



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 § AGREED  
Registered Nurse License Number 626910 §  
issued to JEFFREY D MOUNCE, a/k/a, §  
JEFFREY DEAN MOUNCE § ORDER

On this day the Texas Board of Nursing, hereinafter referred to as the Board, considered the matter of JEFFREY D. MOUNCE, a/k/a, JEFFREY DEAN MOUNCE, Registered Nurse License Number 626910, 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)(9)&(10) and 301.453, 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 November 13, 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 professional nursing in the State of Texas.
4. Respondent received a Baccalaureate Degree in Nursing from University of Texas, Austin, Texas, on December 1, 1995. Respondent was licensed to practice professional nursing in the State of Texas on March 5, 1996.
5. Respondent's nursing employment history is unknown.

6. On or about December 12, 1995, Respondent was issued a DECLARATORY ORDER OF CONDITIONAL ELIGIBILITY by the Board of Nurse Examiners for the State of Texas. A copy of the Findings of Fact, Conclusions of Law and Order dated December 12, 1995, is attached and incorporated, by reference, as part of this Order.
7. On or about August 9, 2012, Respondent entered a plea of Guilty to and was convicted of DRIVING WHILE INTOXICATED, a misdemeanor offense, committed on January 2, 2012, in the County Court at Law, Hays County, Texas, under Cause No. 12-0094CR. As a result of the conviction, Respondent was sentenced to confinement in the Hays County Jail for a period of twelve (12) months; however, the imposition of confinement was suspended and Respondent was placed on probation for a period of eighteen (18) months, and ordered to pay a fine and court costs.
8. On or about October 29, 2013, Respondent presented to Jerome R. Schmidt, Ph.D., Psychologist, Austin, Texas, for psychological testing, and an interview. As a result, Dr. Schmidt was able to offer the following Conclusion and Recommendation: "...It is recommended that Mr. Mounce be supervised within the TPAPN program for a sufficient period of time as to ensure that he can continue to safely practice as a Registered Nurse."
9. The Respondent's conduct described in the preceding Findings of Fact was reportable under the provisions of Sections 301.401-301.419, Texas Occupations Code.
10. The Board finds that there exists serious risks to public health and safety as a result of impaired nursing care due to intemperate use of controlled substances or chemical dependency.
11. Respondent's conduct as described in the preceding Finding(s) of Fact resulted from or was significantly influenced by Respondent's substance use disorder.
12. Respondent's compliance with the terms of a Board approved peer assistance program should be sufficient to protect patients and the public.

#### 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)(9)&(10), Texas

Occupations Code, to take disciplinary action against Registered Nurse License Number 626910, heretofore issued to JEFFREY D MOUNCE, up to, and including, revocation of Respondent's license(s) to practice nursing in the State of Texas.

5. The Board may, in its discretion, order a nurse to participate in a peer assistance program approved by the Board if the nurse would otherwise have been eligible for referral to peer assistance pursuant to Section 301.410, Texas Occupations Code.

### ORDER

IT IS THEREFORE AGREED and ORDERED, subject to ratification by the Texas Board of Nursing, that Registered Nurse License Number 626910, previously issued to JEFFREY D MOUNCE, to practice nursing in Texas is/are hereby SUSPENDED and said suspension is ENFORCED until Respondent complies with Stipulation Numbers One (1) and Two (2):

(1) RESPONDENT SHALL apply to and be accepted into the TPAPN and complete the enrollment process, which SHALL include payment of a non-refundable participation fee in the amount of five hundred dollars (\$500.00) payable to TPAPN.

(2) Upon acceptance into the TPAPN, RESPONDENT SHALL waive confidentiality and provide a copy of the executed TPAPN participation agreement to the Texas Board of Nursing.

IT IS FURTHER AGREED, upon verification of compliance with Stipulation Numbers One (1) and Two (2), the SUSPENSION will be stayed, and RESPONDENT SHALL comply with the following conditions for such a time as is required for RESPONDENT to successfully complete the TPAPN:

(3) RESPONDENT SHALL comply with all requirements of the TPAPN participation agreement during its term and SHALL keep all applicable license(s) to practice nursing in the State of Texas current.

(4) RESPONDENT SHALL CAUSE the TPAPN to notify the Texas Board of

Nursing of any violation of the TPAPN participation agreement.

RESPONDENT SHALL pay all re-registration fees, if applicable, and RESPONDENT'S licensure status in the State of Texas will be updated to reflect the applicable conditions outlined herein.

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 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, SHOULD RESPONDENT fail to comply with this Order or the terms of the participation agreement with the TPAPN, such noncompliance will result in further disciplinary action including EMERGENCY SUSPENSION pursuant to Section 301.4551, Texas Occupations Code, or REVOCATION of Respondent's license(s) and nurse licensure compact privileges, if any, to practice nursing in the State of Texas.

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.

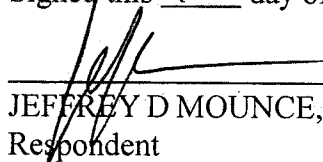
BALANCE OF THIS PAGE INTENTIONALLY LEFT BLANK.

CONTINUED ON NEXT PAGE.

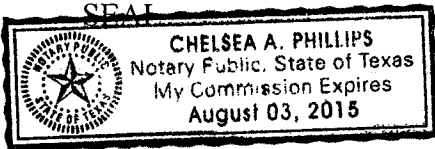
RESPONDENT'S CERTIFICATION

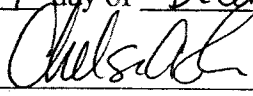
I understand that I have the right to legal counsel prior to signing this Agreed Order. I waive representation by counsel. I have reviewed this Order. I neither admit nor deny the violation(s) alleged herein. I acknowledge possessing a diagnosis that deems me eligible to participate in the Texas Peer Assistance Program for Nurses. By my signature on this Order, I agree to the Findings of Fact, Conclusions of Law, and Stipulation Numbers One (1) through Four (4) of this Order to obtain disposition of the allegations through peer assistance and to avoid further disciplinary action in this matter. I waive judicial review of this Order. I understand that this Order becomes effective upon acceptance by the Executive Director on behalf of the Texas Board of Nursing, and 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.

Signed this 19 day of December, 2013.

  
\_\_\_\_\_  
JEFFREY D MOUNCE, a/k/a, JEFFREY DEAN MOUNCE  
Respondent

Sworn to and subscribed before me this 19 day of December, 2013.



  
\_\_\_\_\_  
Notary Public in and for the State of Texas

WHEREFORE PREMISES CONSIDERED, the Executive Director, on behalf of the Texas Board of Nursing, does hereby accept and enter the Agreed Order that was signed on the 19th day of December, 2013, by JEFFREY D. MOUNCE, a/k/a, JEFFREY DEAN MOUNCE, Registered Nurse License Number 626910, and said Order is final.

Effective this 30th day of December, 2013.



---

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

BEFORE THE BOARD OF NURSE EXAMINERS  
FOR THE STATE OF TEXAS

\*\*\*\*\*

DECLARATORY ORDER  
OF  
CONDITIONAL ELIGIBILITY

At a public meeting in Austin, Texas, the Board of Nurse Examiners (Board) considered the petitions for Declaratory Orders of Eligibility of the individuals listed below in accordance with Article 4519a(a), Texas Revised Civil Statutes, Annotated, as amended. Said petitions were reviewed by staff and proposed as conditionally eligible with the approval of Katherine A. Thomas, MN, RN, Executive Director.

FINDINGS OF FACT

1. The individuals named below have submitted petitions and supporting documents requesting a determination of eligibility for licensure.
2. The staff's review of the grounds for potential ineligibility has been made on the basis of the information provided by the individuals named below.
3. Each individual has been advised that any information found to be incomplete, incorrect or misleading will be considered and may result in an ultimate determination of ineligibility or the later revocation of a license obtained through fraud or deceit.
4. The individuals named below have disclosed convictions for one or more non-moral turpitude misdemeanors or for a moral turpitude misdemeanor which occurred more than ten (10) years ago.

CONCLUSIONS OF LAW

1. The Board has jurisdiction over this matter pursuant to Article 4525(a), TEX REV. CIV. STAT. ANN., as amended.
2. The following individuals have submitted petitions in accordance with Article 4519a(a), TEX. REV. CIV. STAT. ANN., as amended.

(30)

3. The Board may, upon consideration of the factors listed in 22 Texas Administrative Code, §213.28, license individuals with criminal convictions.

IT IS THEREFORE CONSIDERED, that:

Christy Anne Escandon  
Stanley William LaFleur  
Jeffrey Dean Mounce  
Janice Ann Smith  
Margaret Anne Southard  
Mari Beth Winburn

ARE DECLARED CONDITIONALLY ELIGIBLE FOR LICENSURE SUBJECT TO THE RESERVATIONS AND REQUIREMENTS SET OUT BELOW:

1. Each individual named in this Order shall, upon graduation from an accredited school of nursing, satisfy all requirements for entrance to the National Council Licensure Examination for Registered Nurses (NCLEX-RN), and licensure by the Board.
2. Each individual named in this Order shall immediately notify the Board of any fact or event that could constitute a ground of ineligibility for licensure under Article 4525, TEX. REV. CIV. STAT. ANN., as amended.

Entered this 12th day of December, 1995.

BOARD OF NURSE EXAMINERS  
FOR THE STATE OF TEXAS

By: Katherine A. Thoma RN, RN  
Executive Director