

IN THE MATTER OF
PERMANENT REGISTERED NURSE
LICENSE NUMBER 595219
ISSUED TO
CAROLE T. HUDDLESTON

§
§
§
§
§

BEFORE THE TEXAS
BOARD OF NURSING

ELIGIBILITY AND
DISCIPLINARY
COMMITTEE



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.
William C. Thomas
Executive Director of the Board

ORDER OF THE BOARD

TO: CAROLE T HUDDLESTON
10402 FM 1485
CONROE, TX 77306

During open meeting held in Austin, Texas, on **Tuesday, May 13, 2014**, the Texas Board of Nursing Eligibility and Disciplinary Committee (hereinafter "Committee") heard the above-styled case, based on the failure of the Respondent to appear as required by 22 TEX. ADMIN. CODE Ch. 213.

The Committee finds that notice of the facts or conduct alleged to warrant disciplinary action has been provided to Respondent in accordance with Texas Government Code § 2001.054(c) and Respondent has been given an opportunity to show compliance with all the requirements of the Nursing Practice Act, Chapter 301 of the Texas Occupations Code, for retention of Respondent's license(s) to practice nursing in the State of Texas.

The Committee finds that the Formal Charges were properly initiated and filed in accordance with section 301.458, Texas Occupations Code.

The Committee finds that after proper and timely Notice regarding the violations alleged in the Formal Charges was given to Respondent in this matter, Respondent has failed to appear in accordance with 22 TEX. ADMIN. CODE Ch. 213.

The Committee finds that the Board is authorized to enter a default order pursuant to Texas Government Code § 2001.056.

The Committee, after review and due consideration, adopts the proposed findings of fact and conclusions of law as stated in the Formal Charges which are attached hereto and incorporated by reference for all purposes and the Staff's recommended sanction of revocation by default. This

Order will be properly served on all parties and all parties will be given an opportunity to file a motion for rehearing [22 TEX. ADMIN.CODE § 213.16(j)]. All parties have a right to judicial review of this Order.

All proposed findings of fact and conclusions of law filed by any party not specifically adopted herein are hereby denied.

NOW, THEREFORE, IT IS ORDERED that, Permanent Registered Nurse License Number 595219, previously issued to CAROLE T HUDDLESTON, to practice nursing in the State of Texas be, and the same is/are hereby, REVOKED.

IT IS FURTHER ORDERED that this Order SHALL be applicable to Respondent's nurse licensure compact privileges, if any, to practice nursing in the State of Texas.

Entered this 13th day of May, 2014.

TEXAS BOARD OF NURSING

BY:



KATHERINE A. THOMAS, MN, RN, FAAN
EXECUTIVE DIRECTOR ON BEHALF OF SAID BOARD

Attachment: Formal Charge filed January 21, 2014.

Re: Permanent Registered Nurse License Number 595219
Issued to CAROLE T HUDDLESTON
DEFAULT ORDER - REVOKE

CERTIFICATE OF SERVICE

I hereby certify that on the 14 day of May, 2014, a true and correct copy of the foregoing DEFAULT ORDER was served and addressed to the following person(s), as follows:

Via USPS Certified Mail, Return Receipt Requested

CAROLE T. HUDDLESTON
10402 FM 1485
CONROE, TX 77306

Via USPS First Class Mail

CAROLE T. HUDDLESTON
10402 FM 1485
CONROE, TX 77306

BY:



KATHERINE A. THOMAS, MN, RN, FAAN
EXECUTIVE DIRECTOR ON BEHALF OF SAID BOARD



Texas Board of Nursing

333 Guadalupe Street, Ste. 3-460, Austin, Texas 78701
Phone: (512) 305-7400 Fax: (512) 305-7401 www.bon.texas.gov

Katherine A. Thomas, MN, RN, FAAN
Executive Director

January 23, 2014

Certified Mail No. 91 7199 9991 7030 6373 7257
Return Receipt Requested

Carole T. Huddleston
10402 FM 1485
Conroe, Tx 77306

Dear Carole T. Huddleston:

Enclosed are Formal Charges which have been filed against you because your pending alleged violation(s) of Section 301.452(b) of the Nursing Practice Act, Texas Occupations Code, have not been resolved. Within three weeks from the date of this letter, you must file a written answer to each charge admitting or denying each allegation. If you intend to deny only part of an allegation, you must specify so much of it as is true and deny only the remainder. Your answer shall also include any other matter, whether of law or fact, upon which you intend to rely for your defense. Send your written answer to the attention of Terry Washington, Investigator, at the above address. You may obtain legal counsel at your own expense.

FAILURE TO FILE A WRITTEN ANSWER TO THE FORMAL CHARGES, EITHER PERSONALLY OR BY LEGAL REPRESENTATIVE, WILL RESULT IN THE ALLEGATIONS CONTAINED IN THE FORMAL CHARGES BEING ADMITTED AS TRUE AND THE PROPOSED RECOMMENDATION OF STAFF WILL BE GRANTED BY DEFAULT.

If a written answer to the Formal Charges is not received within three weeks from the date of this letter, this matter will proceed on a default basis and it will be staff's recommendation that a default order be entered revoking your license(s) and/or nurse licensure compact privilege(s) to practice nursing in the State of Texas.

The result of any disciplinary action, including any default order or formal disposition (Board Order), is public information. Dispositions, including default orders and formal dispositions, will appear in the Board's quarterly newsletter and will be reported to the National Council of State Boards of

Members of the Board

Kristin Benton, MSN, RN
Austin, President

Deborah Bell, CLU, ChFC Arlene	Patricia Clapp, BA Dallas	Tamara Cowen, MSN, RN Harlingen	Sheri Crosby, JD, SPHR Dallas	Marilyn Davis, BSN, RN, MPA Sugar Land	Richard Gibbs, LVN Mesquite
Kathy Leader-Horn, LVN Granbury	Mary M. LeBeck, MSN, RN Weatherford	Josefina Lujan, PhD, RN El Paso	Beverly Jean Nutall, LVN Bryan	Kathleen Shipps, MSN, RN, FNP Hubbock	

CAROLE T. HUDDLESTON

January 23, 2014

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Nursing, Inc., and the National Practitioner Data Bank (NPDB).

Should you desire to discuss this matter, contact Terry Washington, Investigator, Enforcement Division at (512) 305-6852.

Sincerely,

A handwritten signature in black ink, appearing to read "Katherine A. Thomas". The signature is fluid and cursive, with the first name "Katherine" being more prominent than the last name "Thomas".

Katherine A. Thomas, MN, RN, FAAN
Executive Director

KAT/232

Enclosure: Formal Charges

DA(2013.05.15)

In the Matter of	§	BEFORE THE TEXAS
Permanent Registered Nurse	§	
License Number 595219	§	
Issued to CAROLE T. HUDDLESTON, a/k/a,	§	
CAROLE HUDDLESTON, Respondent	§	BOARD OF NURSING

FORMAL CHARGES

This is a disciplinary proceeding under Section 301.452(b), Texas Occupations Code. Respondent, CAROLE T. HUDDLESTON, a/k/a, CAROLE HUDDLESTON is a and Registered Nurse holding License Number 595219 which is in current status at the time of this pleading.

Written notice of the facts and conduct alleged to warrant adverse licensure action was sent to Respondent at Respondent's address of record and Respondent was given opportunity to show compliance with all requirements of the law for retention of the license prior to commencement of this proceeding.

CHARGE I.

On or about July 19, 2002, Respondent's license to practice professional nursing was SUSPENDED with the Suspension STAYED and placed on Probation with Stipulations for a period of four (4) years under a Consent Order entered into between Respondent and the Georgia Board of Nursing. On or about March 21, 2004, Respondent was issued an Amended Consent Order which replaced and superceded a prior disposition entered July 19, 2002. A copy of the Consent Order, Findings of Fact, Conclusions of Law and Order dated July 19, 2002, is attached and incorporated, by reference, as part of this Order.

The above action constitutes grounds for disciplinary action in accordance with Section 301.452(b)(8)&(10)(eff. 9/1/2001), Texas Occupations Code, and is a violation of 22 TEX. ADMIN. CODE §217.12(eff. 2/2001).

CHARGE II.

On or about May 5, 2004, Respondent entered a plea of Guilty to and was convicted of VGCSA-FRAUD OBTAINING A CONTROLLED SUBSTANCE, a Felony offense, in the Superior Court, Hart County, Georgia, under Case No. 01-HR-024-H. As a result of the conviction, Respondent was sentenced to confinement in the State Penal System; for a period of five (5) years; however, the imposition of confinement was suspended and Respondent was placed on probation for a period of five (5) years, and ordered to pay a fine and court costs.

The above action constitutes grounds for disciplinary action in accordance with Section 301.452(b)(10), Texas Occupations Code, and is a violation of 22 TEX. ADMIN. CODE §217.12(10)(E).

NOTICE IS GIVEN that staff will present evidence in support of the recommended disposition of up to, and including, revocation of Respondent's license/s to practice nursing in the State of Texas pursuant to the Nursing Practice Act, Chapter 301, Texas Occupations Code and the Board's rules, 22 Tex. Admin. Code §§ 213.27 - 213.33 and TEX. OCC. CODE Ch. 53. Additionally, staff will seek to impose on Respondent the administrative costs of the proceeding pursuant to Section 301.461, Texas Occupations Code. The cost of proceedings shall include, but is not limited to, the cost paid by the Board to the State Office of Administrative Hearings and the Office of the Attorney General or other Board counsel for legal and investigative services, the cost of a court reporter and witnesses, reproduction of records, Board staff time, travel, and expenses. These shall be in an amount of at least one thousand two hundred dollars (\$1200.00).

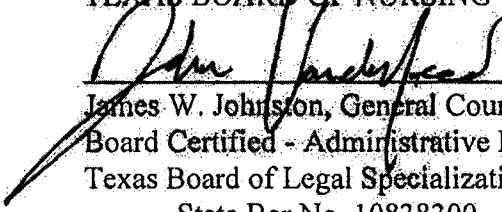
NOTICE IS GIVEN that all statutes and rules cited in these Charges are incorporated as part of this pleading and can be found at the Board's website, www.bon.texas.gov.

NOTICE IS GIVEN that to the extent applicable, based on the Formal Charges, the Board will rely on Adopted Disciplinary Guidelines for Criminal Conduct and on Adopted Disciplinary Sanction Policies for Nurses with Substance Abuse, Misuse, Substance Dependency, or other Substance Use Disorder, which can be found at the Board's website, www.bon.texas.gov.

NOTICE IS GIVEN that, based on the Formal Charges, the Board will rely on the Disciplinary Matrix, which can be found at www.bon.texas.gov/disciplinaryaction/discp-matrix.html.

Filed this 21 day of January, 2014.

TEXAS BOARD OF NURSING


James W. Johnston, General Counsel
Board Certified - Administrative Law
Texas Board of Legal Specialization
State Bar No. 10838300

Jena Abel, Assistant General Counsel
State Bar No. 24036103

Lance Robert Brenton, Assistant General Counsel
State Bar No. 24066924

John R. Griffith, Assistant General Counsel
State Bar No. 24079751

Robert Kyle Hensley, Assistant General Counsel
State Bar No. 50511847

John F. Legris, Assistant General Counsel
State Bar No. 00785533

John Vanderford, Assistant General Counsel
State Bar No. 24086670

333 Guadalupe, Tower III, Suite 460
Austin, Texas 78701

P: (512) 305-6811

F: (512) 305-8101 or (512)305-7401



The Office of Secretary of State

December 27, 2013

Texas Board of Nursing
Attn: Jessica Sonen
333 Guadalupe Suite 3-460
Austin, Texas 78701

**Re: Carole Ethel Trowbridge Huddleston
GA. LIC. #RN119221 Status: Lapsed**

I am the Division Director of the Professional Licensing Boards Division of the Office of the Secretary of State, State of Georgia. In such capacity, I oversee the maintenance and custody of all records of the Georgia Board of Nursing, a state professional licensing board, as authorized under O.C.G.A. §43-1-3. I hereby certify that the attached copy of Consent Order, Docket Number 2002-0842, Docket date July 19, 2002 from the file of Carole Ethel Trowbridge Huddleston is a true and correct copy of the original maintained under my care and control in the ordinary course of business at the offices of the Georgia Board of Nursing.

This 27th day of December, 2013.

Lisa W. Durden
Division Director
Professional Licensing Boards Division

Sworn and subscribed to me
this 27th day of December, 2013.

Notary Public, Houston County, Georgia
My Commission Expires June 13th, 2015

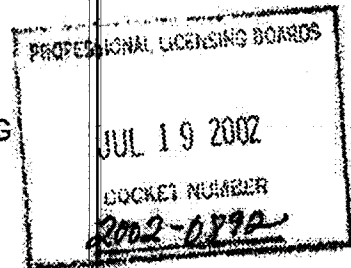
BEFORE THE GEORGIA BOARD OF NURSING

IN THE MATTER OF:

CAROLE HUDDLESTON,
License No. R119221,

Respondent.

FILE NO. 64EB-CA-1020469



CONSENT ORDER

By agreement of the Georgia Board of Nursing and Carole Huddleston, Respondent, the following disposition of this disciplinary is entered pursuant to the provisions of the Georgia Administrative Procedure Act, O.C.G.A. § 50-13-13(a)(4), as amended.

FINDINGS OF FACT

1.

The Respondent is licensed to practice nursing as a registered professional nurse in the State of Georgia, and was so licensed at all times relevant to the matters stated herein.

2.

On or about May 25, 2000, the Respondent obtained Lortab by means of a fraudulent prescription written on the prescription form of her employing physician.

3.

On or about July 9, 2000, the Respondent entered into treatment for alcohol and narcotic dependence with The Commencement Center, and currently is in aftercare.

CONCLUSIONS OF LAW

The Respondent's conduct constitutes sufficient grounds for the imposition of sanctions upon Respondent's license to practice nursing as a registered professional nurse in the State of Georgia, under O.C.G.A. Ch. 26, T. 43.

ORDER

The Georgia Board of Nursing, having considered all the facts and circumstances surrounding this case, hereby orders, and the Respondent hereby agrees that the following sanctions shall be imposed upon Respondent's license to practice nursing as a registered professional nurse in the State of Georgia:

1.

The Respondent's license to practice nursing as a registered professional nurse in the State of Georgia shall be suspended for a period of one year; however, the enforcement of the suspension shall be withheld, and the Respondent's license shall be placed on probation for a period of four years from the effective date of this Consent Order, subject to the following conditions:

(a) Participation in Treatment/Aftercare Program. Throughout the probationary period, the Respondent shall participate in a structured aftercare program for chemical dependence approved by the Board. Respondent's participation in such program shall be viewed as a condition precedent to all other provisions set forth herein, and the Respondent's failure to comply with that requirement, upon substantiation thereof, shall subject the Respondent's license to revocation.

(b) Abstain from Alcohol and Controlled Substances. The Respondent shall completely abstain from the consumption of alcohol, and also shall abstain from the consumption of controlled substances except as prescribed by a duly licensed practitioner for a legitimate purpose. Should the Respondent be prescribed any controlled substances, a written report from the prescribing physician shall be submitted to the Board and to the Respondent's aftercare program counselor within ten (10) days of the prescribing thereof.

(c) Alcohol/Drug Screens. Throughout the period of probation, the Respondent agrees to undergo random, medical quality alcohol/drug screens at Respondent's own expense, at the request of the Board or its representative,

Respondent's employer, Respondent's monitoring physicians, or Respondent's program counselor. Receipt of a positive alcohol/drug screen by the Board is deemed to be a violation of this Consent Order. The Respondent acknowledges and agrees that all of the Respondent's alcohol/drug screen reports received by the Board during the probationary period shall be admissible in any administrative hearing concerning the Respondent, without the necessity of establishing chain of custody or receiving other supporting testimony.

(d) Quarterly Reports from Aftercare Counselor. The Respondent shall provide a copy of this Order to Respondent's program counselor and shall cause Respondent's program counselor to submit quarterly reports to the Board by March 31, June 30, September 30, and December 31 commencing on the first reporting date following the effective date of this Order and continuing throughout the probationary period, which reports shall evaluate the Respondent's progress in rehabilitation. Each quarterly report shall contain the results of at least one alcohol/drug screen requested by the program during the quarter. The quarterly reports shall include a disclosure of any medication being administered to the Respondent or prescribed as treatment for any illness of the Respondent. The receipt of a positive alcohol/drug screen, or a report from the Respondent's program counselor that the Respondent has failed to comply with the requirements of the program or that the Respondent is otherwise unable to function as a registered professional nurse, shall be grounds for vacating Respondent's license probation and imposition of one year of actual suspension, in the discretion of the Board.

(e) Restrictions Concerning Access to Controlled Substances. The Respondent's license shall be limited and restricted so that the Respondent shall not have access to or administer controlled drug substances, as defined by the Georgia Controlled Substances Act. The restriction shall be typed on Respondent's pocket license card. Upon successful completion of 2 years of said period of probation, the Respondent may petition the Board for reinstatement of the right to have access to and

to administer controlled drug substances. At such time, the Respondent shall submit satisfactory proof to the Board that Respondent is able to administer controlled drug substances with reasonable skill and safety to patients. The reinstatement of the Respondent's right of access to and to administer controlled drug substances shall be within the sole discretion of the Board.

(f) Restrictions Concerning Agency/Private Duty Employment. The Respondent shall not be employed in any of the following settings without prior written approval of the Board: (1) assignments through a nursing agency or pool, (2) private duty nursing, or (3) in-home nursing.

(g) Quarterly Reports from Employers. The Respondent shall provide a copy of this Order to each of Respondent's employers and shall cause such employers or supervisors to submit quarterly reports to the Board by March 31, June 30, September 30 and December 31 commencing on the first reporting date following the effective date of this Order and continuing throughout the probationary period, regarding the Respondent's performance of Respondent's duties. The receipt of an unfavorable report shall be deemed a violation of this Order and, upon substantiation thereof, shall be grounds for further sanction or revocation of Respondent's license.

(h) Copy of Consent Order to Director of Nursing Education Course. If the Respondent should be enrolled in any clinical nursing course, the Respondent shall also provide a copy of this Consent Order to the dean or director of such program.

(i) Personal Quarterly Reports. The Respondent shall submit personal quarterly reports to the Board by March 31, June 30, September 30 and December 31 commencing on the first reporting date following the effective date of this Order and continuing throughout the probationary period. Such reports shall state only the current address and phone number and place of employment of the Respondent. Failure to submit such reports, upon substantiation thereof, shall be grounds for further sanction or revocation of Respondent's license.

(j) Reporting Requirements. The Respondent shall provide a copy of this Consent Order to all reporting individuals. It shall be the responsibility of the Respondent to ensure that all required reports are submitted to the **Georgia Board of Nursing, 237 Colliseum Drive, Macon Georgia 31217-3858** in care of the Compliance Manager; and to report to the Board any change in Respondent's place of employment, residence, and current status as a practicing registered professional nurse.

(k) Meeting With Board Representative. After acceptance by the Board and docketing, a copy of the docketed Consent Order shall be mailed to the Respondent. Within 10 days of the Respondent's receipt of such docketed copy of the Consent Order, the Respondent shall contact the Compliance Manager of the Board to arrange a meeting to review the terms of this Consent Order and to ensure that any appropriate probationary limitations are indicated upon the Respondent's pocket license card. The Respondent shall be responsible for scheduling such meeting, and failure to comply with such requirement shall be deemed a violation of this Consent Order.

(l) Consent to Release of Information. By executing this Consent Order, Respondent specifically consents to any individuals or entities reporting to the Board information which would affect Respondent's ability to practice as a registered professional nurse with reasonable skill and safety to patients or which constitutes a violation of the Nurse Practice Act or this Consent Order, notwithstanding any privilege provided by state or federal law, and agrees to provide to the Board any release or other documentation which may be necessary for the Board to obtain such information.

(m) Review of Compliance with Consent Order. The Board may review and evaluate the practice of the Respondent at the end of the probationary period. It is hereby understood that if such evaluation should indicate non-compliance with the Consent Order or further violation of O.C.G.A. Title 43, Chs. 1 or 26, Respondent's licensure shall be subject to further sanction or revocation.

(n) Abide by Laws, Rules, Terms of Consent Order. If the Respondent shall fail to abide by all State and federal laws relating to drugs and regulating the practice of registered professional nursing in the State of Georgia, the Rules and Regulations of the Georgia Board of Nursing, the terms of this Consent Order and probation, or if it should appear from reports submitted to the Board that the Respondent is unable to practice as a registered professional nurse with reasonable skill and safety to patients, Respondent's license may be further sanctioned or revoked, upon substantiation thereof.

2.

In addition to and in conjunction with any other sanction contained herein, this Consent Order and dissemination thereof shall serve as a public reprimand to the Respondent for Respondent's conduct.

3.

Approval of this Consent Order by the Georgia Board of Nursing shall in no way be construed as condoning the Respondent's conduct, and shall not be construed as a waiver of any of the lawful rights possessed by the Board. This Consent Order shall not become effective until approved by the Georgia Board of Nursing and docketed by the Division Director, Professional Licensing Boards Division.

4.

The Respondent has read this Consent Order and understands its contents. The Respondent understands that Respondent has the right to a hearing in this matter, and freely, knowingly and voluntarily waives such right by entering into this Consent Order. The Respondent understands that this Consent Order will not become effective until approved by the Georgia Board of Nursing and docketed by the Division Director, Professional Licensing Boards Division. The Respondent further understands and agrees that the Board shall have the authority to review the investigative file and all relevant evidence in considering this Consent Order. The Respondent understands that this Consent Order, once approved and docketed, shall constitute a public record,

evidencing disciplinary action by the Board. However, if the Consent Order is not approved, it shall not constitute an admission against interest in this proceeding or prejudice the Board's ability to adjudicate this matter. The Respondent hereby consents to the terms and sanctions contained herein.

Approved this 18th day of July, 2002.

GEORGIA BOARD OF NURSING

BY:

James A. Dodds, Jr.

JAMES A. DODDS, JR.
President

ATTEST:

Mollie L. Fleeman

MOLLIE L. FLEEMAN,
Division Director
Professional Licensing Boards Division

CONSENTED TO:

Carole Huddleston

CAROLE HUDDLESTON
Respondent

Sworn to and subscribed
before me this 13 day
of JUNE, 2002.

Notary Public
NOTARY PUBLIC

My commission expires 5-4-5



Nursys Speed Memo

From: TX - JESSICA SONEN

Date: 12/23/2013 4:09 PM

To: GEORGIA-RN

Category: Discipline General

Subject: Carole T. Huddleston, GA RN119221

Attachments:

Good afternoon. NURSYS shows action taken against Respondent's license to practice nursing in your state.

We have verified that there are no documents attached to your action in the NURSYS Databank, nor were we able to locate documentation of your disciplinary action on your website. Would you please provide our Board with certified copies of all action taken by your Board for the nurse outlined in this speed memo.

Please mail to:

Texas Board of Nursing
Attn: Jessica Sonen
333 Guadalupe Suite 3-460
Austin, Texas 78701

Thank you.

Jessica Sonen
Enforcement Department
(512) 305-7431
jessica.sonen@bon.texas.gov



The Office of Secretary of State

December 27, 2013

Texas Board of Nursing
Attn: Jessica Sonen
333 Guadalupe Suite 3-460
Austin, Texas 78701

**Re: Carole Ethel Trowbridge Huddleston
GA. LIC. #RN119221 Status: Lapsed**

I am the Division Director of the Professional Licensing Boards Division of the Office of the Secretary of State, State of Georgia. In such capacity, I oversee the maintenance and custody of all records of the Georgia Board of Nursing, a state professional licensing board, as authorized under O.C.G.A. §43-1-3. I hereby certify that the attached copy of Amended Consent Order, Docket Number 2002-0842, Docket date May 25, 2004 from the file of Carole Ethel Trowbridge Huddleston is a true and correct copy of the original maintained under my care and control in the ordinary course of business at the offices of the Georgia Board of Nursing.

This 27th day of December, 2013.

A handwritten signature in cursive script, appearing to read "Lisa W. Durden", written over a horizontal line.

Lisa W. Durden
Division Director
Professional Licensing Boards Division

Sworn and subscribed to me
this 27th day of December, 2013.

A handwritten signature in cursive script, appearing to read "Renee G. Gentry", written over a horizontal line.

Notary Public, Houston County, Georgia

My Commission Expires June 13th, 2015

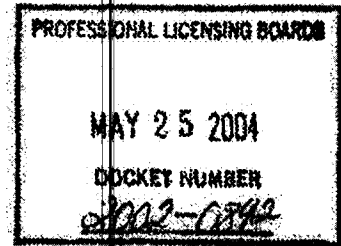
BEFORE THE GEORGIA BOARD OF NURSING

IN THE MATTER OF:

CAROLE HUDDLESTON,
License No. RN119221,

Respondent.

FILE NO. 64EB-1020469



AMENDED CONSENT ORDER

By agreement of the Georgia Board of Nursing and Carole Huddleston, Respondent, the following disposition of this disciplinary matter replaces and supercedes a prior disposition entered July 19, 2002, and is entered pursuant to the provisions of the Georgia Administrative Procedure Act, O.C.G.A § 50-13-13(a)(4), as amended.

FINDINGS OF FACT

1.

The Respondent is licensed to practice nursing as a registered professional nurse in the States of Georgia, and was so licensed at all times relevant the matters stated herein.

2.

On or about July 19, 2002, the Respondent entered into a Consent Order with the Board as a result of her prescription fraud. The Consent Order placed her license on probation for four years subject to terms and conditions which included continuous participation in a structured aftercare program for chemical dependence throughout the probationary period.

3.

The Board received unfavorable quarterly reports from the Respondent's aftercare counselor for the June and September 2003 reporting periods, stating that the

Respondent had not participated in aftercare during that period. In or about December 2003, the Board received correspondence from the Respondent's physician stating that she had experienced severe depression and had failed to participate in aftercare, but had not experienced a relapse of chemical dependence and had agreed to resume participation in her aftercare program.

CONCLUSIONS OF LAW

The Respondent's conduct constitutes sufficient grounds for the imposition of further sanctions upon Respondent's license to practice nursing as a registered professional nurse in the State of Georgia, under O.C.G.A. Ch. 26, T. 43.

ORDER

The Georgia Board of Nursing, having considered all the facts and circumstances surrounding this case, hereby orders, and the Respondent hereby agrees that the Respondent's license shall be placed on probation commencing on the effective date of this Amended Consent Order and terminating on July 19, 2007, subject to the following conditions:

(a) Participation in Treatment/Aftercare Program. The Respondent shall immediately resume participation in a structured aftercare program for chemical dependence approved by the Board, and shall continue such participation throughout the probationary period. Respondent's participation in such program shall be viewed as a condition precedent to all other provisions set forth herein, and the Respondent's failure to comply with that requirement, upon substantiation thereof, shall subject the Respondent's license to revocation.

(b) Abstain from Alcohol and Controlled Substances. The Respondent shall completely abstain from the consumption of alcohol, and also shall abstain from the consumption of controlled substances except as prescribed by a duly licensed practitioner for a legitimate purpose. Should the Respondent be prescribed any controlled substances, a written report from the prescribing physician shall be submitted

to the Board and to the Respondent's aftercare program counselor within ten (10) days of the prescribing thereof.

(c) Alcohol/Drug Screens. Throughout the period of probation, the Respondent agrees to undergo random, medical quality alcohol/drug screens at Respondent's own expense, at the request of the Board or its representative, Respondent's employer, Respondent's monitoring physicians, or Respondent's program counselor. Receipt of a positive alcohol/drug screen by the Board is deemed to be a violation of this Amended Consent Order. The Respondent acknowledges and agrees that all of the Respondent's alcohol/drug screen reports received by the Board during the probationary period shall be admissible in any administrative hearing concerning the Respondent, without the necessity of establishing chain of custody or receiving other supporting testimony.

(d) Quarterly Reports from Aftercare Counselor. The Respondent shall provide a copy of this Order to Respondent's program counselor and shall cause Respondent's program counselor to submit quarterly reports to the Board by March 31, June 30, September 30, and December 31 commencing on the first reporting date following the effective date of this Order and continuing throughout the probationary period, which reports shall evaluate the Respondent's progress in rehabilitation. Each quarterly report shall contain the results of at least one alcohol/drug screen requested by the program during the quarter. The quarterly reports shall include a disclosure of any medication being administered to the Respondent or prescribed as treatment for any illness of the Respondent. The receipt of a positive alcohol/drug screen, or a report from the Respondent's program counselor that the Respondent has failed to comply with the requirements of the program or that the Respondent is otherwise unable to function as a registered professional nurse, shall be grounds for vacating Respondent's license probation and imposition of one year of actual suspension, in the discretion of the Board.

(e) Restrictions Concerning Access to Controlled Substances. The Respondent's license shall be limited and restricted so that the Respondent shall not have access to or administer controlled drug substances, as defined by the Georgia Controlled Substances Act. The restriction shall be typed on Respondent's pocket license card. At any time after July 19, 2004, the Respondent may petition the Board for reinstatement of the right to have access to and to administer controlled drug substances. At such time, the Respondent shall submit satisfactory proof to the Board that Respondent is able to administer controlled drug substances with reasonable skill and safety to patients. The reinstatement of the Respondent's right of access to and to administer controlled drug substances shall be within the sole discretion of the Board.

(f) Restrictions Concerning Agency/Private Duty Employment. The Respondent shall not be employed in any of the following settings without prior written approval of the Board: (1) assignments through a nursing agency or pool, (2) private duty nursing, or (3) in-home nursing.

(g) Quarterly Reports from Employers. The Respondent shall provide a copy of this Order to each of Respondent's employers, and shall cause such employers or supervisors to submit quarterly reports to the Board by March 31, June 30, September 30 and December 31 commencing on the first reporting date following the effective date of this Order and continuing throughout the probationary period, regarding the Respondent's performance of Respondent's duties. The receipt of an unfavorable report shall be deemed a violation of this Order and, upon substantiation thereof, shall be grounds for further sanction or revocation of Respondent's license.

(h) Copy of Amended Consent Order to Director of Nursing Education Course. If the Respondent should be enrolled in any clinical nursing course, the Respondent shall also provide a copy of this Amended Consent Order to the dean or director of such program.

(i) Personal Quarterly Reports. The Respondent shall submit personal quarterly reports to the Board by March 31, June 30, September 30 and December 31 commencing on the first reporting date following the effective date of this Order and continuing throughout the probationary period. Such reports shall state only the current address and phone number and place of employment of the Respondent. Failure to submit such reports, upon substantiation thereof, shall be grounds for further sanction or revocation of Respondent's license.

(j) Reporting Requirements. The Respondent shall provide a copy of this Amended Consent Order to all reporting individuals. It shall be the responsibility of the Respondent to ensure that all required reports are submitted to the **Georgia Board of Nursing, 237 Colliseum Drive, Macon Georgia 31217-3858** in care of the Compliance Manager; and to report to the Board any change in Respondent's place of employment, residence, and current status as a practicing registered professional nurse.

(k) Meeting With Board Representative. After acceptance by the Board and docketing, a copy of the docketed Amended Consent Order shall be mailed to the Respondent. Within 10 days of the Respondent's receipt of such docketed copy of the Amended Consent Order, the Respondent shall contact the Compliance Manager of the Board to arrange a meeting to review the terms of this Amended Consent Order and to ensure that any appropriate probationary limitations are indicated upon the Respondent's pocket license card. The Respondent shall be responsible for scheduling such meeting, and failure to comply with such requirement shall be deemed a violation of this Amended Consent Order.

(l) Consent to Release of Information. By executing this Amended Consent Order, Respondent specifically consents to any individuals or entities reporting to the Board information which would affect Respondent's ability to practice as a registered professional nurse with reasonable skill and safety to patients or which constitutes a violation of the Nurse Practice Act or this Amended Consent Order, notwithstanding any

privilege provided by state or federal law, and agrees to provide to the Board any release or other documentation which may be necessary for the Board to obtain such information.

(m) Review of Compliance with Amended Consent Order. The Board may review and evaluate the practice of the Respondent at the end of the probationary period. It is hereby understood that if such evaluation should indicate non-compliance with the Amended Consent Order or further violation of O.C.G.A. Title 43, Chs. 1 or 26, Respondent's licensure shall be subject to further sanction or revocation.

(n) Abide by Laws, Rules, Terms of Amended Consent Order. If the Respondent shall fail to abide by all State and federal laws relating to drugs and regulating the practice of registered professional nursing in the State of Georgia, the Rules and Regulations of the Georgia Board of Nursing, the terms of this Amended Consent Order and probation, or if it should appear from reports submitted to the Board that the Respondent is unable to practice as a registered professional nurse with reasonable skill and safety to patients, Respondent's license may be further sanctioned or revoked, upon substantiation thereof.

2.

In addition to and in conjunction with any other sanction contained herein, this Amended Consent Order and dissemination thereof shall serve as a public reprimand to the Respondent for Respondent's conduct

3.

Approval of this Amended Consent Order by the Georgia Board of Nursing shall in no way be construed as condoning the Respondent's prior conduct, and shall not be construed as a waiver of any of the lawful rights possessed by the Board. This Amended Consent Order shall not become effective until approved by the Georgia Board of Nursing and docketed by the Division Director, Professional Licensing Boards Division.

4.

The Respondent has read this Amended Consent Order and understands its contents. The Respondent understands that Respondent has the right to a hearing in this matter, and freely, knowingly and voluntarily waives such right by entering into this Amended Consent Order. The Respondent understands that this Amended Consent Order will not become effective until approved by the Georgia Board of Nursing and docketed by the Division Director, Professional Licensing Boards Division. The Respondent further understands and agrees that the Board shall have the authority to review the investigative file and all relevant evidence in considering this Amended Consent Order. The Respondent understands that this Amended Consent Order, once approved and docketed, shall constitute a public record, evidencing disciplinary action by the Board. However, if the Amended Consent Order is not approved, it shall not constitute an admission against interest in this proceeding or prejudice the Board's ability to adjudicate this matter. The Respondent hereby consents to the terms and sanctions contained herein.

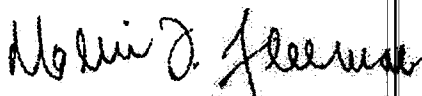
Approved this 21st day of May, 2004.

GEORGIA BOARD OF NURSING

BY:


LINDA ROBERTS-BETSCH, RN, DSN
President

ATTEST:


MOLLIE L. FLEEMAN
Division Director
Professional Licensing Boards Division

(Signatures continued on next page)

CONSENTED TO:

Carole Huddleston
CAROLE HUDDLESTON

Sworn to and subscribed
before me this 21st day
of April, 2004.

Amanda C. Adams
NOTARY PUBLIC

My commission expires: 7-27-07

