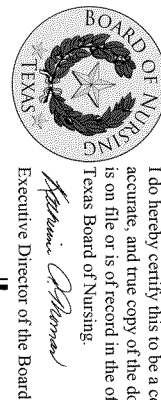




Texas Board of Nursing

333 Guadalupe Street, Ste. 3-460, Austin, Texas 78701
Phone: (512) 305-7400 Fax: (512) 305-7401 www.bon.texas.gov

Katherine A. Thomas, MN, RN, FAAN
Executive Director



January 11, 2022

Certified Mail No. 9214 8901 9403 8300 0063 3825 00

Return Receipt Requested

Copy Via USPS First Class Mail

Hannah Audrey Mae Dillard
7423 Bluefield Dr
Dallas, TX 75248

We previously provided you with notice that an investigation was being initiated into the following alleged violations of the Nursing Practice Act and/or the Board's Rules and Regulations Relating to Nurse Education, Licensure, and Practice:

- On or about September 29, 2021, you were convicted of AGGRAVATED ASSAULT WITH A DEADLY WEAPON, a Second (2nd) Degree Felony offense, committed on January 31, 2018, in the 443rd District Court of Ellis County, Texas, under Cause No. 44417. As a result of the conviction, you were sentenced to twelve (12) years in the Texas Department of Criminal Justice.

We have received information confirming you were physically incarcerated in the Texas Department of Criminal Justice beginning approximately November 8, 2021, based on your conviction of AGGRAVATED ASSAULT WITH A DEADLY WEAPON, a Second (2nd) Degree Felony offense, in the 443rd District Court, Ellis County, Texas, under Cause No. 44417.

Therefore, pursuant to Texas Occupations Code, Chapter 53.021(b), Permanent Advanced Practice Registered Nurse License Number AP129311, and Permanent Registered Nurse License Number 825519 were revoked, by operation of law, on November 8, 2021, the date that your incarceration commenced.

You are entitled to a formal Complaint, Notice of Hearing, and a hearing in which you may present evidence to show that you are not physically incarcerated or have not been physically incarcerated due to your felony conviction(s) or felony probation revocation. You are also entitled to representation by an attorney if you desire. In the event you are not physically incarcerated or have not been physically incarcerated, your written request for a hearing before the State Office of Administrative Hearings must be received in this office within twenty (20) days of receipt of this letter.

Please be advised that you may not practice as a nurse or engage in any activities that require a license issued by this Board. Should you desire to return to the practice of nursing in Texas, you may contact our office to request a reinstatement petition. However, Texas Occupations Code §301.4535 requires the denial of licensure for certain criminal history. Our records indicate that your criminal history falls within the requirements of §301.4535. Pursuant to §301.4535(b), the Board may not issue a license to an applicant on proof that the applicant has been finally convicted or pled guilty or nolo contendere to an offense listed under section 301.4535(a)¹. Finally,

¹ TEX. OCC. CODE §301.4535 applies to an initial conviction, final conviction, or plea of guilty or nolo contendere for a crime listed in subsection (a) that occurred on or after September 1, 2005.

Kathleen Shipp, MSN, RN, FNP
Lubbock, *President*

Allison Porter-Edwards, DrPH, MS, RN, CNE
Bellaire, *Vice-President*

subsection (c) of that law states that a person is not eligible for an initial license or for reinstatement or endorsement of a license to practice nursing in this state **before the fifth anniversary** of the date the person successfully completed and was dismissed from community supervision or parole.

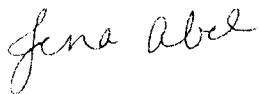
Further, §213.28(k)(1) provides that the Board is required under Texas Occupations Code §301.4535(b) to deny an individual initial licensure or licensure renewal and to revoke an individual's nursing license or privilege to practice nursing in Texas upon a final conviction or a plea of guilty or nolo contendere for a criminal offense specified in §301.4535(a).

Further, the factors set out in 22 Texas Administrative Code §213.33 and §213.28(h) and Texas Occupations Code Chapter 53, specifically §53.022 and §53.023, do not apply in a case subject to Texas Occupations Code §301.4535. The State Office of Administrative Hearings has decided this question on several previous occasions².

22 Tex. Admin. Code §213.28(k)(1) and Texas Occupations Code Chapter 301, are hereby incorporated by reference herein and may be located on the Board's website at www.bon.texas.gov.

If you have any questions, please contact me at (512) 305-6822.

Sincerely,



Jena R. Abel, Deputy General Counsel
Board Certified - Administrative Law - Texas Board of Legal Specialization

cc: Hannah Audrey Mae Dillard TDCJ# 02366639
Texas Department of Criminal Justice
Woodman Unit State Jail
1210 Coryell City Road
Gatesville, Texas 76528

d99-4535(2021.12.31)

² See the following PFDs: Texas Board of Nursing v. Tina Gail Marek 507-16-1444, 507-16-1444, PFD filed on January 21, 2016; Texas Board of Nursing v. Tvarski Lashawn Stone 507-16-0557, PFD filed on April 11, 2016; Texas Board of Nursing v. Nathanael Shay McGrew 506-18-2492, PFD filed on March 23, 2018; Texas Board of Nursing v. Christopher R. Robbins 507-19-0028, PFD filed on September 26, 2018; Texas Board of Nursing v. Eric Michelle Jackson 507-18-3633, PFD filed on October 31, 2018; Texas Board of Nursing v. Derek K. Quillian 507-18-4086, PFD filed on December 5, 2018; Texas Board of Nursing v. Erin Jones 507-19-1152, PFD filed on December 19, 2018; Texas Board of Nursing v. Rene Ian Dominguez 507-19-3208, PFD filed on March 27, 2019.