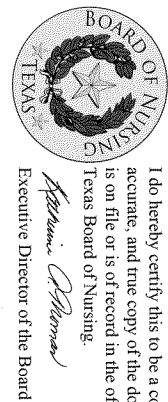


IN THE MATTER OF
PERMANENT VOCATIONAL NURSE
LICENSE NUMBER 209161
PERMANENT VOCATIONAL NURSE
ISSUED TO
KRYSTAL LANELL BOOKER

§
§
§
§
§
§

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.

ORDER OF THE BOARD

TO: KRYSTAL LANELL BOOKER
310 MT OLIVE RD
MANY, LA 71449

During open meeting held in Austin, Texas, on **December 9, 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 Vocational Nurse License Number 209161, previously issued to KRYSTAL LANELL BOOKER, 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 9th day of December, 2014.

TEXAS BOARD OF NURSING

BY:



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

Attachment: Formal Charge filed September 25, 2014.

Re: Permanent Vocational Nurse License Number 209161
Issued to KRYSTAL LANELL BOOKER
DEFAULT ORDER - REVOKE

CERTIFICATE OF SERVICE

I hereby certify that on the 10 day of December, 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

KRYSTAL LANELL BOOKER
310 MT OLIVE RD
MANY, LA 71449

Via USPS First Class Mail

KRYSTAL LANELL BOOKER
PO BOX 1582
MANY, LA 71449

Katherine A. Thomas

BY: _____

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

In the Matter of § BEFORE THE TEXAS
Permanent Vocational Nurse §
License Number 209161 §
Issued to KRYSTAL LANELL BOOKER, §
Respondent § BOARD OF NURSING

FORMAL CHARGES

This is a disciplinary proceeding under Section 301.452(b), Texas Occupations Code. Respondent, KRYSTAL LANELL BOOKER, is a Vocational Nurse holding License Number 209161, which is in delinquent 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 March 5, 2014, Respondent's registered nurse license was Suspended through a Consent Order issued by the Louisiana State Board of Nursing, Baton Rouge, Louisiana. A copy of the Louisiana State Board of Nursing Consent Order dated March 5, 2014, is attached and incorporated, by reference, as part of this pleading.

The above action constitutes grounds for disciplinary action in accordance with Section 301.452(b)(8), Texas Occupations Code.

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. 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, and for Fraud, Theft and Deception, 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.

NOTICE IS ALSO GIVEN that Respondent's past disciplinary history, as set out below and described in the Order(s) which is/are attached and incorporated by reference as part of these charges, will be offered in support of the disposition recommended by staff: Louisiana State Board of Nursing Consent Order dated March 5, 2014.

Filed this 25 day of September, 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

Natalie E. Adelaja, Assistant General Counsel
State Bar No. 24064715

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

Attachments: Louisiana State Board of Nursing Consent Order dated March 5, 2014.

D/2014.08.18

LOUISIANA STATE BOARD OF NURSING
BATON ROUGE, LOUISIANA

IN THE MATTER OF:
KRYSTAL GILLEY BOOKER
P.O. BOX 1582
MANY, LA 71449
Respondent

*
*
*

RN122188
CONSENT ORDER

TERMS AGREED TO BY LICENSEE

I, KRYSTAL GILLEY BOOKER, (Respondent), voluntarily agree to sign and have witnessed terms of agreement for the purpose of avoiding formal administrative proceedings with the Louisiana State Board of Nursing.

I, KRYSTAL GILLEY BOOKER, do say that I freely, knowingly and voluntarily enter into this agreement. I understand that I have a right to a hearing in this matter and I freely waive such right. I understand that I have a right to legal counsel prior to entering into this agreement.

I acknowledge that the Louisiana State Board of Nursing makes the following FINDINGS OF FACT:

1. On or about June 30, 2008, Respondent was licensed by examination to practice as a Registered Nurse in Louisiana.
2. On or about January 29, 2013, Respondent was arrested by the Shreveport Police Department for Theft of Goods, Possession of Schedule III and Resisting an Officer after Respondent was found to be in possession of \$400 worth of unpaid items from Academy Sporting Goods and a lorazepam pill. On March 5, 2013, in the Shreveport City Court, Respondent pled guilty to the charge of Theft of Goods and was sentenced under Article 895 to 30 days jail, suspended, placed on supervised probation for one (1) year, four (4) days of community service, and pay a \$150.50 fine plus \$154.50 court costs. On April 11, 2013, in the 1st Judicial District Court of Caddo Parish, the charge for Possession of Schedule III CDS was dismissed.
3. On March 13, 2013, Respondent was diagnosed with Opioid Dependence at AppleGate Recovery Center in Bossier City, Louisiana. Respondent participated in outpatient treatment and was discharged on July 11, 2013.

To facilitate submission of this Consent Agreement, I do not offer any defense to the FINDINGS OF FACTS. I agree that the Board has jurisdiction of this matter pursuant to L.R.S. 37:911, et seq. I admit to all of the above facts and I agree that there is sufficient evidence upon which to predicate a finding of violation of the provisions of L.R.S. 37:921. I agree that the Board may treat the allegations of fact and law as true, which finding shall have the same force and effect as if evidence and argument were presented in support of the allegations and, based thereon, the Board found the allegations to be true. I specifically waive my right to contest these findings in any subsequent proceedings before the Board. I understand that this Consent Order shall constitute a public record and is disciplinary action by the Board. I understand that this will be reported to the National Practitioners Data Bank (NPDB) as 19, Criminal Conviction and F2, Unable to Practice Safely by Reason of Alcohol or Other Substance Abuse.

NPDB Narrative: Respondent's RN license was suspended with opportunity to request reinstatement after Respondent was convicted of Theft and was diagnosed with Opioid Dependence.

I further acknowledge and attest that I have fully cooperated with the Louisiana State Board of Nursing in resolving this matter and intend to comply with all stipulations of this Order.

In order to avoid further administrative proceedings, I hereby consent to accept and abide by the following ORDER of the Board: That Respondent's RN license is suspended with opportunity to request reinstatement after completion of the following stipulations, after submission to the reinstatement process and approval from Board staff.

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MAR 03 2014
Initials

LOUISIANA STATE
BOARD OF NURSING

LOUISIANA STATE BOARD OF NURSING
BATON ROUGE, LOUISIANA

IN THE MATTER OF:
KRYSTAL GILLEY BOOKER
P.O. BOX 1582
MANY, LA 71449
Respondent

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*

RN122188
CONSENT ORDER

TERMS AGREED TO BY LICENSEE

1. Refrain from working in any capacity as a Registered Nurse. Failure to do so shall cause further disciplinary action and/or criminal charges.
2. Submit to comprehensive inpatient psychiatric, psychological, and substance abuse evaluation, at Respondent's expense, at a Board-recognized evaluation and treatment center. Shall authorize and cause a written report of the said evaluation to be submitted to the Board. Shall include the entire evaluation report including diagnosis, course of treatment, prescribed or recommended treatment, prognosis, and professional opinion as to Respondent's capability of practicing nursing with reasonable skill and safety to patients.
3. Shall submit all pages of this agreement to each evaluator prior to the start of the evaluations in order for the evaluation to be deemed valid.
4. Respondent hereby consents to the release of the following by board staff to Respondent's above-described evaluators: Any and all information, documents and other records related to conditions, diagnoses and matters described in this document.
5. Immediately submit to all recommendations thereafter of the therapist, physician, or treatment team, and cause to have submitted evidence of continued compliance with all recommendations by the respective professionals. If monitoring is recommended, license suspension with stay and probation shall be required and Respondent must work and practice nursing in the state of Louisiana during the monitoring time period. This stipulation shall continue until Respondent is fully discharged by the respective professionals and until approved by the Board staff.
6. If the evaluations give any treatment recommendations or findings to warrant concern for patient safety, shall meet with Board or Board staff. Must demonstrate to the satisfaction of the Board that Respondent poses no danger to the practice of nursing or to the public and that Respondent can safely and competently perform the duties of a Registered Nurse. If the Board subsequently approves licensure, a period of probation, along with supportive conditions or stipulations, will be required to ensure that patients and the public are protected.
7. If diagnosed with chemical dependency of alcohol and/or other mood-altering substances that has compromised or may compromise Respondent's capacity to practice nursing with skill and safety, must immediately sign Recovering Nurse Program (RNP) agreement and cause to have submitted evidence of compliance with all program requirements for a minimum of 3 years. License suspension with stay and probation shall be extended to run concurrently, on the same dates, with RNP participation.
8. Respondent agrees to execute a written authorization, along with execution of this Consent Order, allowing the Louisiana State Board of Nursing, and any authorized designees thereof, to access prescription monitoring information submitted to, or maintained by, the Louisiana Board of Pharmacy through its Prescription Monitoring Program (PMP) for the purpose of monitoring compliance with this agreement and to determine fitness and ability to practice nursing with reasonable skill and safety. Respondent shall cause to be submitted a completed authorization release form to the Louisiana Board of Pharmacy and shall cause information and reports to be sent to the Louisiana State Board of Nursing, such written authorization to be effective for the duration of this agreement. Respondent may also be required during this time period duration to provide to the board/board staff copies of prescription monitoring information maintained by the Board of Pharmacy.
9. Before reinstatement of license(s), shall submit to supervised random drug screens for a minimum of two (2) months through an LSBN-approved laboratory (bodily fluids [urine, blood, saliva] and/or hair may be tested). Additional screenings may be requested by board staff. Written reports of same shall be submitted to the Board.
10. Immediately (within 72 hours) inform the Board in writing of any change in address.
11. Submit payment of \$200.00 to the Board as cost of Consent Order.

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LOUISIANA STATE
BOARD OF NURSING

168
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LOUISIANA STATE BOARD OF NURSING
BATON ROUGE, LOUISIANA

IN THE MATTER OF:
KRYSTAL GILLEY BOOKER
P.O. BOX 1582
MANY, LA 71449
Respondent

RN122188
CONSENT ORDER

TERMS AGREED TO BY LICENSEE

- 12. Submit payment of \$1,500.00 to the Board as fine.
- 13. Not have any misconduct, criminal violations or convictions, or violations of any health care regulations reported to the Board related to this or any other incidents.
- 14. Failure to comply with the above orders shall result in further disciplinary action.

I agree that if I request reinstatement of my license, I must demonstrate, to the satisfaction of the Board, that I pose no danger to the practice of nursing or to the public and that I can safely and competently perform the duties of a registered nurse. The Board, in reinstating my license, will require a period of PROBATION, along with supportive conditions or stipulations, to ensure that patients and the public are protected.

I further acknowledge that the only promise or representations made to me by the Board or its representatives are that, upon receipt of proper proof and evidence of my rehabilitation, the Board will give due consideration to a formal request for reinstatement of license at such time as is allowed by law. I fully understand that as a condition for reinstatement, I must demonstrate to the satisfaction of the Board that I am capable of safely and competently resuming the practice of nursing in accordance with the laws of the state of Louisiana.

I, KRYSTAL GILLEY BOOKER, understand that this agreement is effective immediately upon signature of the Executive Director. It is also understood that this agreement does not preclude the Board of Nursing from requiring a formal hearing of my case. I further understand that should the Consent Agreement not be accepted by the Board, I agree that presentation to and consideration of the Consent Agreement, the documentary evidence and information by the Board shall not unfairly or illegally prejudice the Board or any of its members from participation in hearings or other proceedings pertaining to these or other matters regarding this Respondent.

Dated this 26th day of Feb., 2014

Krystal Gilley Booker
KRYSTAL GILLEY BOOKER

Anthony Walker
Witness

Marilyn Baker
Witness

LOUISIANA STATE BOARD OF NURSING

Karen C. Lyon 3/5/14
Karen C. Lyon, PhD, RN, NEA Date
Executive Director

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MAR 03 2014

LOUISIANA STATE BOARD OF NURSING

KB
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