



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 501543 §
& Vocational Nurse License Number 82865 §
issued to ALICIA A ANDERSON § ORDER

On this day the Texas Board of Nursing, hereinafter referred to as the Board, considered the matter of ALICIA A ANDERSON, Registered Nurse License Number 501543, and Vocational Nurse License Number 82865, 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)(2)&(10), Texas Occupations Code. Respondent waived informal proceedings, notice and hearing, and agreed to the entry of this Order approved by Katherine A. Thomas, MN, RN, FAAN, Executive Director, on May 7, 2014, subject to ratification by the Board.

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, and holds a license to practice vocational nursing which is currently delinquent.
4. Respondent received a Certificate in Vocational Nursing from Odessa College of Vocational Nursing, Odessa, Texas, on August 16, 1979, Respondent received an Associate Degree in Nursing from Odessa College, Odessa, Texas, on May 30, 1982. Respondent was licensed to practice vocational nursing in the State of Texas on October 16, 1979, and was licensed to practice professional nursing in the State of Texas on September 15, 1982.

5. Respondent's complete nursing employment history is unknown.
6. On or about September 18, 2005, Respondent submitted an Online Renewal Document Registered Nurse to the Board of Nurse Examiners, in which she provided false, deceptive, and/or misleading information, in that she answered "No" to the question:

"Have you been convicted, adjudged guilty by a court, plead guilty, no contest or nolo contendere to any crime in any state, territory or country, whether or not a sentence was imposed, including any pending criminal charges or unresolved arrest (excluding minor traffic violations) since the last renewal? This includes expunged offense and deferred adjudications with or without prejudice of guilt. Please note that DUI's, DWI's, PI's must be reported and are not considered minor traffic violations. (one time minor in possession {MIP} or minor in consumption {MIC} do not need to be disclosed, therefore, you may answer "No". If you have two or more MIP's or MIC's, you must answer "yes".)"

Respondent failed to disclose that, on or about January 22, 2004, Respondent was arrested by the Midland Police Department for DRIVING WHILE INTOXICATED, a Class B misdemeanor offense, and that the criminal charge was still pending at the time that Respondent submitted her Renewal to the Board.

7. On or about January 22, 2004, Respondent was arrested by the Midland Police Department for DRIVING WHILE INTOXICATED, a Class B misdemeanor offense. On or about May 4, 2006, the charge was dismissed for the reason: Defendant has successfully completed all conditions of Pre-Trial Diversion, in the County court of Midland County, Texas, under Cause No. 102645.
8. On or about April 22, 2010, Respondent pled No Contest and was convicted of DRIVING WHILE INTOXICATED, a Class B misdemeanor offense committed on October 1, 2009, in the County Court of Midland County, Texas, under Cause No. CR127639. As a result of the conviction, Respondent was sentenced to confinement in the Midland County Jail for a period of three (3) months; however, imposition of the sentence of confinement was suspended, and Respondent was placed on probation for a period of one (1) year and was ordered to pay a fine and court costs.
9. In response to Findings of Fact Numbers Six (6) through Eight (8), Respondent disclosed these incidents on her 2011 renewal and to her supervisor at that time. Her employer instituted a plan of discipline which included random drug screens and to attend AA meetings.

10. On September 19, 2013, Respondent underwent a chemical dependency evaluation, with J. Ray Hays, Ph.D., J.D. Dr. Hays Concluded that his evaluation of Ms. Anderson yielded findings that were within normal limits. She reported that her last use of any street drug was approximately 14 years ago (November 7, 1989). She drinks alcohol on occasion, but has never used alcohol when working, and does not drive following any times of social use of alcohol. Based on all the data obtained, it is the opinion of the examiner that Ms. Anderson is capable of continuing to be license as a Registered Nurse with a reasonable degree of skill and safety to patients.
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(6)(I)&(13).
4. The evidence received is sufficient cause pursuant to Section 301.452(b)(2)&(10), Texas Occupations Code, to take disciplinary action against Registered Nurse License Number 501543, and Vocational Nurse License Number 82865, heretofore issued to ALICIA A. ANDERSON, including revocation of Respondent's license(s) to practice nursing in the State of Texas.

ORDER

IT IS THEREFORE AGREED and ORDERED, subject to ratification by the Texas Board of Nursing, that RESPONDENT SHALL receive the sanction of a LIMITED LICENSE with Stipulations, and 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 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 nurse licensure compact 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:

(1) While under the terms of this Order, RESPONDENT SHALL NOT provide direct patient care. For the purposes of this Order, direct patient care involves a personal relationship between the Nurse and the client, and includes, but is not limited to: teaching, counseling, assessing the client's needs and strengths, and providing skilled nursing care.

(2) SHOULD RESPONDENT desire to return to a clinical practice setting, which would require her to provide direct patient care, RESPONDENT SHALL petition the Board for such approval, at which time, the RESPONDENT MUST satisfy all then existing requirements for re-issuance of the privilege to provide direct patient care. Further, the Board may impose reasonable conditions that must be satisfied by the RESPONDENT before re-issuance of an unencumbered license.

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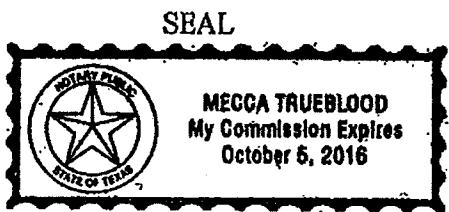
RESPONDENT'S CERTIFICATION

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. 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 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 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 28 day of May, 2014.

Alicia A. Anderson
ALICIA A ANDERSON, Respondent

Sworn to and subscribed before me this 28 day of May, 2014.



Mecca Trueblood
Notary Public in and for the State of Texas

Approved as to form and substance.
[Signature]
Dan Lype, Attorney for Respondent

Signed this 16 day of July, 2014.

WHEREFORE, PREMISES CONSIDERED, the Texas Board of Nursing does hereby ratify and adopt the Agreed Order that was signed on the 28th day of May, 2014, by ALICIA A ANDERSON, Registered Nurse License Number 501543, and Vocational Nurse License Number 82865, 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