



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.  
*William O'Hanrahan*  
Executive Director of the Board

## BEFORE THE TEXAS BOARD OF NURSING

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In the Matter of	§	AGREED
Vocational Nurse License Number 164658	§	
issued to AMY ELIZABETH BRISON	§	ORDER

On this day the Texas Board of Nursing, hereinafter referred to as the Board, considered the matter of AMY ELIZABETH BRISON, Vocational Nurse License Number 164658, 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.
4. Respondent received a Certificate in Vocational Nursing from North Central Texas College, Gainesville, Texas, on August 8, 1997. Respondent was licensed to practice vocational nursing in the State of Texas on October 1, 1997.
5. Respondent's vocational nursing employment history includes:  

10/97 - Unknown	Unknown
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Respondent's vocational nursing employment history continued:

Unknown - 5/14	LVN	Heritage Place Decatur, Texas
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6/14 - Present	Not employed in Nursing
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6. On or about May 21, 2014, Respondent admitted to misappropriating Hydrocodone, Lorazepam, Pravastatin Sodium, Finasteride, Phenazopyridine, Mirtazapine, and Pantoprazole Sodium from Heritage Place, Decatur, Texas, her place of employment. Respondent's conduct was likely to defraud the facility and patients of the cost of the medications.
7. On or about April 17, 2015, Respondent entered a plea of Guilty to POSS CS PG 3 <28G, a Class A Misdemeanor, committed on May 21, 2014, in the Wise County Court at Law #1, Wise County, Texas, under Cause No. CR-72067. As a result of the plea, the proceedings against Respondent were deferred, without entering an adjudication of guilt, and Respondent was placed on probation for a period of eighteen (18) months.
8. On or about April 17, 2015, Respondent entered a plea of Guilty to POSS DANGEROUS DRUG, a Class A Misdemeanor, committed on May 21, 2014, in the Wise County Court at Law #1, Wise County, Texas, under Cause No. CR-72068. As a result of the plea, the proceedings against Respondent were deferred, without entering an adjudication of guilt, and Respondent was placed on probation for a period of eighteen (18) months (to run concurrent with Cause No. CR-72067).
9. In response to Findings of Fact Number Six (6) and Seven (7), Respondent states she was stopped for speeding on her way to work and was arrested. Respondent states she had the medication in her car because she had forgotten to waste it the night before.
10. Formal Charges were filed on June 8, 2015.
11. Formal Charges were mailed to Respondent on June 8, 2015.
12. Respondent, by her signature to this Order, expresses her desire to voluntarily surrender her license(s) to practice nursing in the State of Texas.
13. 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.
14. 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)(A),(1)(B),(4),(6)(G),(8),(10)(E),(11)(B)&(13).
4. The evidence received is sufficient cause pursuant to Section 301.452(b)(3)&(10) Texas Occupations Code, to take disciplinary action against Vocational Nurse License Number 164658, heretofore issued to AMY ELIZABETH BRISON, including revocation of Respondent's license(s) to practice nursing in the State of Texas.
5. Pursuant to Section 301.463(d), Texas Occupations Code, this Agreed Order is a settlement agreement under Rule 408, Texas Rules of Evidence, in civil or criminal litigation.
6. Under Section 301.453(c), Texas Occupations Code, the Board has the authority to accept the voluntary surrender of a license.
7. Under Section 301.453(d), Texas Occupations Code, as amended, the Board may impose conditions for reinstatement of licensure.
8. 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 Vocational Nurse License Number 164658, heretofore issued to AMY ELIZABETH BRISON, 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 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.
2. 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.
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.

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RESPONDENT'S CERTIFICATION

I understand that I have the right to legal counsel prior to signing this Agreed Order. I waive representation by counsel. 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.

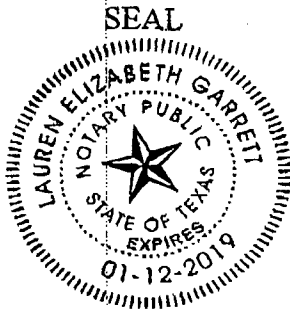
Signed this 9th day of June, 2016

Amy E. Brison  
AMY ELIZABETH BRISON, Respondent

Sworn to and subscribed before me this 9th day of June, 2016.

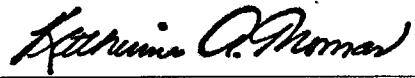
Lauren Emmett

Notary Public in and for the State of Texas



WHEREFORE, PREMISES CONSIDERED, the Executive Director, on behalf of the Texas Board of Nursing, does hereby accept the voluntary surrender of Vocational Nurse License Number 164658, previously issued to AMY ELIZABETH BRISON.

Effective this 9th day of June, 2016.

A handwritten signature in cursive script, reading "Katherine A. Thomas".

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