



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

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In the Matter of  
Registered Nurse License Number 606547  
& Vocational Nurse License Number 143834  
issued to TRACY DEAN JOHNSON

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§

ORDER OF THE BOARD

On this day, the Texas Board of Nursing, hereinafter referred to as the Board, accepted the voluntary surrender of Advanced Practice Registered Nurse License Number , Registered Nurse License Number 606547, and Vocational Nurse License Number 143834, issued to TRACY DEAN JOHNSON, 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 from Odessa College, Odessa, Texas, on May 1, 1994. Respondent was licensed to practice professional nursing in the State of Texas on July 11, 1994.
4. Respondent's nursing employment history is unknown.
5. On or about August 2014 through January 2015, while employed as a Registered Nurse with Heart Hospital of Austin, Austin, Texas, Respondent misappropriated controlled substances, and later admitted it to her employer.

6. On or about August 2014, through January 2015, while employed as a Registered Nurse with Heart Hospital of Austin, Austin, Texas, Respondent failed to appropriately administer effective pain control to patients under her care.
7. On or about August 2014, through January 2015, while employed as a Registered Nurse with Heart Hospital of Austin, Austin, Texas, Respondent lacked fitness to practice professional nursing in that she disclosed to her employer that she had been depressed and had been misappropriating controlled substances.
8. On April 20, 2015, the Board received a statement from Respondent voluntarily surrendering the right to practice nursing in Texas. A copy of Respondent's statement, dated April 15, 2015, is attached and incorporated herein by reference as part of this Order.
9. 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.
10. 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)(C), and 22 TEX. ADMIN. CODE § 217.12(1)(A),(1)(B),(4),(6)(G),(8)(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 606547, and Vocational Nurse License Number 143834, heretofore issued to TRACY DEAN JOHNSON, 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

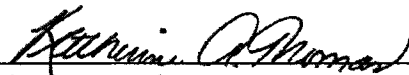
NOW, THEREFORE, IT IS ORDERED that the voluntary surrender of Registered Nurse License Number 606547, and Vocational Nurse License Number 143834, heretofore issued to TRACY DEAN JOHNSON, to practice nursing in the State of Texas, is/are accepted by the Executive Director on behalf of the Texas Board of Nursing. In connection with this acceptance, the Board imposes the following conditions:

1. RESPONDENT SHALL NOT practice professional or vocational nursing, use the title of registered nurse or vocational nurse or the abbreviation RN or LVN or wear any insignia identifying herself as a registered or vocational nurse or use any designation which, directly or indirectly, would lead any person to believe that RESPONDENT is a registered or vocational nurse during the period in which the licenses 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 20th day of April, 2015.

TEXAS BOARD OF NURSING

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

April 15<sup>th</sup>,2015

To Board of Nursing,

At this time I am voluntarily surrendering my license as registered nurse.

Allegation 1: I have completed IOP at Sage Wellness and Recovery Center. I decided to do this for my benefit. The recovery center has helped me tremendously. I now participate with their aftercare, as well as going to meetings almost daily. Will continue with this plan with a vengeance. I have learned that this is a must in remaining sober. I cannot change my actions of the past, only to go forth and become a better person. I am deeply regretful of my behavior.

Allegation 2: I have in my 21 years of nursing been an advocate for patient's right to be comfortable. I have given my patients the pain medication with was requested and allowed by order. I have not had a patient tell me that I was not providing adequate pain control. For this allegation I am at a loss.

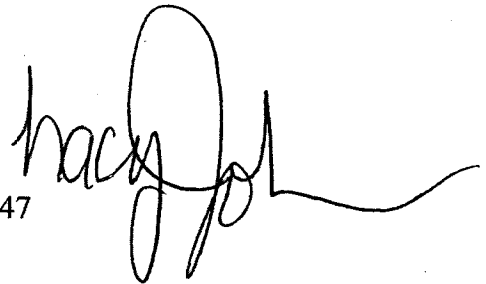
Allegation 3: Depression has played a big part in my life. I have taken steps towards resolving this issue. I have seen my primary care doctor for medication support, seeing a therapist at Sage recovery. I am glad to say much improvement with these steps taken.

At this time, I feel it is in my best interest not to do bedside nursing which has been my passion. I realize I have much more healing to do. Working on my sobriety is my number one priority. I have read the discipline guidelines. I am will to keep track of my meetings, take random drug tests, continue with my therapist. I am requesting the Board's requirements for the frequency of these for the next year. I am hoping that after a year time, if I feel nursing is who I am that I can have the opportunity to work on getting my license back.

Sincerely,

Tracy Johnson RN

License number 606547

A handwritten signature in black ink, appearing to read 'Tracy Johnson', with a long horizontal flourish extending to the right.

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