



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. Pappas*  
Executive Director of the Board

BEFORE THE TEXAS BOARD OF NURSING

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In the Matter of  
Registered Nurse License Number 813415  
issued to REBECCA LYNN HIATT

§  
§  
§

ORDER OF THE BOARD

On this day, the Texas Board of Nursing, hereinafter referred to as the Board, accepted the voluntary surrender of Registered Nurse License Number 813415, issued to REBECCA LYNN HIATT, 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.

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

FINDINGS OF FACT

1. Respondent's license to practice professional nursing in the State of Texas is currently in suspended status.
2. Respondent waived representation by counsel, informal proceedings, notice and hearing.
3. Respondent received an Associate Degree in Nursing from McLennan Community College, Waco, Texas, on December 9, 2011. Respondent was licensed to practice professional nursing in the State of Texas on February 2, 2012.

4. Respondent's professional nursing employment history includes:

02/12 - 04/13	RN	Providence Health Center Waco, Texas
05/13 - Present	Unknown	

5. On or about November 22, 2013, Respondent was issued a Confidential Agreed Order for Peer Assistance Program by the Board. A copy of the Finding of Fact, Conclusions of Law and Order dated is attached and incorporated herein by reference as part of this Order.
6. On or about June 2, 2014, Respondent became noncompliant with the Agreed Order issued to her on November 22, 2013, by the Texas Board of Nursing. Non-compliance is the result of her failure to return the items necessary to initiate participation in the Texas Peer Assistance Program for Nurses (TPAPN) within the required time frame. Stipulation Number One (1) of the Agreed Order, dated November 22, 2013, states, in pertinent part:  
  
"(1) RESPONDENT SHALL, within forty-five (45) days following the date of entry of this final Order, apply to TPAPN and SHALL, within ninety (90) days following the date of entry of this final Order, sign and execute the TPAPN participation agreement 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."  
  
On or about June 2, 2014, Respondent was dismissed from TPAPN and referred back to the Board.
7. Formal Charges were filed on July 7, 2014.
8. Formal Charges were mailed to Respondent on July 7, 2014.
9. On July 21, 2014, the Board received a notarized statement from Respondent voluntarily surrendering the right to practice nursing in Texas. A copy of Respondent's notarized statement, dated July 17, 2014, is attached and incorporated herein by reference as part of this Order.
10. 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.
11. 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(9)&(11)(B).
4. The evidence received is sufficient cause pursuant to Section 301.452(b)(1)&(10), Texas Occupations Code, to take disciplinary action against Registered Nurse License Number 813415, heretofore issued to REBECCA LYNN HIATT, 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, 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 TAC §§213.26-.29, and any amendments thereof in effect at the time of the reinstatement.

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ORDER

NOW, THEREFORE, IT IS ORDERED that the voluntary surrender of Registered Nurse License Number 813415, heretofore issued to REBECCA LYNN HIATT, to practice nursing in the State of Texas, is/are accepted by the Executive Director on behalf of the Texas Board of Nursing. In connection with this acceptance, the Board imposes the following conditions:

1. RESPONDENT SHALL NOT practice professional nursing, use the title of registered nurse or the abbreviation RN or wear any insignia identifying herself as a registered nurse or use any designation which, directly or indirectly, would lead any person to believe that RESPONDENT is a/an registered nurse during the period in which the license/s is/are 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.

Effective this 21st day of July, 2014.

TEXAS BOARD OF NURSING

By:



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

BEFORE THE TEXAS BOARD OF NURSING

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In the Matter of	§	CONFIDENTIAL
Registered Nurse License Number 813415	§	AGREED ORDER FOR
issued to REBECCA LYNN HIATT	§	PEER ASSISTANCE PROGRAM

On this day the Texas Board of Nursing, hereinafter referred to as the Board, considered the matter of REBECCA LYNN HIATT, Registered Nurse License Number 813415, 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)&(13) and 301.453, Texas Occupations Code. Respondent waived informal proceedings, notice and hearing, and agreed to the entry of this Order offered under the authority of Section 301.466(d), Texas Occupations Code, and approved by Katherine A. Thomas, MN, RN, FAAN, Executive Director, on October 23, 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 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 an Associate Degree in Nursing from McLennan Community College, Waco, Texas, on December 9, 2011. Respondent was licensed to practice professional nursing in the State of Texas on February 2, 2012.
5. Respondent's professional nursing employment history includes:

02/12 - 04/13	RN	Providence Health Center
		Waco, Texas

Respondent's professional nursing employment history continued:

05/13 - Present      Unknown

6. At the time of the initial incident, Respondent was employed as a Registered Nurse with Providence Health Center, Waco, Texas, and had been in this position for eleven (11) months.
7. On or about February 16, 2013, through February 18, 2013, while employed as a Registered Nurse with Providence Health Center, Waco, Texas, Respondent withdrew ten (10) milligrams of Dilaudid, seven (7) Norco 10/325 tablets, twenty-five (25) milligrams of Phenergan and four (4) Percocet 5/325 tablets from the Medication Dispensing System (Omniceil) for Patient Identification Numbers 114751383, 114753742, 114751243 and 114743208, but failed to document, or accurately and completely document, the administration of the medications in the patients' Medication Administration Record (MAR). Respondent's conduct created inaccurate medical records and was likely to injure the residents, in that subsequent care givers would rely on her documentation to further medicate the residents, which could result in an overdose. Furthermore, Respondent's conduct placed the hospital in violation of Chapter 481 (Controlled Substances Act) and Chapter 483 (Dangerous Drugs Act) of the Texas Health and Safety Code.
8. On or about February 16, 2013, through February 18, 2013, while employed as a Registered Nurse with Providence Health Center, Waco, Texas, Respondent withdrew eight (8) milligrams of Dilaudid from the Medication Dispensing System (Omniceil) for Patient Identification Numbers 114751243 and 114743208 in excess frequency and/or dosage of the physicians' orders. Respondent's conduct was likely to injure the patients in that the administration of medication in excess dosage of the physicians' orders could result in the patients suffering from adverse reactions. Respondent's conduct is also a violation of Chapter 481 (Controlled Substances Act) of the Texas Health and Safety Code.
9. On or about February 16, 2013, through February 18, 2013, while employed as a Registered Nurse with Providence Health Center, Waco, Texas, Respondent withdrew ten (10) milligrams of Dilaudid, seven (7) Norco 10/325 tablets, twenty-five (25) milligrams of Phenergan and four (4) Percocet 5/325 tablets from the Medication Dispensing System (Omniceil) for Patient Identification Numbers 114751383, 114753742, 114751243 and 114743208, but failed to follow the facility's policy and procedure for wastage of the unused portions of the medications. Respondent's conduct left medications unaccounted for, was likely to deceive the hospital pharmacy, and placed the pharmacy in violation of Chapter 481 (Controlled Substances Act) of the Texas Health and Safety Code.
10. On or about February 18, 2013, while employed as a Registered Nurse with Providence Health Center, Waco, Texas, Respondent misappropriated Dilaudid, Percocet, Phenergan and Norco belonging to the facility and patients, thereof, or failed to take precautions to prevent such misappropriation. Furthermore, Respondent was asked to empty her pockets and the following items were found: one (1) unused syringe of Hydromorphone, six (6) empty syringes of Hydromorphone, one (1) Lorazepam 1mg tablet, two (2) Hydrocodone 5/325mg

tablets, two (2) Hydrocodone 10/325mg tablets, two (2) empty packages of Oxycodone 5/325mg tablets, and one (1) used insulin syringe. Respondent's conduct was likely to defraud the facility and patients thereof of the cost of the medications, and is a violation of Chapter 481 (Controlled Substances Act) and Chapter 483 (Dangerous Drugs Act) of the Texas Health and Safety Code.

11. On or about February 18, 2013, while employed as a Registered Nurse with Providence Health Center, Waco, Texas, Respondent engaged in the intemperate use of Hydromorphone, Hydrocodone, Morphine, Oxymorphone and Oxycodone in that she produced a specimen for a for cause drug screen that resulted positive for Hydromorphone, Hydrocodone, Morphine, Oxymorphone and Oxycodone. Possession of Hydromorphone, Hydrocodone, Morphine, Oxymorphone and Oxycodone, without a valid prescription, is prohibited by Chapter 481 (Controlled Substances Act) of the Texas Health and Safety Code. Further, the use of Hydromorphone, Hydrocodone, Morphine, Oxymorphone and Oxycodone by a Registered Nurse, while subject to call or duty, could impair the nurse's ability to recognize subtle signs, symptoms or changes in the patient's condition, and could impair the nurse's ability to make rational, accurate, and appropriate assessments, judgments, and decisions regarding patient care, thereby placing the patient in potential danger.
12. Respondent's conduct as described in the preceding Finding(s) of Fact was reportable under the provisions of Sections 301.401-301.419, Texas Occupations Code.
13. 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.
14. In response to Findings of Fact Numbers Seven (7) through Eleven (11), Respondent acknowledges that she has made some serious mistakes in her short career, and points out that she had only been practicing nursing for a year at the time of the alleged incidents. Respondent states she is willing to have her practice supervised under TPAPN.
15. Respondent's conduct as described in the preceding Finding(s) of Fact resulted from or was significantly influenced by Respondent's substance use disorder.
16. 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 301.451-301.455, 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

§ § 217.11(1)(A), (1)(B), (1)(C) & (1)(D) and 217.12(1)(A),(1)(B),(4),(5),(6)(G),(8),(10)(A),(10)(C),(10)(D),(10)(E)&(11)(B).

4. The evidence received is sufficient cause pursuant to Section 301.452(b)(9),(10)&(13), Texas Occupations Code, to take disciplinary action against Registered Nurse License Number 813415, heretofore issued to REBECCA LYNN HIATT, 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 that RESPONDENT SHALL comply with the following conditions for such a time as is required for RESPONDENT to successfully complete the Texas Peer Assistance Program for Nurses (TPAPN):

(1) RESPONDENT SHALL, within forty-five (45) days following the date of entry of this final Order, apply to TPAPN and SHALL, within ninety (90) days following the date of entry of this final Order, sign and execute the TPAPN participation agreement 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.

(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.



IT IS FURTHER AGREED and ORDERED, RESPONDENT SHALL comply in all respects with the Nursing Practice Act, Texas Occupations Code, Section §§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 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 multistate licensure privilege without the written permission of the Texas Board of Nursing and the Board of Nursing in the party state where Respondent wishes to work.

IT IS FURTHER AGREED that, while RESPONDENT remains in compliance with the terms of this Order, this Order shall remain confidential in accordance with the authority outlined in Section 301.466(d), Texas Occupations Code. However, should Respondent fail to successfully complete the terms of this Order or should Respondent commit a subsequent violation of the Nursing Practice Act or Board Rules, this Order shall be treated as prior disciplinary action and will become public information.

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.

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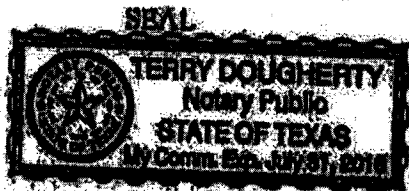
**RESPONDENT'S CERTIFICATION**

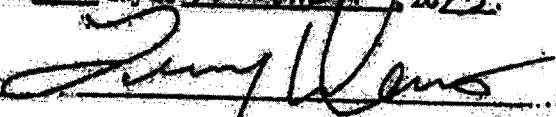
I understand that I have the right to legal counsel prior to signing this Agreed Order. I have reviewed this Order. I neither admit nor deny the violation(s) alleged herein. I do acknowledge possessing a diagnosis that deems me eligible to participate in the Texas Peer Assistance Program for Nurses. By my signature on this Order, I agree to the Findings of Fact, Conclusions of Law, and Conditions 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.

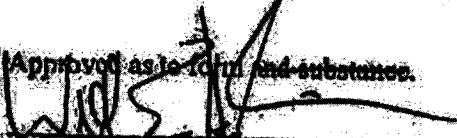
Signed this 20 day of November, 2013.

  
REBECCA LYNN HIATT, RESPONDENT

Sworn to and subscribed before me this 20 day of November, 2013.



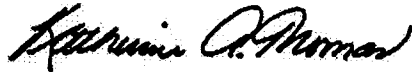
  
Notary Public in and for the State of Texas

Approved as to form and substance.  
  
WILLIAM E. HOPKINS, Attorney for Respondent

Signed this 22 day of November, 2013.

WHEREFORE PREMISES CONSIDERED, the Executive Director, on behalf of the Texas Board of Nursing, does hereby accept and enter the Confidential Agreed Order for Peer Assistance Program that was signed on the 20<sup>th</sup> day of November, 2013, by REBECCA LYNN HIATT, Registered Nurse License Number 813415, and said Order is final.

Entered and effective this 22<sup>nd</sup> day of November, 2013.



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

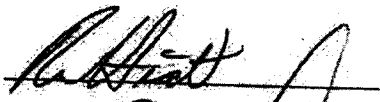
Attn: John Vanderford

Rebecca Hiatt  
Texas RN License number: 813415

I, Rebecca Hiatt, on this 17<sup>th</sup> day of July, 2014, wish to voluntarily surrender my Texas RN license (which is currently suspended as of 7/7/2014.) I would like to take this opportunity to thank the Texas Board of Nursing for their time and attention to this matter, and for their steadfast commitment to protect and promote the welfare of the people of Texas.

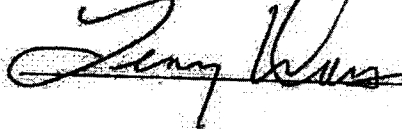
Sincerely,  
Rebecca Hiatt

Signed



On this 17 day of July, 2014.

Notarized



On this 17 day of July, 2014.

