that a Petitioner must satisfy before reissuance of an unrestricted license.

ORDER

IT IS THEREFORE AGREED, subject to ratification by the Texas Board of Nursing, that the petition of CONNIE BOERM WILLIAMS, Vocational License Number 68999, to practice vocational nursing in the state of Texas, be and the same is hereby DENIED, WITH THE DENIAL STAYED, AND SUBJECT TO THE FOLLOWING CONDITIONS SO LONG AS THE PETITIONER complies 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 the stipulations contained in this Order:

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

IT IS FURTHER AGREED and ORDERED that while Petitioner's license is encumbered by this Order, Petitioner 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 Petitioner wishes to work.

(1) PETITIONER SHALL NOT seek employment or practice nursing for compensation until she has completed the following pre-licensure conditions and obtained a license to practice vocational nursing from the Board.

(2) PETITIONER SHALL apply for a "Six-Month Clinical Permit" for the limited purpose of completing a refresher course. PETITIONER SHALL NOT, in any way, attempt to use this clinical permit for any purpose other than attending this course.

(3) PETITIONER SHALL successfully complete a nursing refresher course prior to returning to the practice of vocational nursing in the State of Texas. PETITIONER SHALL obtain Board approval of the course prior to enrollment. Home study courses and video programs will not be approved. The course content shall include: 1) the role and scope of the vocational nurse; 2) a review of the nursing process to include focused assessment, planning, implementation and evaluation; 3) Pharmacology review; 4) medication administration review for all standard route of administration; 5) documentation, ethical and legal

implications for nursing practice; and 6) current CPR certification. This course shall include a minimum of the clinical components, providing direct patient care supervised by another nurse, as stated on the Board's website, <ftp://www.bon.state.tx.us/6mth-lvn.pdf>.

(4) Upon completion of the refresher course, PETITIONER SHALL return the clinical permit to the office of the Board, and PETITIONER SHALL CAUSE the sponsoring institution to notify the Board, on a form provided by the Board, of Petitioner's successful completion of the refresher course, including the required clinical component.

(5) Upon verification of successful completion of the agreed pre-licensure conditions of reinstatement, as set out in this Order, PETITIONER SHALL pay all re-registration fees and be issued a license to practice vocational nursing in the State of Texas, which shall bear the appropriate notation. Said license issued to CONNIE BOERM WILLIAMS, shall be subject to the following agreed post-licensure stipulations:

(6) PETITIONER SHALL, within one (1) year of relicensure, successfully complete a course in nursing jurisprudence and ethics. PETITIONER 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, 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. PETITIONER 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 PETITIONER's successful completion of the course. This course is to be taken in addition to any other courses stipulated in this Order, if any, and 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.state.tx.us/about/stipscourses.html>.*

(7) PETITIONER SHALL, within one (1) year of relicensure, 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, PETITIONER 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. *Information regarding this workshop may be found at the following web address: <http://www.learningext.com/products/generalce/critical/ctabout.asp>.*

IT IS FURTHER AGREED, SHOULD PETITIONER PRACTICE AS A VOCATIONAL NURSE IN THE STATE OF TEXAS, PETITIONER 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 TWO (2) YEARS OF EMPLOYMENT. THE LENGTH OF THE STIPULATION PERIOD WILL BE EXTENDED UNTIL SUCH

TWENTY-FOUR (24) MONTHS HAVE ELAPSED. PERIODS OF UNEMPLOYMENT OR OF EMPLOYMENT THAT DO NOT REQUIRE THE USE OF A VOCATIONAL NURSE (LVN) LICENSE WILL NOT APPLY TO THIS STIPULATION PERIOD:

(8) PETITIONER SHALL notify all future employers in vocational nursing of this Order of the Board and the stipulations on PETITIONER's license. PETITIONER 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.

(9) PETITIONER SHALL CAUSE each future employer to submit the Notification of Employment form, which is provided to the Petitioner by the Board, to the Board's office within five (5) days of employment as a vocational nurse.

(10) For the first year of employment as a vocational nurse under this Order, PETITIONER 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 PETITIONER and immediately available to provide assistance and intervention. PETITIONER SHALL work only on regularly assigned, identified and predetermined unit(s). The PETITIONER SHALL NOT be employed by a nurse registry, temporary nurse employment agency, hospice, or home health agency. PETITIONER SHALL NOT be self-employed or contract for services. Multiple employers are prohibited.

(11) For the remainder of the stipulation period, PETITIONER 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 PETITIONER, 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 Petitioner is currently working. PETITIONER SHALL work only regularly assigned, identified and predetermined unit(s). PETITIONER SHALL NOT be employed by a nurse registry, temporary nurse employment agency, hospice, or home health agency. PETITIONER SHALL NOT be self-employed or contract for services. Multiple employers are prohibited.

(12) PETITIONER SHALL CAUSE each employer to submit, on forms provided to the Petitioner by the Board, periodic reports as to Petitioner's capability to practice vocational nursing. These reports shall be completed by the Registered Nurse or Licensed Vocational Nurse who supervises the PETITIONER. These reports shall be submitted by the supervising nurse to the office of the Board at the end of each three (3) months for two (2) years of employment as a vocational nurse.

(13) PETITIONER 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, PETITIONER 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 PETITIONER 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.

(14) PETITIONER 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 twice per month. For the next six (6) month period, random screens shall be performed at least once per month. For the remainder of the stipulation 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 PETITIONER's place of employment at any time during the stipulation period and require PETITIONER 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. PETITIONER SHALL be responsible for the costs of all random drug screening during the stipulation 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. Failure to report for a drug screen may be considered the same as a positive result and may result in further disciplinary action by this Board.

(15) PETITIONER SHALL participate in therapy with a "professional counselor" possessing credentials approved by the Board. PETITIONER SHALL CAUSE the therapist to submit written reports, on forms provided by the Board, as to the PETITIONER's progress in therapy, rehabilitation and capability to safely practice vocational nursing. The report must indicate whether or not the PETITIONER'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 stipulation period, or until PETITIONER is dismissed from therapy.

(16) PETITIONER SHALL attend at least two (2) support group meetings each week, one of which shall be for substance abuse; and PETITIONER 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 PETITIONER. PETITIONER 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.

(17) PETITIONER SHALL participate in pain management therapy with a Board approved Medical Doctor or Doctor of Osteopathy, licensed by the Texas Medical Board, and certified as a Diplomat with the American Board of Pain Medicine. PETITIONER SHALL

CAUSE the physician to submit written reports to the Board, which shall include, at a minimum, the clinical indications and rationale for the chronic use of controlled substances, PETITIONER's progress and compliance with pain management therapy, and a prognosis as to PETITIONER's ability to safely practice vocational nursing in a direct patient care setting. 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 stipulation period, or until PETITIONER no longer requires the use of controlled substances.

IT IS FURTHER AGREED, that upon full compliance with the terms of this Order, PETITIONER SHALL be issued an unencumbered license and multistate licensure privileges, if any, to practice vocational nursing in the State of Texas.

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PETITIONER'S CERTIFICATION

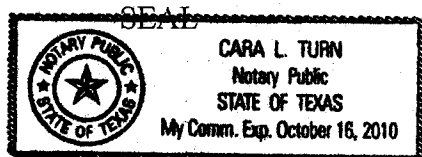
I understand that I have the right to legal counsel prior to signing this Reinstatement Agreed Order. I certify that my past behavior, except as disclosed in my Petition for Reinstatement of Licensure, has been in conformity with the Board's professional character rule. I have provided the Board with complete and accurate documentation of my past behavior in violation of the penal law of any jurisdiction which was disposed of through any procedure short of convictions, such as: conditional discharge, deferred adjudication or dismissal. I have no criminal prosecution pending in any jurisdiction.

I have reviewed this Order. By my signature on this Order, I agree to the Findings of Fact, Conclusions of Law, Order, and any conditions of said Order. 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 agree to inform the Board of any other fact or event that could constitute a ground for denial of licensure prior to reinstating my license to practice vocational nursing in the state of Texas. 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 12 day of August, 2008.

Connie Boerm Williams
CONNIE BOERM WILLIAMS, Petitioner

Sworn to and subscribed before me this 12 day of August, 2008.



Cara L. Turn
Notary Public in and for the State of TEXAS

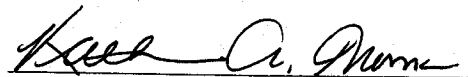
Approved as to form and substance.

Richard C. Collins
Richard C. Collins, Attorney for Petitioner

Signed this 12th day of AUGUST, 2008.

WHEREFORE, PREMISES CONSIDERED, the Texas Board of Nursing does hereby ratify and adopt the Reinstatement Agreed Order that was signed on the 12th day of August, 2008, by CONNIE BOERM WILLIAMS, Vocational Nurse License Number 68999, and said Order is final.

Effective this 9th day of September, 2008.



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

State Office of Administrative Hearings



Shelia Bailey Taylor
Chief Administrative Law Judge

August 23, 1996

Marjorie A. Bronk, R.N.
Executive Director
Board of Vocational Nurse Examiners
333 Guadalupe, 3-400
Austin, Texas 78701

HAND DELIVERY

RE: Docket No. 511-96-1152; In the Matter of Connie B. Williams
BVNE No. 068999

Dear Ms. Bronk:

Enclosed please find a Proposal for Decision and a proposed Final Order in the above-referenced cause for the consideration of the Board of Vocational Nurse Examiners. Copies of the Proposal and proposed Order are being sent to Roxanne Caperton, agency counsel, and Connie B. Williams. For reasons discussed in the Proposal, I have recommended revocation.

Pursuant to the Administrative Procedure Act, each party has the right to file exceptions to the Proposal, accompanied by supporting briefs. Exceptions, replies to the exceptions, and supporting briefs must be filed with the Board according to the agency's rules, with a copy to the State Office of Administrative Hearings. A party filing exceptions, replies, and briefs must serve a copy on the other party hereto.

Sincerely,

Gary W. Elkins
Administrative Law Judge

GWE/dc
Enclosures

cc: Roxanne Caperton, Office of the Attorney General, Administrative Law Section, 300 W. 15th St.,
7th Floor, Austin, Texas 78711 - HAND DELIVERY
Connie B. Williams, 711 North College Street, Georgetown, Texas 78626 - CERTIFIED MAIL NO.
P 614 734 589, RETURN RECEIPT REQUESTED

William P. Clements Building
Post Office Box 13025 ♦ 300 West 15th Street, Suite 502 ♦ Austin Texas 78711-3025
(512) 475-4993 Docket (512) 475-3445 Fax (512) 475-4994

Handwritten initials: Haulley 11/23

DOCKET NO. 511-96-1152

IN THE MATTER OF

§
§
§
§
§

BEFORE THE

STATE OFFICE OF

CONNIE BOERM WILLIAMS, LVN

ADMINISTRATIVE HEARINGS

PROPOSAL FOR DECISION

The staff of the Board of Vocational Nurse Examiners (Staff) brought this case seeking disciplinary action against Respondent, Connie Boerm Williams, based on her felony convictions. The licensee did not attend the hearing. This proposal finds that the subject license should be revoked.

I. PROCEDURAL HISTORY

The hearing on the allegation commenced on July 16, 1996, at the offices of the Texas Alcoholic Beverage Commission, 5806 Mesa Drive, Austin, Texas, before Administrative Law Judge Gary W. Elkins. After the taking of evidence, the hearing concluded the same day. Staff was represented by Roxanne Caperton, Assistant Attorney General of Texas. Respondent did not appear and was not represented at the hearing. Because the hearing proceeded on a default basis, the Administrative Law Judge has not included a discussion of jurisdiction, notice, allegations or evidence. Such matters are addressed in the findings of fact and conclusions of law.

II. FINDINGS OF FACT

1. Connie Boerm Williams (Respondent), a vocational nurse licensed by the State of Texas, holds license number 068999.
2. On January 12, 1996, the staff of the Board of Vocational Nurse Examiners (Staff) filed a complaint against Respondent. A copy of the complaint was sent to Respondent at Rt. 3, Box 571 Goliad, Texas 77963, via U.S. Certified Mail, return receipt requested. The complaint was received on January 16, 1996.
3. A notice of hearing, dated June 21, 1996, was sent to Respondent at her last known address of 711 North College Street, Georgetown, Texas 78626 via U.S. Certified Mail, return receipt requested. The notice of hearing contained a statement of the time, place and nature of the hearing, and a statement of the matters asserted and of the legal authority and jurisdiction under which the hearing was to be held. The notice of hearing was returned with the notation "Attempted, Not Known."

4. The hearing commenced on July 16, 1996, at the offices of the Texas Alcoholic Beverage Commission, 5806 Mesa Drive, Austin, Texas. After the taking of evidence, the hearing concluded the same day. The Board's staff was represented by Roxanne Caperton, Assistant Attorney General of Texas. Respondent did not appear and was not represented at the hearing.
5. On August 31, 1992, Respondent was convicted of the misdemeanor offense of issuance of a Bad Check, in Cause No. 2-57-864, in the County Court at Law No. 2 of Victoria County, Texas.
6. Respondent was employed as a licensed Vocational Nurse at La Bahia Care Center in Goliad, Texas, from August 2, 1994, through November 26, 1994.
7. While employed at La Bahia on November 18, 20, 23, and 24, 1994, Respondent forged and passed personal checks belonging to resident L.G.
7. On May 15, 1995, Respondent pled guilty and was convicted of four counts of the felony offense of forgery, in Cause Nos. 95-2-3546-CR, 95-2-3547-CR, 95-2-3548-CR, and 95-2-3549-CR, in the 24th Judicial District Court of Goliad County, Texas. As a result of the convictions, Respondent was placed on five years of community supervision.

III. CONCLUSIONS OF LAW

1. The Board of Vocational Nurse Examiners has jurisdiction over this matter pursuant to TEX. REV. CIV. STAT. ANN. art. 4528c §10 (Vernon Pamph. 1996) (the Vocational Nurse Act).
2. The State Office of Administrative Hearings has jurisdiction over matters related to the hearing in this proceeding, including the authority to issue a proposal for decision with proposed findings of fact and conclusions of law, pursuant to TEX. GOV'T CODE ANN. ch. 2003 (Vernon Pamph. 1996).
3. Pursuant to 22 TEX. ADMIN. CODE §239.23, "[s]ervice of a notice of hearing . . . shall be complete and effective if the document to be served is sent by registered, certified, or regular mail to the respondent . . . at his or her most recent address as shown in the investigative records of the board. . . ."
4. Proper and timely notice of the hearing was effected upon Respondent pursuant to the Administrative Procedure Act ("APA"), TEX. GOV'T CODE ANN. Ch. 2001 (Vernon Pamph. 1996) and 22 TEX. ADMIN. CODE §239.23.
5. The Board has authority to take disciplinary action against its licensees under §10(a) of the Nurse Practice Act, which states at subpart (1) that "[t]he Board may . . . suspend or may revoke the license of any practitioner of vocational nursing for . . . violation of this Act or of any rule, regulation, or order issued under this Act."

6. Respondent has been convicted of a crime of the grade of felony or a crime of a lesser grade that involves moral turpitude, in violation of Section 10(a)(3) of the Vocational Nurse Act.
7. Respondent has misappropriated supplies, equipment, medications or personal items of the patient/client, employer, or any other person or entity in violation of 22 TEX. ADMIN. CODE §239.11(29)(A)(i).
8. Respondent has been convicted of the felony offense of Forgery, which relates to the practice of vocational nursing, in violation of 22 TEX. ADMIN. CODE §239.11(29)(A)(i), (ii), and (iii).
9. Respondent has been convicted of the offense of issuance of a Bad Check, which relates to the practice of vocational nursing, in violation of 22 TEX. ADMIN. CODE §239.11(29)(A)(iii).
10. Pursuant to §10(a) of the Vocational Nurse Act, Respondent's license should be revoked.

SIGNED this 22nd day of August, 1996.


GARY W. ELKINS
ADMINISTRATIVE LAW JUDGE
STATE OFFICE OF ADMINISTRATIVE HEARINGS

DOCKET NO. 511-96-1152

IN THE MATTER OF PERMANENT	§	BEFORE THE BOARD OF
LICENSE NUMBER 068999	§	VOCATIONAL NURSE EXAMINERS
ISSUED TO	§	IN AND FOR THE
CONNIE BOERM WILLIAMS, LVN	§	STATE OF TEXAS

ORDER OF THE BOARD

TO: CONNIE BOERM WILLIAMS
 711 North College Street
 Georgetown, Texas 78626

During open meeting at Austin, Texas, the Board of Vocational Nurse Examiners finds that after proper and timely notice was given, the above-styled case was heard by an Administrative Law Judge who made and filed a proposal for decision containing the Administrative Law Judge's findings of fact and conclusions of law. The proposal for decision was properly served on all parties and all parties were given an opportunity to file exceptions and replies as part of the record herein.

The Board of Vocational Nurse Examiners, after review and due consideration of the proposal for decision, and exceptions and replies filed, if any, adopts the findings of fact and conclusions of law of the Administrative Law Judge as if fully set out and separately stated herein. All proposed findings of fact and conclusions of law not specifically adopted herein are hereby denied.

NOW, THEREFORE, IT IS ORDERED that License Number 068999, heretofore issued to CONNIE BOERM WILLIAMS to practice vocational nursing in the State of Texas, is hereby revoked.

00068999

Passed and approved at the regular meeting of the Board of Vocational Nurse
Examiners in and for the State of Texas at Austin, Texas, on the 17th day of
September, 1996.

Arthur

Quint Harrison Fox

Janice Brenner

Susan S. Chapman

Samuel P. Smith

William L. Brown

William J. Powell

Melba Lee-Hayden

Paula McCoan

Janice Perry

James Wood-Yates, Jr.

00068999

CONNIE B. WILLIAMS, LVN #068999

CERTIFICATE OF SERVICE

I hereby certify that on the 20th day of September, 1996,
a true and correct copy of the foregoing Order was served by placement in the
U.S. Mail, first class, and addressed to the following person(s):

Connie B. Williams
711 North College Street
Georgetown, Texas 78626

Marjorie A. Brent
Marjorie A. Brent, R.N.
Executive Director
Agent for the Board of Vocational Nurse Examiners