



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 780463 §
issued to MICHAEL DON HOOVER §

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 780463, issued to MICHAEL DON HOOVER, 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 a Baccalaureate Degree in Nursing from Texas Christian University, Fort Worth, Texas, on December 18, 2009. Respondent was licensed to practice professional nursing in the State of Texas in February 2, 2010.
4. Respondent's professional nursing employment history is unknown.
5. On or about January 14, 2015, the Board provided notice to Respondent of the following alleged violations of the Nursing Practice Act:

- a. On or about September 6, 2014, while employed as a Registered Nurse with Methodist Mansfield Medical Center, Mansfield, Texas, Respondent withdrew medications from the Medication Dispensing System for patients, but failed to document, or accurately and completely document, the administration of the medications in the patient's Medication Administration Record (MAR) and/or Nurse's Notes.
 - b. On or about September 6, 2014, while employed as a Registered Nurse with Methodist Mansfield Medical Center, Mansfield, Texas, Respondent withdrew medications from the Medication Dispensing System for patients, but failed to follow the facility's policy and procedure for wastage of the unused portions of the medications.
 - c. On or about September 6, 2014, while employed as a Registered Nurse with Methodist Mansfield Medical Center, Mansfield, Texas, Respondent misappropriated medication, or failed to take precautions to prevent the misappropriation of the medication, from the facility and patients thereof, in that Respondent documented administering multiple doses of narcotics to a patient, yet the patient reported a pain scale of zero (0) and that she required no pain medication the whole day.
 - d. On or about September 6, 2014, while employed as a Registered Nurse with Methodist Mansfield Medical Center, Mansfield, Texas, Respondent lacked fitness to practice professional nursing in that he exhibited impaired behavior while on duty that included appearing startled and bumping into a wall. A syringe was then located in the restroom Respondent had last exited. Additionally, when asked by his employer to undergo a for-cause drug screen, Respondent refused.
6. On March 19, 2015, 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 March 17, 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 to prove violation(s) of 22 TEX. ADMIN. CODE § 217.11(1)(A), (1)(B) & (1)(D), and 22 TEX. ADMIN. CODE § 217.12(1)(A), (1)(B), (1)(C), (1)(E), (4), (5), (6)(G), (8), (10)(C), (10)(E) & (11)(B).
4. The evidence received is sufficient cause pursuant to Section 301.452(b)(10), (12) & (13), Texas Occupations Code, to take disciplinary action against Registered Nurse License Number 780463, heretofore issued to MICHAEL DON HOOVER, 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 780463, heretofore issued to MICHAEL DON HOOVER, to practice nursing in the State of Texas, is 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 himself 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 is 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 19th day of March, 2015.

TEXAS BOARD OF NURSING

By:



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

MICHAEL DON HOOVER
1716 DAKAR RD WEST
FORT WORTH, TX 76116
Registered Nurse License Number 780463

Voluntary Surrender Statement

Dear Texas Board of Nursing:

I no longer desire to be licensed as a nurse. Accordingly, I voluntarily surrender my license(s) to practice in Texas.

I waive representation by counsel and consent to the entry of an Order which outlines requirements for reinstatement of my license. I understand that I may not petition for reinstatement until one (1) year from the effective date of the Order. I understand that I will be required to comply with the Board's Rules and Regulations in effect at the time

I submit any petition for reinstatement.

Signature

Michael D Hoover
Michael Hoover

Date

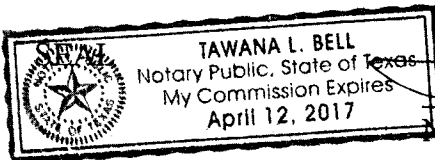
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Registered Nurse License Number 780463

The State of Texas

Before me, the undersigned authority, on this date personally appeared MICHAEL DON HOOVER who, being duly sworn by me, stated that he or she executed the above for the purpose therein contained and that he or she understood same.

Sworn to before me the 17th day of March, 2015.



Tawana L Bell
Notary Public in and for the State of Texas

I, Michael Hoover, am surrendering RN license 780463 on this date February 25, 2015. No long wish to continue nursing practice.

Michael D Hoover

Michael Hoover