



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 BOARD OF NURSE EXAMINERS
FOR THE STATE OF TEXAS

In the Matter of License Number 606606 § AGREED
issued to EUGENE CHARLES KOVAR § ORDER

On this day the Board of Nurse Examiners for the State of Texas, hereinafter referred to as the Board, considered the matter of EUGENE CHARLES KOVAR, License Number 606606, hereinafter referred to as Respondent.

Information received by the Board produced evidence that Respondent may have violated Section 301.452(b)(10), Texas Occupations Code. Respondent waived representation by counsel, informal conference, notice and hearing, and agreed to the entry of this Order offered on October 8, 2001, by Katherine A. Thomas, MN, RN, Executive Director.

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, informal conference, notice and hearing, and agreed to the entry of this Order.
3. Respondent is currently licensed to practice professional nursing in the State of Texas.
4. Respondent received an Associate Degree in Nursing from San Jacinto College, Pasadena, Texas, on May 1, 1994. Respondent was licensed to practice professional nursing in the State of Texas on July 11, 1994.
5. Respondent's professional employment history includes:

July 1994 - Present	Home Health Nurse	AstroCare Visiting Health Professionals Houston, Texas
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Respondent's professional employment history continued:

October 1995 - November 1995	Clinic Nurse	Olsten Kimberly Quality Care Houston, Texas
March 1996 - July 1996	Staff Nurse	Harbourview Care Center League City, Texas
November 1997 - 1999	Home Health Nurse	Gulf Coast Medical Personnel Kingwood, Texas
March 1998 - August 2001	Home Health Nurse	The Care Group Houston, Texas
August 2001 - Present	Agency Nurse	Nurse Finders Kingwood, Texas

6. At the time of the initial incident, Respondent was employed as a home health nurse with the Care Group, Houston, Texas, and had been in this position for three (3) years and five (5) months.
7. Respondent, on or about August 10, 2001, while employed with the Care Group, Houston, Texas, telephoned R.L., the mother of a near drowning patient, to arrange a time to care for the patient. R.L. informed Respondent that she was not sure of a time for Respondent to come by the house because R.L. did not know what she was going to do with her other two children because her husband was at work. Respondent stated that "we could always find some big rocks and tie it to them and throw them in a lake". Respondent's conduct was likely to cause emotional harm to R.L.

CONCLUSIONS OF LAW

1. Pursuant to Texas Occupations Code, Sections 301.451-301.555 , the Board has jurisdiction over this matter.
2. Notice was served in accordance with law.
3. The evidence received is sufficient to prove violations of Section 301.452(b)(10), Texas Occupations Code, and 22 TEX. ADMIN. CODE §217.12(1)&(16).
4. The evidence received is sufficient cause pursuant to Section 301.452(b), Texas Occupations Code, to take disciplinary action against License Number 606606, heretofore issued to EUGENE CHARLES KOVAR, including revocation of Respondent's professional 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 RESPONDENT SHALL receive the sanction of REMEDIAL EDUCATION, and RESPONDENT SHALL comply in all respects with the Nursing Practice Act, Revised Civil Statutes of Texas as amended, Texas Occupations Code, Section §§301.001 *et seq.*, the Rules and Regulations Relating to Professional Nurse Education, Licensure and Practice, 22 TEX. ADMIN. CODE §211.01 *et seq.* and this Order.

IT IS FURTHER AGREED and ORDERED that this Order SHALL be applicable to Respondent's multistate licensure privilege, if any, to practice professional 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.

IT IS FURTHER AGREED that:

(1) RESPONDENT SHALL deliver the wallet-size license issued to EUGENE CHARLES KOVAR to the office of the Board of Nurse Examiners within three weeks of the date of ratification of this Order for appropriate notation.

(2) RESPONDENT SHALL, within one (1) year of entry of this Order, successfully complete a course in nursing jurisprudence. RESPONDENT SHALL obtain Board approval of the course prior to enrollment. Home study courses and video programs will not be approved. In order for the course to be approved, the target audience shall include Registered 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.

(3) 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. 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 Registered 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.

IT IS FURTHER AGREED, that upon full compliance with the terms of this Order, RESPONDENT SHALL be issued an unencumbered license and multistate licensure privileges, if any, to practice professional 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 violation 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 when this Order becomes final and the terms of this Order become effective, 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 professional nursing in the State of Texas, as a consequence of my noncompliance.

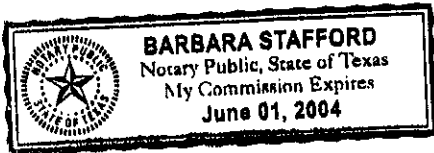
Signed this 7 day of November, 2001.

Eugene Kovar
EUGENE CHARLES KOVAR, Respondent

Sworn to and subscribed before me this 7th day of November, 2001.

SEAL

Barbara Stafford
Notary Public in and for the State of Texas



WHEREFORE, PREMISES CONSIDERED, the Executive Director, on behalf of the Board of Nurse Examiners for the State of Texas, does hereby ratify and adopt the Agreed Order that was signed on the 7th day of November, 2001, by EUGENE CHARLES KOVAR, License Number 606606, and said Order is final.

Effective this 19th day of November, 2001.



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



Board of Nurse Examiners For the State of Texas

Katherine Thomas, MN, RN, <i>Executive Director</i>	Linda Rounds, PhD, RN, <i>President</i> , Galveston	Thalia Munoz, MS, RN <i>Vice-President</i> , Rio Grande City	Deborah Bell, CLU, ChFC Abilene	Virginia Campbell, BSN, RN, CNOR Mesquite	Lawrence Canfield, CRNA, MS, Ed Temple	Marcelo Lajas, Jr., Floresville	Sue McGee, MSN, RN Amarillo	Elizabeth Poster, PhD, RN Arlington	Phyllis Caves Rawley, CPC El Paso
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October 15, 2002

Eugene Charles Kovar, RN
2611 Violet
Pasadena TX 77503

Dear Mr. Kovar:

Our office has received all information necessary to clear your license. The Board's records now reflect your successful completion of the requirements of the Order of the Board issued to you November 19, 2001.

Should you have any questions, do not hesitate to contact this office at 512.305.6838.

Sincerely,

A handwritten signature in cursive script that reads "Diana Vandiver".

Diana Vandiver
Monitoring