



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.
Katherine A. Thomas
Executive Director of the Board

BEFORE THE TEXAS BOARD OF NURSING

In the Matter of § AGREED
DANIEL PAUL BRYANT, §
PETITIONER for Eligibility for Licensure § ELIGIBILITY ORDER

On this day, the Texas Board of Nursing, hereinafter referred to as the Board, considered the Endorsement Application, which has been processed as a Petition for Declaratory Order pursuant to 22 TEX. ADMIN. CODE §217.5(f) and §213.30, and supporting documents filed by DANIEL PAUL BRYANT, hereinafter referred to as PETITIONER, together with any documents and information gathered by staff and Petitioner's Certification contained herein.

Information received by the Board produced evidence that PETITIONER may be ineligible for licensure pursuant to Sections 301.452(b)(8)&(10) and 301.453, Texas Occupations Code.

PETITIONER waived representation by counsel, notice and hearing, and agreed to the entry of this Order approved by Katherine A. Thomas, MN, RN, FAAN, Executive Director, on February 29, 2016.

FINDINGS OF FACT

1. On or about July 11, 2015, PETITIONER submitted an Endorsement Application requesting a determination of eligibility for licensure in compliance with Sections 301.252, 301.257, and 301.260, Texas Occupations Code, and the Board's Rules at 22 TEX. ADMIN. CODE §217.5(f) and §213.30.
2. Petitioner waived representation by counsel, informal proceedings, notice and hearing, and consented to the entry of this Order.
3. Petitioner received an Associate Degree in Professional Nursing from Southeast Community College, Cumberland, Kentucky, on May 1, 2010.

4. Petitioner completed the Endorsement Application and answered "yes" to the question which reads as follows: "*Has any licensing authority refused to issue you a license or ever revoked, annulled, cancelled, accepted surrender of, suspended, placed on probation, refused to renew a professional license, certificate or multi-state privilege held by you now or previously, or ever fined, censured, reprimanded or otherwise disciplined you?*"
5. On January 24, 2013, Petitioner was issued an Agreed Order by the Kentucky Board of Nursing. A copy of the Agreed Order is attached and incorporated by reference as part of this Order.
6. On July 31, 2013, Petitioner satisfied all terms and conditions as set forth in the Consent Order issued on January 24, 2013, by the Kentucky Board of Nursing.
7. After considering the action taken by the Kentucky Board of Nursing, along with Petitioner's subsequent conduct, the Executive Director is satisfied that Petitioner should be able to meet the requirements of the Nursing Practice Act, the Board's Rules and Regulations, and generally accepted standards of nursing practice.
8. Petitioner has sworn that, with the exception of matters disclosed in connection with the Endorsement Application, his past behavior conforms to the Board's professional character requirements at 22 TEX. ADMIN. CODE §213.27.
9. Petitioner presented no evidence of behavior which is inconsistent with good professional character.
10. The Executive Director considered evidence of Petitioner's past behavior in light of the character factors set out in 22 TEX. ADMIN. CODE §213.27 and determined that Petitioner currently demonstrates the criteria required for good professional character.
11. Licensure of Petitioner poses no direct threat to the health and safety of patients or the public provided Petitioner complies with the stipulations outlined in this Order.
12. The Executive Director's review of the grounds for potential ineligibility has been made on the basis of Petitioner's disclosures.
13. Petitioner has been advised by the Board that any information found to be incomplete, incorrect or misleading to the Board or a subsequent discovery of a basis of ineligibility will be considered by the Board and may result in an ultimate determination of ineligibility or the later revocation of a license obtained through fraud or deceit.
14. Petitioner shall immediately notify the Board of any fact or event that could constitute a ground of ineligibility for licensure under Section 301.452(b), Texas Occupations Code.

CONCLUSIONS OF LAW

1. The Board has jurisdiction over this matter pursuant to Sections 301.452 and 301.453, Texas Occupations Code.
2. On or about July 11, 2015, PETITIONER submitted an Endorsement Application requesting a determination of eligibility for licensure in compliance with Sections 301.252, 301.257, and 301.260, Texas Occupations Code, and the Board's Rules at 22 TEX. ADMIN. CODE §217.5(f) and §213.30.
3. Petitioner's history reflects conduct which may constitute grounds for denial of a license under Section 301.452(b)(8)&(10), Texas Occupations Code.
4. The Board may probate the denial of a license under conditions for a specified term pursuant to Section 301.453, Texas Occupations Code.
5. The Board may license an individual with prior behaviors inconsistent with the Board's character requirements if, upon evaluation of the factors in 22 TEX. ADMIN. CODE §213.27, and pursuant to 22 TEX. ADMIN. CODE §213.33, the Board is satisfied that the individual is able to consistently conform his conduct to the requirements of the Nursing Practice Act, the Board's Rules and Regulations, and generally accepted standards of nursing practice
6. This Order is conditioned upon the accuracy and completeness of Petitioner's disclosures. Any subsequently discovered discrepancies will result in investigation and possible disciplinary action, up to revocation of Petitioner's license(s).

ORDER

NOW, THEREFORE, IT IS AGREED that the application of PETITIONER is hereby GRANTED, and upon payment of the required fees and meeting all other applicable requirements, PETITIONER SHALL be issued the applicable license to practice nursing in the State of Texas, which shall be subject to the following stipulations:

PETITIONER SHALL obtain and read the Texas Nursing Practice Act and the Rules and Regulations Relating to Nurse Education, Licensure, and Practice.

PETITIONER SHALL comply in all respects with the Nursing Practice Act, Texas Occupations Code §§301.001 *et seq.*, the Rules and Regulations Relating to Nurse Education, Licensure and Practice, 22 TEX. ADMIN. CODE §211.1 *et seq.*, and this Order.

IT IS FURTHER AGREED and ORDERED that this Order SHALL be applicable to PETITIONER'S nurse licensure compact privileges, if any, to practice nursing in the State of Texas.

IT IS FURTHER AGREED and ORDERED that while PETITIONER'S license is encumbered by this Order, PETITIONER may not work outside the State of Texas pursuant to a nurse licensure compact privilege without the written permission of the Texas Board of Nursing and the Board of Nursing in the party state where PETITIONER wishes to work.

(1) PETITIONER SHALL, within one (1) year of licensure, successfully complete a course in Texas nursing jurisprudence and ethics. PETITIONER SHALL obtain Board approval of the course prior to enrollment only if the course is not being offered by a pre-approved provider. Home study courses and video programs will not be approved. In order for the course to be approved, the target audience shall include nurses. It shall be a minimum of six (6) hours in length. The course's content shall include the Nursing Practice Act, standards of practice, documentation of care, principles of nursing ethics, confidentiality, professional boundaries, and the Board's Disciplinary Sanction Policies regarding: Sexual Misconduct; Fraud, Theft and Deception; Nurses with Substance Abuse, Misuse, Substance Dependency, or other Substance Use Disorder; and Lying and Falsification. Courses focusing on malpractice issues will not be accepted. PETITIONER SHALL CAUSE the sponsoring institution to submit a Verification of Course Completion form, provided by the Board, to the Office of the Board to verify PETITIONER'S successful completion of the course. This course shall be taken in addition to any other courses stipulated in this Order, if any, and in addition to any continuing education requirements the Board has for relicensure. *Board-approved courses may be found at the following Board website address:*
<http://www.bon.texas.gov/disciplinaryaction/stipscourses.html>

(2) PETITIONER SHALL, within one (1) year of licensure, successfully complete the course "Sharpening Critical Thinking Skills," a 3.6 contact hour online program provided by the National Council of State Boards of Nursing (NCSBN) Learning Extension. In order to receive credit for completion of this program, PETITIONER SHALL SUBMIT the continuing education certificate of completion for this program to the Board's office, to the attention of Monitoring. This course is to be taken in addition to any continuing education requirements the Board may have for relicensure. *Information regarding Board-approved courses may be found at the following Board website address: <http://www.bon.texas.gov/disciplinaryaction/stipscourses.html>.*

IT IS FURTHER AGREED, that upon full compliance with the terms of this Order, all encumbrances will be removed from PETITIONER'S license to practice nursing in the State of Texas and PETITIONER may be eligible for nurse licensure compact privileges, if any.

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PETITIONER'S CERTIFICATION

I am the Petitioner in this matter. I have fully and truthfully disclosed all of my past conduct which could constitute grounds for licensure ineligibility, and I have caused a complete and accurate criminal history to be submitted to the Texas Board of Nursing from each jurisdiction in which I have been adjudged guilty by way of conviction or deferred order. I certify that my past behavior, except as disclosed in my application, has been in conformity with the Board's character rule. I have provided the Board with complete and accurate documentation of my past conduct in violation of the penal law of any jurisdiction which was disposed of through any procedure short of conviction, such as: conditional discharge, deferred adjudication or dismissal. I have no criminal prosecution pending in any jurisdiction.

In connection with my application, I acknowledge that I have read and I understand Sections 301.157(d), 301.252, 301.253, 301.257, 301.258, 301.260, 301.452, and 301.453, Texas Occupations Code, and Chapter 53, Section 53.001 *et seq.*, Texas Occupations Code, and 22 TEX. ADMIN. CODE §§213.27, 213.28, 213.29, and 213.30. I agree with all terms of this Order, including the Findings of Fact and Conclusions of Law and any stipulations as set out in this Order. I acknowledge that this Order is stipulated and I understand that I am not eligible to receive a Temporary Permit to practice nursing. I agree to inform the Board of any other fact or event that could constitute a ground for denial of licensure prior to accepting any license from the Texas Board of Nursing.

I understand that if I fail to comply with all terms and conditions of this Order, I will be subject to investigation and disciplinary sanction, including revocation of my license(s) to practice nursing in the State of Texas, as a consequence of my noncompliance.

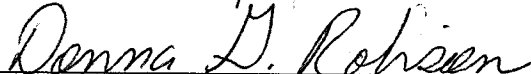
I understand that I can be represented by an attorney in this matter. I waive representation, notice, administrative hearing, and judicial review of this Order and request that the Texas Board of Nursing ratify this Order.

Signed this 12 day of April, 2016.

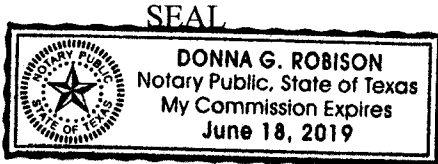


DANIEL PAUL BRYANT, PETITIONER

Sworn to and subscribed before me this 12 day of April, 2016.



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 ratify and adopt the Agreed Eligibility Order that was signed on the 12th day of April, 2016, by DANIEL PAUL BRYANT, PETITIONER for Eligibility for Licensure, and said Order is final.

Effective this 25th day of April, 2016.



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

KENTUCKY BOARD OF NURSING

AGREED ORDER
CASE # 2012-930

IN RE: DANIEL PAUL BRYANT

RN LICENSE # 1124101
(LAPSED 10/31/2012)
LPN LICENSE # 2042835
(LAPSED 10/31/2010)

The Kentucky Board of Nursing, hereinafter referred to as the Board, has probable cause to believe that Daniel Paul Bryant has violated KRS Chapter 314. Daniel Paul Bryant, hereinafter referred to as Mr. Bryant, desiring to avoid a formal administrative hearing, enters into this Agreed Order with the Board.

Mr. Bryant agrees and stipulates to the following facts for the limited purpose of this Agreed Order:

On February 17, 2012, the Board received a complaint from Rhode Island Hospital, Providence, Rhode Island, reporting that Mr. Bryant's employment as a registered nurse was terminated effective February 16, 2012, because he administered a normal saline bolus to a patient with a low blood pressure without a physician order.

Mr. Bryant acknowledges these actions are in violation of KRS 314.091(1).

The board shall have the power to reprimand, deny, limit, revoke, probate, or suspend any license or credential to practice nursing issued by the board or applied for in accordance with this chapter or the privilege to practice as a nurse recognized by the board in accordance with this chapter, or to otherwise discipline a licensee, credential holder, privilege holder, or applicant, or to deny admission to the licensure examination, or to require evidence of evaluation and therapy upon proof that the person:...

(d) has negligently or willfully acted in a manner inconsistent with the practice of nursing;

* * *

(h) has falsified or in a negligent manner made incorrect entries or failed to make essential entries on essential records; [and]

* * *

(j) has violated any of the provisions of this chapter, [including 314.021(2)].

Mr. Bryant has read and reviewed this Agreed Order and has had the opportunity to consult with legal counsel, if desired. Mr. Bryant understands and agrees to the following conditions for the limited purpose of this Agreed Order:

Daniel Paul Bryant

Agreed Order

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1. By entering into this Agreed Order, Mr. Bryant waives the full panoply of rights of hearing and appeal as authorized by statute, regulation, or court decision. These rights include the right to be present with counsel, to subpoena witnesses, to confront those against him, and the right to an administrative hearing or appeal on the violation or non-compliance with any of the conditions and provisions of this Order.
2. A reprimand is issued by the Board which expresses concern regarding the seriousness of his inappropriate nursing actions.
3. He will pay a civil penalty of five hundred dollars (\$500) to the Board by July 30, 2013.
4. He will provide evidence of successful completion of at least thirty (30) contact hours on Critical Thinking by July 30, 2013. The thirty (30) contact hours are to be in addition to the continuing competency requirement for reinstatement or renewal of the nursing license/privilege to practice nursing.
5. Submission of fraudulent documents or reports; misrepresentation of facts relating to the conditions of this Order; or failure to comply with any requirement of this Order will constitute violation of the Order.
6. He agrees and acknowledges that his failure to comply with any of the conditions and provisions of this Agreed Order will result in immediate suspension of the nursing license/privilege to practice nursing or denial of reinstatement of a lapsed, invalidated, or expired license, with notification by mail. Implementation of the suspension or denied reinstatement will result in an additional civil penalty of six hundred dollars (\$600). The suspension or denial of reinstatement will begin on the date of the notification letter and will continue until all requirements of this Agreed Order have been met.
7. This Agreed Order, when signed by Mr. Bryant and an authorized agent for the Kentucky Board of Nursing, shall be public information and can be disseminated according to the regulations of the Board, the Kentucky Open Records Act, and any other state or federal law as required.
8. He hereby releases the Kentucky Board of Nursing, its members, employees, agents, and officers, jointly and severally, from any and all liability arising from the within matter.
9. All provisions and conditions of this Order shall carry over to any license or privilege to practice nursing in Kentucky that he receives, including pursuant to any multi-state nursing licensure compact with the Board.
10. This Agreed Order shall be effective and binding immediately on Mr. Bryant and the Kentucky Board of Nursing when signed by both parties.

Daniel Paul Bryant
Agreed Order
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Daniel Paul Bryant
Daniel Paul Bryant

Subscribed and Sworn to before me this 21st day of
December, 2012 by Daniel Paul Bryant.

Notary Public Bellevue Engle

SEAL

State of Ky

My Commission expires 9-27-2015

(BOARD SEAL)

Paula S. Schenk
PAULA S. SCHENK, MPH, RN
EXECUTIVE DIRECTOR
KENTUCKY BOARD OF NURSING

Agreed to and entered by the Board on January 24, 2013.

502-429-3300
800-305-2042
Fax: 502-429-3311

KENTUCKY BOARD OF NURSING

312 Whittington Parkway, Suite 300
Louisville, Kentucky 40222-5172
kbn.ky.gov

Steven L. Beshear
Governor

July 31, 2013

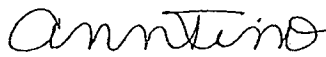
DANIEL PAUL BRYANT
712 MANCHESTER AVE
PO BOX 43
MIDDLESBORO KY 40965

Dear Mr. Bryant:

This letter is to acknowledge that you have met and satisfactorily completed all the terms of the Agreed Order entered on January 24, 2013.

Please contact me at the Board office at (502) 429-3326, if you have any questions.

Sincerely,



Ann Tino, BSN, RN
Supervisor, Investigation & Discipline Section
Consumer Protection Branch

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