



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.  
*Patricia A. Williams*  
Executive Director of the Board

BEFORE THE TEXAS BOARD OF NURSING

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In the Matter of § AGREED  
Vocational Nurse License Number 178010 §  
issued to WONDA GENINE WILLIAMS-KIRBY § ORDER

On this day the Texas Board of Nursing, hereinafter referred to as the Board, considered the matter of WONDA GENINE WILLIAMS-KIRBY, Vocational Nurse License Number 178010, hereinafter referred to as Respondent. This action was taken in accordance with Section 301.453(c), Texas Occupations Code.

Respondent waived representation by counsel, informal proceedings, notice and hearing, and agreed to the entry of this Order.

The Board makes the following Findings of Fact and Conclusions of Law.

FINDINGS OF FACT

1. Prior to the institution of Agency proceedings, notice of the matters specified below in these Findings of Fact was provided to 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's license to practice vocational nursing in the State of Texas is currently delinquent.
4. Respondent received an Associate Degree in Vocational Nursing from Austin Community College, Austin, Texas, on August 11, 2000. Respondent was licensed to practice vocational nursing in the State of Texas on October 12, 2000.
5. Respondent's vocational employment history is unknown.

6. On or about May 14, 2013, Respondent entered a plea of Guilty to and was convicted of DRIVING WHILE INTOXICATED W/CHILD UNDER 15 YOA, a State Jail felony offense committed on May 4, 2012, in the 368<sup>th</sup> Judicial District Court of Williamson County, Texas, under Cause No. 12-1799-K368. As a result of the conviction, Respondent was sentenced to confinement in the State Jail Division of the Texas Department of Criminal Justice, for a period of two (2) years (with one (1) day credit given for time already served); however, imposition of the sentenced of confinement was suspended, and Respondent was placed on probation for a period of five (5) years and ordered to pay court costs.

Additionally, on or about May 14, 2013, Respondent entered a plea of Guilty to four (4) counts of ENDANGERING A CHILD, Third Degree felony offenses committed on May 4, 2012, in the 368<sup>th</sup> Judicial District Court of Williamson County, Georgetown, Texas, under Cause No. 12-1799-K368. 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) years for each count.

7. In response to Finding of Fact Number Six (6), Respondent states that she is on probation and she has completed 114 of 200 hours. She states that she has completed outpatient treatment for alcohol and currently has a home alcohol monitor that she blows in 3 times a day. Respondent further states that she is also taking cognitive education and aftercare counseling for an hour weekly for a year.
8. Formal Charges were filed on March 3, 2014.
9. Formal Charges were mailed to Respondent on March 3, 2014.
10. Respondent, by her signature to this Order, expresses her desire to voluntarily surrender her license(s) to practice nursing in the State of Texas.
11. The Board policy implementing Rule 213.29 in effect on the date of this Agreed Order provides discretion by the Executive Director for consideration of conditional reinstatement after proof of twelve (12) consecutive months of abstinence from alcohol and drugs followed by licensure limitations/stipulations and/or peer assistance program participation.
12. 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.

#### 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)(3)&(13), Texas Occupations Code, to take disciplinary action against Vocational Nurse License Number 178010, heretofore issued to WONDA GENINE WILLIAMS-KIRBY, including revocation of Respondent's license(s) to practice nursing in the State of Texas.
5. Under Section 301.453(c), Texas Occupations Code, the Board has the authority to accept the voluntary surrender of a license.
6. Under Section 301.453(d), Texas Occupations Code, as amended, the Board may impose conditions for reinstatement of licensure.
7. Any subsequent reinstatement of this license will be controlled by Section 301.453(d), Texas Occupations Code, and 22 TEX. ADMIN. CODE §213.26-.29, and any amendments thereof in effect at the time of the reinstatement.

ORDER

NOW, THEREFORE, IT IS AGREED and ORDERED that the VOLUNTARY SURRENDER of Vocational Nurse License Number 178010, heretofore issued to WONDA GENINE WILLIAMS-KIRBY, to practice nursing in the State of Texas, is accepted by the Texas Board of Nursing. In connection with this acceptance, the Board imposes the following conditions:

1. RESPONDENT SHALL NOT practice vocational nursing, use the title "vocational nurse" or the abbreviation "LVN" or wear any insignia identifying herself as a vocational nurse or use any designation which, directly or indirectly, would lead any person to believe that RESPONDENT is a vocational nurse during the period in which the license is surrendered.
2. RESPONDENT SHALL NOT petition for reinstatement of licensure until: one (1) year has elapsed from the date of this Order; and, RESPONDENT has obtained objective, verifiable proof of twelve (12) consecutive months of sobriety immediately preceding the petition.
3. Upon petitioning for reinstatement, RESPONDENT SHALL satisfy all then

existing requirements for relicensure.

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.

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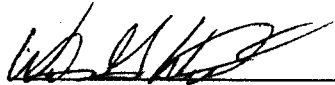
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RESPONDENT'S CERTIFICATION

I understand that I have the right to legal counsel prior to signing this Agreed Order.

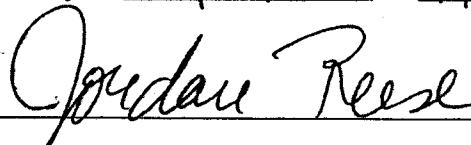
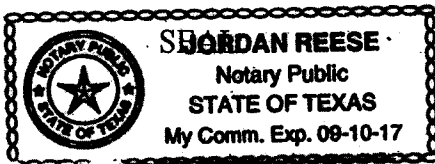
I waive representation by counsel. I have reviewed this Order. I neither admit nor deny the violation(s) alleged herein. By my signature on this Order, I agree to the Findings of Fact, Conclusions of Law, Order, and any conditions of said Order, to avoid further disciplinary action in this matter. I waive judicial review of this Order. I understand that this Order becomes final when accepted by the Executive Director at which time the terms of this Order become effective and a copy will be mailed to me.

Signed this 15 day of April, 2014.



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WONDA GENINE WILLIAMS-KIRBY, Respondent

Sworn to and subscribed before me this 15 day of April, 2014.



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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 the voluntary surrender of Vocational Nurse License Number 178010, previously issued to WONDA GENINE WILLIAMS-KIRBY.

Effective this 22nd day of April, 2014.



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