



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 § AGREED
Registered Nurse License Number 661492 §
& Vocational Nurse License Number 150061 §
issued to RISHANA LOUISE HURTADO § ORDER

On this day the Texas Board of Nursing, hereinafter referred to as the Board, considered the matter of RISHANA LOUISE HURTADO, Registered Nurse License Number 661492 and Vocational Nurse License Number 150061, hereinafter referred to as Respondent.

This action was taken in accordance with Section 301.453(c), Texas Occupations Code.

Respondent waived 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 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 notice and hearing, and agreed to the entry of this Order.
3. Respondent's license to practice as a vocational nurse in the State of Texas is in delinquent status. Respondent's license to practice as a professional nurse in the State of Texas is in current status.
4. Respondent received a Certificate in Vocational Nursing from Del Mar College, Corpus Christi, Texas, on August 19, 1994, and received an Associates Degree in Nursing from Excelsior College, Albany, New York, on May 1, 1999. Respondent was licensed to practice vocational nursing in the State of Texas on October 25, 1994, and was licensed to practice professional nursing in the State of Texas on July 1, 1999.

5. Respondent's nursing employment history includes:

1994 - 2011	Licensed Vocational Nurse/ Registered Nurse	Corpus Christi Medical Center Corpus Christi, Texas
1996 - 1997	Licensed Vocational Nurse	Premier Home Health Corpus Christi, Texas
1997 - 1999	Licensed Vocational Nurse	IHS Hospital Corpus Christi, Texas
2007 - 2014	Registered Nurse On-call Triage	Costal Bend Women's Center Corpus Christi, Texas
2015	Unknown	

6. At the time of the incident, Respondent was employed as a Registered Nurse with Costal Bend Women's Center, Corpus Christi, Texas, and had been in that position for approximately eight (8) years.
7. On or about April 23, 2014, through October 7, 2014, while employed as a Night On-Call Triage Nurse with Costal Bend Women's Center, Corpus Christi, Texas, Respondent obtained three hundred and ninety five (395) tablets of Hydrocodone 10/325mg and one hundred and thirty (130) tablets of Tramadol 50mg under her son's name; thirty (30) tablets of Hydrocodone 10/325mg under her husband's name; and three hundred and thirty (330) tablets of Hydrocodone 10/325mg under her step-daughter's name from HEB Pharmacy, Corpus Christi, Texas, through the use of telephonically communicated prescriptions using the name and Drug Enforcement Agency (DEA) number assigned to Rolando Vega, M.D. Respondent's conduct was likely to deceive the pharmacy, and possession of Hydrocodone and Tramadol through use of a unauthorized, fraudulent, telephonically communicated prescription, is prohibited by Chapter 481 of the Texas Health and Safety Code (Controlled Substances Act).
8. In response to Finding of Fact Number Seven (7), Respondent denies the allegation.
9. Respondent, by her signature to this Order, expresses her desire to voluntarily surrender her license(s) to practice nursing in the State of Texas.
10. 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.

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(1)(B),(4),(6)(H),(10)(E)&(11)(B).
4. The evidence received is sufficient cause pursuant to Section 301.452(b)(10), Texas Occupations Code, to take disciplinary action against Registered Nurse License Number 661492 and Vocational Nurse License Number 150061, heretofore issued to RISHANA LOUISE HURTADO, 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.

TERMS OF ORDER

NOW, THEREFORE, IT IS AGREED and ORDERED that the **VOLUNTARY SURRENDER** of Registered Nurse License Number 661492 and Vocational Nurse License Number 150061, heretofore issued to RISHANA LOUISE HURTADO, 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 professional/registered nursing, use the title "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 is surrendered.
2. 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.
3. RESPONDENT SHALL NOT petition for reinstatement of licensure until:
 - A. One (1) year has elapsed from the date of this Order; and
 - B. RESPONDENT has obtained objective, verifiable proof of twelve (12) consecutive months of sobriety immediately preceding the petition for reinstatement.
4. 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.

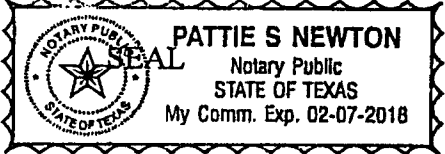
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RESPONDENT'S CERTIFICATION

I understand that I have the right to legal counsel prior to signing this Agreed Order. I have reviewed this Order. I neither admit nor deny the violation(s) alleged herein. By my signature on this Order, I agree to the entry of this 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 30 day of March, 2015.
Rishana Louise Hurtado
RISHANA LOUISE HURTADO, Respondent

Sworn to and subscribed before me this 30 day of March, 2015.
Pattie S Newton
Notary Public
STATE OF TEXAS
My Comm. Exp. 02-07-2018
Notary Public in and for the State of TEXAS



Approved as to form and substance.

Alex Hernandez Jr
Alex Hernandez Jr, Attorney for Respondent

Signed this 30th day of March, 2015.

WHEREFORE, PREMISES CONSIDERED, the Executive Director, on behalf of the Texas Board of Nursing, does hereby accept the voluntary surrender of Registered Nurse License Number 661492 and Vocational Nurse License Number 150061, previously issued to RISHANA LOUISE HURTADO.

Effective this 30 day of March, 2015.



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