

Respondent's professional nursing employment history (continued):

1998 - 2001	RN	Occupational Health Services
1999 - 2001	RN	Linda Ely Consulting Group
1999 - 2009	RN	Bay City Independent School District Bay City, TX
2011 - Current	Unknown	

6. On or about October 18, 2010, Respondent was arrested by the Bay City Independent School District Police Department, Bay City, Texas, for OBSTRUCTION OR RETALIATION (a 3rd Degree Felony offense).

On or about May 30, 2012, Respondent entered a plea of Nolo Contendere¹ to DISRUPT MEETING OR PROCESSION PC §42.05 (a Class B Misdemeanor offense committed on October 1, 2010), which was filed in the County Court of Matagorda County, Bay City, Texas, under Cause No. 20120274. As a result of the plea, the proceedings against Respondent were deferred without entering an adjudication of guilt, and Respondent was placed on community supervision for a period of fifteen (15) months. Additionally, Respondent was ordered to pay court costs.

7. In response to Finding of Fact Number Six (6), Respondent admits to pleading nolo contendere to the offense of Disrupting a Meeting, but states that she plans on seeking an expunction once she completes her community supervision. Additionally, Respondent states the offense is not a charge which involves moral turpitude or reflects poorly upon her fitness and character as a nurse. Finally, she states that the incident underlying the alleged misdemeanor offense did not involve in any way a patient relationship.
8. On July 2, 2012, Respondent completed the course entitled "Sharpening Critical Thinking," which would have been a requirement of this order.

CONCLUSIONS OF LAW

1. Pursuant to Texas Occupations Code, Sections 301.451-301.555, the Board has jurisdiction over this matter.

¹ The Order of Deferred Adjudication contains what appears to be a clerical error stating that Respondent pled guilty to the offense. Staff confirmed with the prosecuting attorney that the Respondent entered a plea of nolo contendere and a motion to correct the error is pending.

2. Notice was served in accordance with law.
3. The evidence received is sufficient to prove violation of Section 301.452(b)(10), Texas Occupations Code, and 22 TEX. ADMIN. CODE §217.12(13).
4. The evidence received is sufficient cause pursuant to Section 301.452(b), Texas Occupations Code, to take disciplinary action against Registered Nurse License Number 608417, heretofore issued to PATRICIA L. FRAWLEY, including revocation of Respondent's license to practice nursing in the State of Texas.

ORDER

IT IS THEREFORE AGREED and ORDERED that RESPONDENT SHALL receive the sanction of REMEDIAL EDUCATION, 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 is 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 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, 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>.

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

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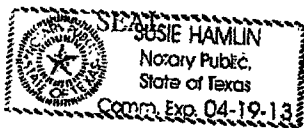
RESPONDENT'S CERTIFICATION

I understand that I have the right to legal counsel prior to signing this Agreed Order. I 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 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 nursing in the State of Texas, as a consequence of my noncompliance.

Signed this 22nd day of January, 2013.

Patricia L. Frawley
PATRICIA L. FRAWLEY, Respondent

Sworn to and subscribed before me this 22nd day of January, 2013.



Susie Hamlin

Notary Public in and for the State of TEXAS

Approved as to form and substance

Bob Bennett
Bob Bennett, Attorney for Respondent

Signed this 22 day of January, 2013.

WHEREFORE, PREMISES CONSIDERED, the Executive Director, on behalf of the Texas Board of Nursing, does hereby ratify and adopt the Agreed Order that was signed on the 22nd day of January, 2013, by PATRICIA L. FRAWLEY, Registered Nurse License Number 608417, and said Order is final.

Effective this 23rd day of January, 2013.



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