



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, MN, RN, FAAN*  
Katherine A. Thomas, MN, RN, FAAN  
Executive Director  
Texas Board of Nursing

BEFORE THE TEXAS BOARD OF NURSING

\*\*\*\*\*

In the Matter of § AGREED ORDER  
Vocational Nurse License Number 216973 §  
issued to MARY ELIZABETH LEWIS AKA §  
MARY ELIZABETH YOUNGER §

On this day the Texas Board of Nursing, hereinafter referred to as the Board, considered the matter of MARY ELIZABETH LEWIS AKA MARY ELIZABETH YOUNGER, Vocational Nurse License Number 216973, hereinafter referred to as Respondent.

Information received by the Board produced evidence that Respondent may be subject to discipline pursuant to Section 301.452(b)(8)&(10), Texas Occupations Code.

Respondent waived notice and hearing and agreed to the entry of this Agreed Order approved by Katherine A. Thomas, MN, RN, FAAN, Executive Director, on May 18, 2023.

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 Agreed 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 Army Practical Nurse Course, Fort Sam Houston, Texas, on February 13, 2008. Respondent was licensed to practice vocational nursing in the State of Texas on August 5, 2008.
5. Respondent's nursing employment history includes:

9/2008 – 2/2021                      Unknown

Respondent's nursing employment history continued:

3/2021 – Unknown	RN	Cross Country Healthcare Boca Raton, Florida
4/2021 – 6/2021	RN	University Medical Center of El Paso, El Paso, Texas

6. At the time of the incident, Respondent was employed as a Registered Nurse with Cross Country Agency, Boca Raton, Florida, and had been in that position for three (3) months.
7. On or about June 11, 2021, through July 10, 2021, while utilizing a privilege to practice from the State of Colorado, and employed as a Registered Nurse with Cross Country Agency, Boca Raton, Florida, and assigned to work in the COVID ICU of University Medical Center of El Paso, El Paso, Texas, Respondent submitted fraudulent time card documents for shifts she did not work, including shifts that were past her termination date of June 10, 2021. In addition, the fraudulent timecards contained the forged signatures of two (2) staff members. Consequently, Respondent received payment for hours she did not work, which she repaid. Respondent's conduct was likely to defraud and deceive the facility of money paid to Respondent for hours not actually worked.
8. On or about June 22, 2022, Respondent received a Stipulation and Final Agency Order from the Colorado State Board of Nursing, wherein Respondent's license was admonished. A copy of the Stipulation and Final Agency Order from the Colorado State Board of Nursing dated June 22, 2022, is attached, and incorporated herein by reference as part of this Pleading.
9. In response to Findings of Fact Numbers Seven (7) and Eight (8), Respondent states she turned in timecards after she terminated her contract. Respondent states she kept the money in a savings account, and when Cross Country reached out to her, she accepted full responsibility and repaid the money in full. Respondent states she has been compliant with the State of Colorado's order and enrolled in the PROBE ethics class to comply with the stipulation on her license.
10. Formal Charges were filed on April 11, 2023.

#### 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(6)(A)&(6)(H).
4. The evidence received is sufficient cause pursuant to Section 301.452(b)(8)&(10), Texas Occupations Code, to take disciplinary action against Vocational Nurse License Number 216973, heretofore issued to MARY ELIZABETH LEWIS AKA MARY ELIZABETH YOUNGER.
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.

### **TERMS OF ORDER**

#### **I. SANCTION AND APPLICABILITY**

IT IS THEREFORE AGREED and ORDERED that RESPONDENT SHALL receive the sanction of **WARNING WITH STIPULATIONS** in accordance with the terms of this Order.

- A. This Order SHALL apply to any and all future licenses issued to RESPONDENT to practice nursing in the State of Texas.
- B. This Order SHALL be applicable to RESPONDENT'S nurse licensure compact privileges, if any, to practice nursing in the State of Texas.
- C. As a result of this Order, RESPONDENT'S license(s) will be designated "single state" as applicable and RESPONDENT may not work outside the State of Texas in another nurse licensure compact party state using a Texas compact license.

#### **II. COMPLIANCE WITH LAW**

While under the terms of this Order, RESPONDENT agrees to comply in all respects with the Nursing Practice Act, Texas Occupations Code, §§301.001 *et seq.*, the Rules and Regulations Relating to Nursing Education, Licensure and Practice, 22 TEX. ADMIN. CODE §§211.1 *et seq.*, and this Agreed Order.

#### **III. UNDERSTANDING BOARD ORDERS**

Within thirty (30) days of entry of this Order, RESPONDENT must successfully complete the Board's online course, "Understanding Board Orders", which can be accessed on the Board's website from the "Discipline & Complaints" drop-down menu or directly at: <http://www.bon.texas.gov/UnderstandingBoardOrders/index.asp>. Upon successful completion, RESPONDENT must submit the course verification at the conclusion of the course, which automatically transmits the verification to the Board.

**IV. COMPLY WITH OTHER STATE'S ORDER**

RESPONDENT SHALL fully comply with all the terms and conditions of the Order of the Board issued to Respondent on June 22, 2022, by the State of Colorado Board of Nursing. RESPONDENT SHALL CAUSE the State of Colorado Board of Nursing to submit reports at the end of each three (3) month quarterly period, on forms provided by the Texas Board, that RESPONDENT is in compliance with the Order of the Board, and RESPONDENT SHALL cause the State of Colorado Board of Nursing to submit written verification of Respondent's successful completion of that Order.

**V. SUBSEQUENT CRIMINAL PROCEEDINGS**

IT IS FURTHER AGREED, should the RESPONDENT'S conduct, as outlined in the findings of fact of this Agreed Order, result in subsequent judicial action, including a deferred disposition, RESPONDENT may be subject to further disciplinary action, up to, and including, revocation of RESPONDENT'S license(s) to practice nursing in the State of Texas.

**VI. RESTORATION OF UNENCUMBERED LICENSE(S)**

Upon full compliance with the terms of this Agreed Order, all encumbrances will be removed from RESPONDENT'S license(s) and/or privilege(s) to practice nursing in the

State of Texas and, subject to meeting all existing eligibility requirements in Texas Occupations Code Chapter 304, Article III, RESPONDENT may be eligible for nurse licensure compact privileges, if any.

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RESPONDENT'S CERTIFICATION

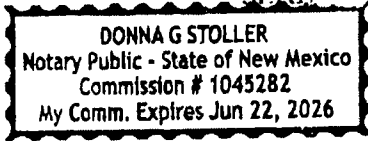
I understand that I have the right to legal counsel prior to signing this Order. I waive representation by counsel. I have reviewed this Order. I neither admit nor deny the violation(s) alleged herein. By my signature on this Order, I agree to the entry of this Order, and any conditions of said Order, to avoid further disciplinary action in this matter. I waive judicial review of this Order. I understand that this Order is subject to ratification by the Texas Board of Nursing and a copy of this Order will be mailed to me once the Order becomes effective. 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 possible revocation of my license(s) and/or privileges to practice nursing in the State of Texas, as a consequence of my noncompliance.

Signed this 7<sup>th</sup> day of November, 2022.

*M. Lewis* now known as  
MARY ELIZABETH LEWIS, RESPONDENT *M. Young*  
Now known as *Mary Elizabeth Young*

Sworn to and subscribed before me this 7<sup>th</sup> day of November, 2022, by Mary Elizabeth Young  
*Mary Elizabeth Young*

SEAL



Notary Public in and for the State of New Mexico  
County of Dona Ana

WHEREFORE, PREMISES CONSIDERED, the Texas Board of Nursing does hereby ratify and adopt the Agreed Order that was signed on the 7<sup>th</sup> day of November, 2023, by MARY ELIZABETH LEWIS AKA MARY ELIZABETH YOUNGER, Vocational Nurse License Number 216973, and said Agreed Order is final.

Effective this 12<sup>th</sup> day of December, 2023.

Kristin K. Benton, DNP, RN  
Kristin K. Benton, DNP, RN  
Executive Director on behalf  
of said Board



I do hereby certify the foregoing to be a true copy of the document which is on file or is of record in my office

*L. Mulvaney*  
Authorized Signature

6/22/22

BEFORE THE STATE BOARD OF NURSING

STATE OF COLORADO

Case No. 2021-6390

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**STIPULATION AND FINAL AGENCY ORDER**

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IN THE MATTER OF DISCIPLINARY PROCEEDINGS REGARDING THE LICENSE TO PRACTICE PROFESSIONAL NURSING IN THE STATE OF COLORADO OF MARY LEWIS, RN, LICENSE NO. RN 1658478,

Respondent.

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IT IS HEREBY STIPULATED by and between the State Board of Nursing, Inquiry Panel A (the "Board"), and Mary Lewis, RN ("Respondent"), as follows:

1. Respondent was licensed to practice as a professional nurse in the state of Colorado on November 2, 2018, has been licensed at all relevant times herein, and is now so licensed.

2. The Board has jurisdiction over the person of Respondent and the subject matter of this Stipulation and Final Agency Order ("Order").

3. It is the intent of the parties and the purpose of this Order to provide for a settlement of all matters set forth in case number 2021-6390 only, without the necessity of holding a formal disciplinary hearing. This Order constitutes the entire agreement between the parties, and there are no other agreements or promises, written or oral, which modify, interpret, construe, or affect this Order.

4. Respondent understands that:

a. Respondent has the right to be represented by an attorney of Respondent's choice, and Respondent has voluntarily chosen to proceed without representation;

b. Respondent has the right to a formal disciplinary hearing pursuant to sections 12-255-119 and 24-4-105, C.R.S.;

c. By entering into this Order, Respondent knowingly and voluntarily waives the right to a hearing, admits the facts contained in this Order, and relieves the Board of its burden of proving such facts;

d. By entering into this Order, Respondent knowingly and voluntarily waives the right to present a defense by oral and documentary evidence, and to cross-examine witnesses who would testify on behalf of the Board;



e. By entering into this Order, Respondent knowingly and voluntarily waives the right to seek judicial review of this Order; and

f. By entering into this Order, Respondent agrees that during the effective period of this Order any license issued by the State of Colorado shall be a single state license without multistate license privilege to practice in other states, except as otherwise provided in this Order.

5. Respondent admits as follows:

a. At times relevant to Board Case No. 2021-6390, Respondent was practicing as a nurse in El Paso Texas under her Colorado multistate license.

b. Respondent was working "travel" assignments through Cross Country Healthcare Staffing ("Cross Country") and was on assignment with the University Medical Center of El Paso ("UMC").

c. Respondent submitted to timecards to Cross Country indicating that she worked at UMC from June 11 through 20, 2021, June 22 through 28, 2021, and June 30, 2021, as well as timecards for July 1 through 4, 2021 and July 6 through 10, 2021. Respondent did not work at UMC those days and forged her supervisor's signature on her timesheets.

d. Respondent did not work at UMC after August 21, 2021, and submitted false timecards to Maxim. Respondent was paid for the false timecards she submitted, but has repaid the money.

6. By virtue of the facts admitted in paragraph 5 above, Respondent admits, and the Board hereby finds, that Respondent is subject to discipline pursuant to section 12-255-120(1)(l), C.R.S.

7. The Board is authorized by section 12-255-119(4)(c)(III), C.R.S., to order appropriate disciplinary sanctions as set forth in this Order.

8. The Board is authorized to suspend, revoke, impose an administrative fine, or otherwise discipline any licensee as provided in section 12-255-107(1)(c), C.R.S., for any of the following:

**12-255-120. Grounds for discipline.** (1) "Grounds for discipline," as used in this article 255, means any action by any person who:

(l) Has engaged in any conduct that would constitute a crime as defined in title 18 and that relates to the person's employment as a practical or professional nurse. In conjunction with any disciplinary proceeding pertaining to this subsection (1)(l), the board shall be governed by the provisions of sections 12-20-202 (5) and 24-5-101.

## **ADMONISHMENT**

9. This Order is effective as a letter of admonition under section 12-255-119(3)(c)(IV), C.R.S., and Respondent is hereby admonished for the acts and omissions described in paragraph 5, above. As part of the admonishment, Respondent agrees to all terms and conditions of this Order.

10. By entering into this Order, Respondent agrees to waive the right provided by section 12-20-404(4), C.R.S., to contest this letter of admonition.

## **ETHICS COURSE**

11. Respondent shall register for the PROBE: Ethics and Boundaries Program ("PROBE") ([www.cpepd.org](http://www.cpepd.org)) or other comparable ethics course approved in advance by the Board. Respondent shall successfully complete PROBE within twelve (12) months of the effective date of this Order.

12. To successfully complete the course, Respondent must receive a passing evaluation or grade, without any condition or qualification.

13. Respondent shall submit to the Board documentation of successful completion of the ethics course. Such documentation may be subject to the Board's approval. Failure to successfully complete, timely complete, or provide documentation of successful completion is a violation of this Order.

## **OTHER TERMS**

14. Respondent agrees to notify the Board of any change of address, phone number, or email address within 30 days.

15. Respondent agrees to timely respond to Board inquiries regarding the status of Respondent's compliance with the terms of this Order.

16. In the event of relocation to another state, Respondent shall notify the Board of the change of address within 30 days of such relocation. Respondent acknowledges that the Board may notify the Board of Nursing, or the equivalent regulatory agency in any state to which Respondent relocates or applies for a health care license, of the existence and terms of, and Respondent's compliance with, this Order.

17. With regards to the Enhanced Nurse Licensure Compact, sections 24-60-3801 and -3802, C.R.S., Respondent agrees to limit Respondent's practice to the Respondent's home state during the pendency of this Order.

18. Respondent shall comply with all provisions of the Nurse Practice Act, all rules and regulations of the Board, and obey all other state and federal laws while the terms of this Order are in effect.

19. Both parties acknowledge that the terms of this Order were mutually negotiated and determined.

20. Both parties acknowledge that they understand the legal consequences of this Order, both parties enter into this Order voluntarily, and both parties agree that no term or condition of this Order is unconscionable.

21. All costs and expenses incurred by Respondent to comply with this Order shall be the sole responsibility of Respondent, and shall not in any way be the obligation of the Board.

22. This Order shall be effective upon (a) mailing by first-class mail to Respondent at Respondent's address of record with the Board, or (b) service by email on Respondent at Respondent's electronic address of record with the Board. Respondent hereby consents to service by electronic means if Respondent has an electronic address on file with the Board.

23. In the event this Order is not signed by an authorized Board representative, it shall be void and Respondent shall not be bound by any provisions hereof or admissions herein.

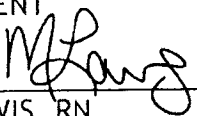
24. Upon becoming effective, this Order and all of its terms shall have the same force and effect as an order entered after a formal hearing pursuant to section 12-255-119(4)(c)(III), C.R.S., except that it may not be appealed. This Order and all of its terms also constitute an order of the Board for purposes of section 12-255-120(1)(g), C.R.S., and any violation of this Order may constitute grounds for further disciplinary sanctions.

25. This Order shall be admissible as evidence at any future hearing before the Board.


26. During the pendency of any action arising out of this Order, the obligations of the parties shall be deemed to be in full force and effect and shall not be tolled.

27. Upon becoming effective, this Order shall become a permanent part of the record and shall be open to public inspection and publicized pursuant to the Board's standard policies and procedures. Additionally, this Order shall be reported to the National Council of State Boards of Nursing, the National Practitioner Data Bank, and as otherwise required by state or federal law.

RESPONDENT

  
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MARY LEWIS, RN

STATE BOARD OF NURSING

  
\_\_\_\_\_  
ROBERTA HILLS  
Program Director  
State Board of Nursing  
1560 Broadway, Suite 1370  
Denver, Colorado 80202

Approved: This 22nd day of June,  
2022.

The FOREGOING Stipulation and Final Agency Order is effective upon  
service to Respondent, on this 22nd day of June, 2022.

