



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 Thomas
Executive Director of the Board

BEFORE THE TEXAS BOARD OF NURSING

In the Matter of §
Registered Nurse License Number 832805 §
issued to TRACY K. GREEN §

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 832805, issued to TRACY K. GREEN, 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 is currently licensed to practice professional nursing in the State of Texas.
2. Respondent waived representation by counsel, informal proceedings, notice and hearing.
3. Respondent received an Associate Degree in Nursing from Northeast Alabama State Community College, Rainsville, Alabama, on May 1, 2001. Respondent was licensed to practice professional nursing in the State of Texas on February 20, 2013.
4. Respondent's nursing employment history is unknown.
5. On or about January 20, 2015, Respondent's Louisiana registered nurse license was Summarily Suspended by the Louisiana State Board of Nursing, Baton Rouge, Louisiana. On or about February 11, 2015, said Suspension was continued through a Consent Order issued to Respondent. A copy of the Louisiana State Board of Nursing Notice of Summary Suspension of License dated January 20, 2015, and a copy of the Louisiana State Board of Nursing Consent Order dated February 11, 2015, are attached and incorporated, by reference, as part of this Order.

6. On February 24, 2015, the Board received a statement from Respondent voluntarily surrendering the right to practice nursing in Texas. A copy of Respondent's statement, dated February 24, 2015, is attached and incorporated herein by reference as part of this Order.
7. 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.
8. 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 cause pursuant to Section 301.452(b)(8), Texas Occupations Code, to take disciplinary action against Registered Nurse License Number 832805, heretofore issued to TRACY K GREEN, including revocation of Respondent's license(s) to practice nursing in the State of Texas.
4. Under Section 301.453(c), Texas Occupations Code, the Board has the authority to accept the voluntary surrender of a license.
5. Under Section 301.453(d), Texas Occupations Code, the Board may impose conditions for reinstatement of licensure.
6. 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 832805, heretofore issued to TRACY K GREEN, 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 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 24th day of February, 2015.

TEXAS BOARD OF NURSING

By:



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

Louisiana State Board of Nursing

17373 Perkins Road

Baton Rouge, LA 70810

Telephone: (225) 755-7500 Fax: (225) 755-7582

<http://www.lsbns.state.la.us>

By Regular and Certified Mail/Return Receipt Requested

Tracking Number: 7014 1200 0001 9162 3993

January 20, 2015

Ms. Tracy Frazier Green
1019 Houston Loop Road
Fort Payne, AL 35968

Dear Ms. Green:

It has come to the attention of the Louisiana State Board of Nursing that you have been involved with incidents which could affect patient safety, specifically:

1. On or about July 7, 2014, Respondent was arrested by the West Monroe Police Department for Possession of CDS Scheduled II (Methamphetamine), Prohibited Acts Drug Paraphernalia and Sale, Distribution, or Possession of Legend Drug Without Prescription (Lidocaine) after Respondent was stopped for a traffic violation and the search of her vehicle yielded a plastic bag containing suspected Methamphetamine, numerous syringes, a glass vial of Lidocaine HCl 1% and a plastic zip top bag with suspected Methamphetamine residue. Respondent was placed in the District Attorney's Pre-Trial Diversion Program and ordered to pay \$750.00 in fines and court cost as an alternative to prosecution of the charges.
2. On July 7, 2014, Respondent's employer, St. Francis Medical Center, submitted a Complaint and notified the Board that Respondent was arrested for drug possession (Methamphetamine). On same date, Respondent was terminated; the reason for termination was Theft/Drug Diversion. Respondent failed to practice nursing within the legal standards of nursing practice when she was found in the possession of the following medical supply items and medications, allegedly stolen from St. Francis Medical Center.
 - Four unused insulin syringes;
 - Five 25 gauge syringe needles;
 - One 23 gauge safety glide syringe;
 - One tube of Bactroban Ointment (prescription only);
 - One bottle of Fluticasone Propionate Nasal Spray (prescription only); and
 - One .9% Sodium Chloride Injection Intravenous Flush (prescription only).
3. Respondent has been under the care of a physician for Degenerative Joint Disease in both knees and Attention Deficit Disorder wherein she has been prescribed multiple controlled medications from January 2013 to July 2014 including Opiates and Benzodiazepines; therefore, Respondent's ability to give safe patient care could be affected by the chronic use of controlled medications.
4. On or about January 3, 2014, Respondent submitted an Application for Licensure as Registered Nurse (RN) by Endorsement and failed to disclose her Degenerative Joint Disease and Attention Deficit Disorder.

LOUISIANA STATE BOARD OF NURSING

Tracy Frazier Green

Notice of Summary Suspension of License

January 20, 2015

Grounds for disciplinary proceedings against a Registered Nurse are specified in La. R.S. 37:921 and authorizes the Board to probate, limit, restrict or revoke any license issued to Respondent on any of the following grounds:

- Respondent has demonstrated actual or potential inability to practice nursing with reasonable skill and safety to individuals because of use of alcohol or drugs; or has demonstrated inability to practice nursing with reasonable skill and safety to individuals because of illness or as a result of any mental or physical condition. La. R.S. 37:921 (4);
- Respondent failed to practice nursing in accordance with the legal standards of nursing practice; L.A.C. 46:XLVII.3405 (a);
- Respondent possesses a physical impairment or mental impairment which interferes with the judgment, skills or abilities required for the practice of nursing; L.A.C. 46:XLVII.3405 (b);
- Respondent failed to utilize appropriate judgment; L.A.C. 46:XLVII.3405 (c);
- Respondent has demonstrated improper use of drugs, medical supplies or equipment, patient's records, or other items; L.A.C. 46:XLVII.3405 (h);
- Respondent misappropriated items of an individual, agency, or entity; L.A.C. 46:XLVII.3405 (i);
- Respondent has violated a rule adopted by the board, an order of the board, or a state or federal law relating to the practice of professional nursing, or a state or federal narcotics or controlled substance law; L.A.C. 46:XLVII.3405 (p); and
- Respondent attempted to or obtained a license (including renewals), permit or permission to practice as a Registered Nurse, nurse applicant, or student nurse by fraud, perjury, deceit or misrepresentation; L.A.C. 46:XLVII.3405 (v).

La. R.S. 37:925 authorizes the Board to impose a fine of up to \$5,000.00 for each count or separate offense and to assess all costs of the proceedings including but not limited to the costs of investigation and disciplinary proceedings.

The health, safety, and welfare of the citizens of Louisiana are threatened by this conduct. The seriousness of this conduct constitutes a threat to the safety of patients and to allow nursing practice in Louisiana to continue in light of the above would constitute a serious risk to the public's health, safety, and welfare. Since these allegations are directly related to safe patient care, the board has determined that summary suspension of your license to practice nursing in the state of Louisiana is in order.

Therefore, your Louisiana RN license is summarily suspended.

Additionally, within 14 days, please submit the following to the Board office:

- A written statement that addresses the allegation(s) and provides information regarding the circumstances surrounding the incidents alleged; and
- A completed employment questionnaire (enclosed).

Pursuant to the Louisiana Administrative Procedures Act, R.S. 49:961.C:

If the agency finds that public health, safety, or welfare imperatively requires emergency action, and incorporates a finding to that effect in its order, summary suspension of a license may be ordered pending proceedings for revocation or other action. These proceedings shall be promptly instituted and determined.

LOUISIANA STATE BOARD OF NURSING

Tracy Frazier Green

Notice of Summary Suspension of License

January 20, 2015

The Board will consider the matter of ratification of staff action to summarily suspend your license at the next administrative hearing set for February 18, 2015. The meeting will be held at the office of the Board, 17373 Perkins Road, Baton Rouge, Louisiana. You may appear at that hearing.

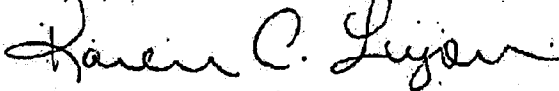
This will be reported to the National Practitioner Data Bank (NPDB) as F1 Immediate Threat to Health or Safety, 18 Deferred Adjudication, H6 Diversion of Controlled Substance, and E5 Fraud, Deceit or Material Omission in Obtaining License or Credentials.

NPDB Narrative: Registrant's license was summarily suspended on January 20, 2015 as the public health safety, or welfare imperatively required emergency action after RN entered a pre-trial diversion program for a drug related offense, was terminated from employment for Theft/Drug Diversion, demonstrated chronic use of these controlled medications and failed to disclose physical/mental impairments.

In addition, the Board will file a formal complaint for further action and will schedule you to appear before the next scheduled Board meeting for an administrative hearing. That hearing is scheduled for February 18, 2015, and will be held at the office of the Board at 17373 Perkins Road, Baton Rouge, Louisiana.

Should you have any questions, or you would like the opportunity to meet with Board staff to discuss this matter, you may contact Barbara McGill, MSN, RN, Director Monitoring/RNP or Wanda Matthews, Compliance Investigator, Hearings Department, at 225-755-7552.

LOUISIANA STATE BOARD OF NURSING



Karen C. Lyon, PhD, APRN, ACNS, NEA
Executive Director

Enclosures

KCL/BM/wwm

**LOUISIANA STATE BOARD OF NURSING
BATON ROUGE, LOUISIANA**

IN THE MATTER OF:

**TRACY FRAZIER GREEN
1019 HOUSTON LOOP RD
FORT PAYNE, AL 35968**

Respondent

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*

**RN140565
CONSENT ORDER**

TERMS AGREED TO BY LICENSEE


I, **TRACY FRAZIER GREEN**, (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, **TRACY FRAZIER GREEN**, 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 April 11, 2013, Respondent was licensed by endorsement to practice as a Registered Nurse in Louisiana.
2. On or about July 7, 2014, Respondent was arrested by the West Monroe Police Department for Possession of CDS Scheduled II (Methamphetamine), Prohibited Acts Drug Paraphernalia and Sale, Distribution, or Possession of Legend Drug Without Prescription (Lidocaine) after Respondent was stopped for a traffic violation and the search of her vehicle yielded a plastic bag containing suspected Methamphetamine, numerous syringes, a glass vial of Lidocaine HCl 1% and a plastic zip top bag with suspected Methamphetamine residue. Respondent was placed in the District Attorney's Pre-Trial Diversion Program and ordered to pay \$750.00 in fines and court cost as an alternative to prosecution of the charges.
3. On July 7, 2014, Respondent's employer, St. Francis Medical Center, submitted a Complaint and notified the Board that Respondent was arrested for drug possession (Methamphetamine). On same date, Respondent was terminated; the reason for termination was Theft/Drug Diversion. Respondent failed to practice nursing within the legal standards of nursing practice when she was found in the possession of the following medical supply items and medications, allegedly stolen from St. Francis Medical Center.
 - Four unused insulin syringes;
 - Five 25 gauge syringe needles;
 - One 23 gauge safety glide syringe;
 - One tube of Bactroban Ointment (prescription only);
 - One bottle of Fluticasone Propionate Nasal Spray (prescription only); and
 - One .9% Sodium Chloride Injection Intravenous Flush (prescription only).
4. Respondent has been under the care of a physician for Degenerative Joint Disease in both knees and Attention Deficit Disorder wherein she has been prescribed multiple controlled medications from January 2013 to July 2014 including Opiates and Benzodiazepines; therefore, Respondent's ability to give safe patient care could be affected by the chronic use of controlled medications.
5. On or about January 3, 2014, Respondent submitted an Application for Licensure as Registered Nurse (RN) by Endorsement and failed to disclose her Degenerative Joint Disease and Attention Deficit Disorder.

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FEB 09 2015
LOUISIANA STATE
BOARD OF NURSING


Initials

LOUISIANA STATE BOARD OF NURSING
BATON ROUGE, LOUISIANA

IN THE MATTER OF:

TRACY FRAZIER GREEN
1019 HOUSTON LOOP RD
FORT PAYNE, AL. 35968

Respondent

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RN140565
CONSENT ORDER

TERMS AGREED TO BY LICENSEE

6. On January 20, 2015, finding the health, safety, or welfare of the citizens of Louisiana were threatened by Respondent's conduct, Respondent's Registered Nurse License was summarily suspended.

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 18, Deferred Adjudication, F2 Unable to Practice Safely by Reason of Alcohol or Other Substance Abuse and E6 Failure to Disclose.

NPDB Narrative: By Consent Order, Respondent agreed to the license summary suspension of January 20, 2015 and to continued suspension with opportunity to request reinstatement of license upon completion of stipulations after Respondent entered a pre-trial diversion program for a drug related offense, was terminated from employment due to Theft/Diversion, demonstrated long term use of multiple controlled medications and failed to disclose medical/mental conditions on her 2014 Registered Nurse Renewal Application.

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: Respondent agrees to the license summary suspension of January 20, 2015 and to continued license suspension with opportunity to apply for license reinstatement after completion of the following stipulations, submission to the reinstatement application process and receipt of approval from Board staff.

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.

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LOUISIANA STATE
BOARD OF NURSING


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LOUISIANA STATE BOARD OF NURSING
BATON ROUGE, LOUISIANA

IN THE MATTER OF:

TRACY FRAZIER GREEN
1019 HOUSTON LOOP RD
FORT PAYNE, AL 35968

Respondent


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RN140565
CONSENT ORDER

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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 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 Order 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 Order. Respondent/Applicant 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, shall submit to supervised random drug screens for a minimum of six (6) months through an LSBN-approved laboratory (bodily fluids [urine, blood, saliva] and/or hair may be tested) which must test negative. Additional screenings may be requested by board staff. Written reports of same shall be submitted to the Board.
10. Submit certified copies of all criminal charges. Have resolved any and all pending criminal arrests, convictions, probation, and parole including any pre-trial diversion programs prior to request for Board consideration.
11. Within four (4) months after reinstatement of license, submit payment of \$200.00 to the Board as cost of Consent Order, at a rate of \$50.00 per month.
12. Within twelve (12) months after reinstatement of license, submit payment of \$1,500.00 to the Board as fine, at a rate of \$125.00 per month.
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.

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LOUISIANA STATE
BOARD OF NURSING


Initials

LOUISIANA STATE BOARD OF NURSING
BATON ROUGE, LOUISIANA

IN THE MATTER OF:

TRACY FRAZIER GREEN
1019 HOUSTON LOOP RD
FORT PAYNE, AL 35968

Respondent

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RN140565
CONSENT ORDER

TERMS AGREED TO BY LICENSEE

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, TRACY FRAZIER GREEN, 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 3rd day of February 2015

Tracy Frazier Green
TRACY FRAZIER GREEN

Timothy J. Jones
Witness

2-4-15

Doreen Fournier
Witness

LOUISIANA STATE BOARD OF NURSING

Karen C. Lyon 2/11/15
Karen C. Lyon, PhD, APRN, ACNS, NEA Date
Executive Director

RECEIVED

FEB 09 2015

LOUISIANA STATE
BOARD OF NURSING

Dear ladies or gentlemen of the Board,

February 24, 2014

On July 7th 2014 I was charged with the felony. I was in Louisiana at that time. The Louisiana courts placed me on pre-trial diversion on November 21, 2014. Immediately following my arrest I was terminated from St. Francis Medical Center in Monroe. I am sure you have all the documentation. I would have disclosed all this information to the Texas Board of Nursing upon renewal of my license.

I have never been in trouble with my license before., I am pretty much in a briar patch trying to figure out what I should do except for what the boards have requested of me, of which I am being very complaint with this matter. I enjoy my profession so much and have not been able to work in my profession since my termination in July.

This being said and after speaking with Mr. Longoria I surrender my Texas nursing license as of this date, in hopes of there will be the opportunity to re-instate at future time.

At this time I do wish to inform the board an updated home address it is as follows:
1019 Houston Loop Rd. W
Fort Payne, Alabama 35968

I intend to cooperate with the board in everything that is ask of me. If any further information is required for please let me know.

Sincerely,

Tracy K. Green