# BEFORE THE TEXAS BOARD OF NURSING

In the Matter of Vocational Nurse License Number 188477

§ § REINSTATEMENT

issued to SHENA LAVONNE CRAWFORD

§ AGREED ORDER

On this day came to be considered by the Texas Board of Nursing, hereinafter refers as the Board, the Petition for Reinstatement of Vocational Nurse License Number 188477, held by S LAVONNE CRAWFORD, hereinafter referred to as Petitioner.

An informal conference was held on June 3, 2014, at the office of the Texas Board of Nursing, in accordance with Section 301.464, Texas Occupations Code.

Petitioner appeared in person. Petitioner was notified of her right to be represented by legal counsel and elected to waive representation by counsel. In attendance were Katherine A. Thomas, MN, RN, FAAN, Executive Director; Jena Abel, Assistant General Counsel; Anthony L. Diggs, MSCJ, Director, Enforcement Division; Amanda Huerta, Investigator; and Carolyn Hudson, Investigator.

## FINDINGS OF FACT

- 1. Prior to institution of Agency proceedings, notice of the matters specified below in these Findings of Fact was served on Petitioner and Petitioner was given an opportunity to show compliance with all requirements of the law for retention of the license(s).
- 2. Petitioner waived representation by counsel, notice and hearing, and consented to the entry of this Order.
- 3. Petitioner received a Certificate in Vocational Nursing from McLennan Community College, Waco, Texas, on December 13, 2002. Petitioner was originally licensed to practice vocational nursing in the State of Texas on March 21, 2003.

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Executive Director of the Board

4. Petitioner's vocational nursing employment history includes:

04/03 - 11/04	LVN	Waco Center For Youth Waco, Texas
05/04 - 10/04	LVN	Providence Healthcare Hospital Waco, Texas
01/05 - 08/05	LVN	Collum and Carney Clinic Texarkana, Texas
08/05 - 07/08	LVN	Odyssey Healthcare Dallas, Texas
01/09 - 01/10	LVN	ARC Home Health Dallas, Texas
02/10 - present	Not employed in nursing	

- 5. On November 23, 2011, the Board accepted the voluntary surrender of Petitioner's license to practice vocational nursing in the State of Texas. A copy of the November 23, 2011, Order, Findings of Fact, and Conclusions of Law, is attached and incorporated, by reference, as a part of this Order.
- 6. On or about October 16, 2013, Petitioner submitted a Petition for Reinstatement of License to practice vocational nursing in the State of Texas.
- 7. Petitioner presented the following in support of her petition:
  - 7.1. Letter of support, dated September 5, 2013, from Anita Clay, RN, states that she has known Petitioner for six (6) years. Ms. Clay states that she was Petitioner's supervisor while she was employed as a licensed vocational nurse in home health. Petitioner had an excellent rapport with all of the patients and her verbal communication skills with patients and family members were excellent. Ms. Clay states that Petitioner would be a valuable asset for any organization.
  - 7.2. Letter of support, dated September 23, 2013, from Jacqueline M. Johnson states that Petitioner has been the attendant for her mother, that has Alzheimer's Disease, since January 2011. Petitioner is dependable and patient, and she will go beyond what is required to give proper care for her mother.
  - 7.3. Letter of support, dated October 10, 2013, from Jo Hembree, states that he is the Store Manager for Subway in Atlanta, Texas, and Petitioner has worked as an Assistant Manager since March 2012. Petitioner is dependable and dedicated to the job she performs.

7.4. Verification of successful completion of twenty (20) Type I Continuing Education Contact Hours.

## **CONCLUSIONS OF LAW**

- 1. Pursuant to Texas Occupations Code, Sections 301.451-301.555, the Board has jurisdiction over this matter.
- 2. Pursuant to Section 301.467, Texas Occupations Code, the Board may refuse to issue or renew a license, and may set a reasonable period that must lapse before reapplication. Pursuant to 22 TEX. ADMIN. CODE §213.26, the Board may impose reasonable conditions that a Petitioner must satisfy before reissuance of an unrestricted license.

#### <u>ORDER</u>

IT IS THEREFORE AGREED, subject to ratification by the Texas Board of Nursing, that the petition of SHENA LAVONNE CRAWFORD, Vocational Nurse License Number 188477, to practice nursing in the state of Texas, be and the same is hereby GRANTED, AND SUBJECT TO THE FOLLOWING STIPULATIONS SO LONG AS THE PETITIONER complies 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 the stipulations contained in 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 Petitioner to practice nursing in the State of Texas.

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

IT IS FURTHER AGREED and ORDERED that while Petitioner's license(s) is/are encumbered by this Order, Petitioner 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 Petitioner wishes to work.

- (1) PETITIONER SHALL NOT seek employment or practice nursing for compensation until she has completed the following pre-licensure conditions and obtained a license to practice vocational nursing from the Board.
- (2) PETITIONER SHALL apply for a "Six-Month Clinical Permit" for the limited purpose of completing a refresher course. PETITIONER SHALL NOT, in any way, attempt to use this clinical permit for any purpose other than attending this course.
- returning to the practice of vocational nursing in the State of Texas. PETITIONER SHALL obtain Board approval of the course prior to enrollment. Home study courses and video programs will not be approved. In order for the course to be approved, the target audience shall include Nurses. The course's content shall include: 1) the role and scope of the vocational nurse; 2) a review of the nursing process to include focused assessment, planning, implementation and evaluation; 3) Pharmacology review; 4) medication administration review for all standard routes of administration; 5) documentation, ethical and legal implications for nursing practice; and 6) current CPR certification. This course shall include a minimum of the clinical components, providing direct patient care supervised by another nurse, as stated on the Board's website, <a href="http://www.bon.texas.gov/olv/pdfs/6mth-lvn.pdf">http://www.bon.texas.gov/olv/pdfs/6mth-lvn.pdf</a>.
- (4) Upon completion of the refresher course, PETITIONER SHALL return the clinical permit to the office of the Board, and PETITIONER SHALL CAUSE the sponsoring institution to notify the Board, on a form provided by the Board, of Petitioner's successful completion of the refresher course, including the required clinical component.
- (5) Upon verification of successful completion of the agreed pre-licensure probation conditions of reinstatement, as set out in this Order, PETITIONER SHALL pay all re-registration fees and be issued a license to practice vocational nursing in the State of Texas, which shall bear the appropriate

notation. Said license issued to SHENA LAVONNE CRAWFORD, shall be subject to the following agreed post-licensure probation conditions:

- (6) PETITIONER SHALL, within one (1) year of relicensure, successfully complete a course in Texas nursing jurisprudence and ethics. PETITIONER SHALL obtain Board approval of the course prior to enrollment only if the course is not 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. PETITIONER 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 PETITIONER'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 http://www.bon.texas.gov/disciplinaryaction/stipscourses.html.
- (7) PETITIONER SHALL, within one (1) year of relicensure, 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, PETITIONER 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, SHOULD PETITIONER CHOOSE TO WORK AS A NURSE IN TEXAS, PETITIONER WILL PROVIDE DIRECT PATIENT CARE AND PRACTICE IN A HOSPITAL, NURSING HOME, OR OTHER CLINICAL SETTING A MINIMUM OF SIXTY-FOUR (64) HOURS PER MONTH UNDER THE FOLLOWING PROBATION CONDITIONS FOR TWO (2) YEARS OF EMPLOYMENT. THE LENGTH OF THE PROBATION PERIOD WILL BE EXTENDED UNTIL SUCH TWENTY-FOUR (24) MONTHS HAVE ELAPSED. PERIODS OF UNEMPLOYMENT OR OF EMPLOYMENT THAT DO NOT REQUIRE THE USE OF A REGISTERED NURSE (RN) OR A VOCATIONAL NURSE (LVN) LICENSE, AS APPROPRIATE, WILL NOT APPLY TO THIS STIPULATION PERIOD:

- (8) PETITIONER SHALL notify all future employers in vocational nursing of this Order of the Board and the stipulations on PETITIONER's license. PETITIONER SHALL present a complete copy of this Order and all Proposals for Decision issued by the Administrative Law Judge, if any, to each future employer prior to accepting an offer of employment.
- (9) PETITIONER SHALL CAUSE each future employer to submit the Notification of Employment form, which is provided to the Petitioner by the Board, to the Board's office within five (5) days of employment as a vocational nurse.
- (10) PETITIONER SHALL be supervised by a Registered Nurse, if licensed as a Registered Nurse, or by a Licensed Vocational Nurse or a Registered Nurse, if licensed as a Licensed Vocational Nurse, who is on the premises. The supervising nurse is not required to be on the same unit or ward as PETITIONER, but should be on the facility grounds and readily available to provide assistance and to provide assistance and intervention if necessary. The supervising nurse shall have a minimum of two (2)

years experience in the same or similar practice setting to which the PETITIONER is currently working. PETITIONER SHALL work only regularly assigned, identified and predetermined unit(s). PETITIONER SHALL NOT be employed by a nurse registry, temporary nurse employment agency, hospice, or home health agency. PETITIONER SHALL NOT be self-employed or contract for services. Multiple employers are prohibited.

(11) PETITIONER SHALL CAUSE each employer to submit, on forms provided to the PETITIONER by the Board, periodic reports as to PETITIONER'S capability to practice nursing. These reports shall be completed by the nurse who supervises the PETITIONER. These reports shall be submitted by the supervising nurse to the office of the Board at the end of each three (3) month period for two (2) years of employment as a nurse.

IT IS FURTHER AGREED, that upon full compliance with the terms of this Order, all encumbrances will be removed from PETITIONER'S license(s) to practice nursing in the State of Texas and PETITIONER may be eligible for nurse licensure compact privileges, if any.

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## PETITIONER'S CERTIFICATION

I understand that I have the right to legal counsel prior to signing this Reinstatement Agreed Order. I waive representation by counsel. I certify that my past behavior, except as disclosed in my Petition for Reinstatement of Licensure, has been in conformity with the Board's professional character rule. I have provided the Board with complete and accurate documentation of my past behavior in violation of the penal law of any jurisdiction which was disposed of through any procedure short of convictions, such as: conditional discharge, deferred adjudication or dismissal. I have no criminal prosecution pending in any jurisdiction.

I have reviewed this Order. By my signature on this Order, I agree to the Findings of Fact, Conclusions of Law, Order, and any conditions of said Order. I waive judicial review of this Order. I understand that this Order is subject to ratification by the Board. When this Order is ratified, the terms of this Order become effective, and a copy will be mailed to me. I agree to inform the Board of any other fact or event that could constitute a ground for denial of licensure prior to reinstating my license to practice vocational nursing in the state of Texas. I understand that if I fail to comply with all terms and conditions of this Order, my license(s) to practice nursing in the State of Texas will be revoked, as a consequence of my noncompliance.

Signed this 22 day of JULY, 20 1/4 SHENA LAVONNE CRAWFORD, Petitioner

Sworn to and subscribed before me this 22 day of July , 2014

**SEAL** 

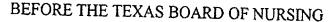
ZACH JOSEPH PRESLEY
NOTARY PUBLIC
State of Texas
Comm. Exp. 02-08-2017

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WHEREFORE, PREMISES CONSIDERED, the Texas Board of Nursing does hereby ratify
and adopt the Reinstatement Agreed Order that was signed on the 22 day of July , 2014, by
SHENA LAVONNE CRAWFORD, Vocational Nurse License Number 188477, and said Order is final.
Effective this 19th day of August, 2014.

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

of said Board





In the Matter of Vocational Nurse

AGREED

License Number 188477

issued to SHENA LAVONNE CRAWFORD§

ORDER

On this day, the Texas Board of Nursing, hereinafter referred to as the Boar accepted the voluntary surrender of Vocational Nurse License Number 188477, issued to SHENA LAVONNE CRAWFORD, 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.
- Respondent is currently licensed to practice vocational nursing in the State of Texas. 3.
- Respondent received a Certificate in Vocational Nursing from McLennan Community 4. College, Waco, Texas, on December 13, 2002. Respondent was licensed to practice vocational nursing in the State of Texas on March 21, 2003.
- 5. Respondent's vocational employment history is unknown.

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- 9. Formal Charges were filed on October 7, 2011.
- 10. Formal Charges were mailed to Respondent on October 11, 2011.
- Respondent, by her signature to this Order, expresses her desire to voluntarily surrender her license(s) to practice nursing in the State of Texas.

#### **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 violations of Section 301.452(b)(2)&(10), Texas Occupations Code, and 22 Tex. ADMIN. CODE §217.12(6)(I)&(13).
- 4. The evidence received is sufficient cause pursuant to Section 301.453(a), Texas Occupations Code, to take disciplinary action against Vocational Nurse License Number 188477, heretofore issued to SHENA LAVONNE CRAWFORD, 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 License Number 188477, heretofore issued to SHENA LAVONNE CRAWFORD, 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.
- 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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# 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 violations 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 2

s 2 day of 1 sprile , 20 1

SHENA LAVONNE CRAWFORD, Respondent

Sworn to and subscribed before me this 21 day of November 20 1

SEAL

DEBORAH LYNN WINSKI MY COMMISSION EXPIRES December 30, 2013 Notary Public in and for the State of 18XQ

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 188477, previously issued to SHENA LAVONNE CRAWFORD.



Effective this 23rd day of November, 20 11.

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