#### BEFORE THE TEXAS BOARD OF NURSING

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In the Matter of

§ AGREED

Vocational Nurse License Number 205949

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issued to VANNA RAE BOOTH

§ ORDER

On this day the Texas Board of Nursing, hereinafter referred to as the Board, considered the matter of VANNA RAE BOOTH, Vocational Nurse License Number 205949, hereinafter referred to as Respondent.

Information received by the Board produced evidence that Respondent may be subject to discipline pursuant to Section 301.452(b)(10), Texas Occupations Code. Respondent waived representation by counsel, informal proceedings, notice and hearing, and agreed to the entry of this Order approved by Katherine A. Thomas, MN, RN, FAAN, Executive Director, on May 29, 2013.

### 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(s).
- 2. Respondent waived representation by counsel, informal proceedings, notice and hearing, and agreed 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 Central Texas College, Brady, Texas, on August 19, 2006. Respondent was licensed to practice vocational nursing in the State of Texas on September 14, 2006.
- 5. Respondent's vocational nursing employment history includes:

2006 - 2007

Charge Nurse

Regent Care Center San Antonio, Texas

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Respondent's vocational nursing employment history continued:

2007 - 2008 LVN Llano Memorial Hospital Llano, Texas 2008 - 2009 LVN Heart of Texas Memorial Hospital Brady, Texas 1/2009 - 12/2011 Charge Nurse Concho Health and Rehabilitation Eden, Texas 2012 - Present Charge Nurse Menard Manor Menard, Texas

6. On or about September 21, 2012, Respondent was arrested by the San Antonio Police Department, San Antonio, Texas, for RESIST ARREST-SEARCH-TRANSPORTATION, a class A Misdemeanor offense committed on or about September 21, 2012.

On or about October 30, 2012, Respondent entered a plea of Nolo Contendere to RESIST ARREST-SEARCH-TRANSPORTATION, a Class A misdemeanor offense committed on or about September 21, 2012, in the County Court No. 8 of Bexar County, Texas, under Cause No. 404645. As a result of the plea, the proceedings against Respondent were deferred, without entering an adjudication of guilt, and Respondent was placed on probation for a period of ten (10) months and ordered to pay a fine and court costs.

7. In response to the incident in Finding of Fact Number Six (6), Respondent states that on September 21st she was out of town, decided to have a few drinks, and woke up in a strange place where she knew she did not belong. Respondent adds that she has accepted the consequences and has moved forward. Respondent further adds that she is truly remorseful for her actions.

### **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 violation(s) of 22 Tex. ADMIN. CODE §217.12(13).
- 4. The evidence received is sufficient cause pursuant to Section 301.452(b)(10), Texas

Occupations Code, to take disciplinary action against Vocational Nurse License Number 205949, heretofore issued to VANNA RAE BOOTH, including revocation of Respondent's license(s) to practice nursing in the State of Texas.

## **ORDER**

IT IS THEREFORE AGREED and ORDERED that RESPONDENT SHALL receive the sanction of a 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(s) is/are 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 <u>not</u> 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: <a href="http://www.bon.texas.gov/disciplinaryaction/stipscourses.html">http://www.bon.texas.gov/disciplinaryaction/stipscourses.html</a>.

(2) RESPONDENT SHALL, within one (1) year of entry of this Order, 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, RESPONDENT 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. Board-approved courses may be found at the following Board website address: <a href="http://www.bon.texas.gov/disciplinaryaction/stipscourses.html">http://www.bon.texas.gov/disciplinaryaction/stipscourses.html</a>.

IT IS FURTHER AGREED, that upon full compliance with the terms of this Order, all encumbrances will be removed from RESPONDENT'S license(s) to practice nursing in the State of Texas and RESPONDENT may 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 waive representation by counsel. I have reviewed this Order. I neither admit nor deny the violation(s) 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(s) to practice nursing in the State of Texas, as a consequence of my noncompliance.

ANNA RAE BOOTH, Respondent

Sworn to and subscribed before me this day of

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Notary Public in and for the State of C

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 <a href="https://example.com/2nd/day-of\_July">2nd/day-of\_July</a>, 2013, by VANNA RAE BOOTH, Vocational Nurse License Number 205949, and said Order is final.

Effective this 10th day of July, 2013.

Katherine A. Thomas, MN, RN, FAAN

Executive Director on behalf

of said Board