



## Texas Board of Nursing

1801 Congress Avenue, Ste. 10-200, Austin, Texas 78701

Phone: (512) 305-7400 Fax: (512) 305-7401

[www.bon.texas.gov](http://www.bon.texas.gov)

**Kristin K. Benton, DNP, RN**  
*Executive Director*



March 27, 2024

Certified Mail No. 9214 8901 9403 8300 0054 7565 01  
Return Receipt Requested, Copy Via USPS First Class Mail

Rachel Lynn Veitenheimer  
1669 Carter Rd  
Wichita Falls, TX 76310

Dear Ms. Veitenheimer:

Your Petition for Licensure Reinstatement and the supporting information related to your potential ineligibility for relicensure was considered by the Executive Director.

Pursuant to the Occupations Code §§301.257, 301.452, and 301.453, you have been found to be ineligible for reinstatement of licensure as a nurse in the State of Texas based upon the grounds discussed below. **This is a final determination of licensure reinstatement denial.**

Our records indicate the following:

On or about July 25, 2019, your license to practice nursing was issued a Reprimand with Stipulations through an Agreed Order by the Board based on the following:

- On or about January 6, 2019, while employed as a Registered Nurse with University Park Nursing and Rehabilitation, Wichita Falls, Texas, you destroyed Patient MM's controlled drug count sheet and falsely documented a new controlled drug count sheet. Furthermore, you wrote "rewritten due to error" on the top of the new controlled drug count sheet and initialed it, told a peer she had rewritten it so she would not lose her job, and admitted she put the original controlled drug count sheet in the shred box.

On or about August 30, 2019, your license to practice nursing was Voluntarily surrendered through an Agreed Order by the Board based on the following:

- On or about June 19, 2019, the Board provided notice to you that an investigation was being initiated into alleged violations of the Nursing Practice Act and/or the Board's Rules and Regulations Relating to Nurse Education, Licensure, and Practice, as follows:
  - On or about May 14, 2019, through June 12, 2019, while employed as a Registered Nurse with North Texas State Hospital, Wichita Falls, Texas, you withdrew medications from the medication dispensing system for patients without valid physician's orders.

**Kathy Shipp, MSN, APRN, FNP**  
*Lubbock, President*

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

- On or about May 14, 2019, through June 12, 2019, while employed as a Registered Nurse with North Texas State Hospital, Wichita Falls, Texas, you withdrew medication from the medication dispensing system for patients but failed to document and/or accurately and completely document the administration of the medication in the patients' Medication Administration Record (MAR) and/or Nurses' Notes.
- On or about May 14, 2019, through June 12, 2019, while employed as a Registered Nurse with North Texas State Hospital, Wichita Falls, Texas, you withdrew medication from the medication dispensing system for patients but failed to follow the facility's policy and procedure for wastage of the unused portions of the medications.
- On or about May 14, 2019, through June 12, 2019, while employed as a Registered Nurse with North Texas State Hospital, Wichita Falls, Texas, you misappropriated medications belonging to the facility and patients thereof, or failed to take precautions to prevent such misappropriation.
- On or about June 14, 2019, while employed as a Registered Nurse with North Texas State Hospital, Wichita Falls, Texas, you exhibited conduct that may have prevented her from practicing nursing with reasonable skill and safety in that, you threatened to harm herself with a weapon.

On or about August 21, 2023, you completed a forensic psychological evaluation, performed by Kit W. Harrison, Ph.D. According to Dr. Harrison there is a strong indication that you are currently abusing prescription medications, illicit drugs, or both. Drug use constitutes both a statement of resentful independence from the moral restrictions of what you perceive as a hypocritical society and a means by which you are able to relax your inner conflicts. Moreover, you may use drugs to free yourself from the compunctions that block the fulfillment of your more narcissistic indulgences and the expression of your less charitable impulses. You also have a high probability of having a substance use disorder. Your polygraph examination results were valid and showed no deception. The results are suggestive of continued substance use disorder features. You're currently consuming alcohol and remain on probation for a period of 2 more years. Based on these results, the conclusion about your fitness to practice nursing cannot be reliably established. You would require more reinforcement on recovery and sobriety to further establish her credentials.

You are subject to denial of licensure for this conduct pursuant to the following subsections of the Occupations Code §301.452(b):

- §301.452(b)(12): "lack of fitness to practice because of a mental or physical health condition that could result in injury to a patient or the public;"

The Board also requires petitioners to demonstrate their ability to consistently conform to the requirements of the Nursing Practice Act, the Board's Rules and Regulations, and generally accepted standards of nursing practice; to possess good professional character; and to pose no threat to the health and safety of patients and the public. The Board has adopted a rule, located at 22 Tex. Admin. Code §213.27, that sets forth the factors and disciplinary and eligibility policies and guidelines that must be used in evaluating good professional character in eligibility and disciplinary matters. Based upon the factors specified in §213.27, you have failed to provide sufficient evidence of good professional character required by §213.27.

Rachel Lynn Veitenheimer  
March 27, 2024  
Page 3

The Board has also adopted a rule, located at 22 Tex. Admin. Code §213.29(d)(1), regarding "Substance Use Disorders and Abuse/Misuse of Alcohol or Drugs" related to fitness to practice, which states: "Individuals who have been diagnosed, treated, or hospitalized for a substance use disorder that may impair their ability to practice nursing safely, will, at a minimum, be required to demonstrate sobriety and abstinence from drugs and alcohol for a minimum of twelve consecutive months, through verifiable and reliable evidence, in order to obtain or retain licensure. Verifiable and reliable evidence of sobriety and abstinence from drugs and alcohol may include evidence of the completion of inpatient, outpatient, or aftercare treatment, random drug screens, individual or group therapy, and/or support group attendance." You have failed to provide proof of sobriety in accordance with the requirements of 22 Tex. Admin. Code §213.29(d)(1).

Texas Occupations Code Chapter 301, as well as the Board's rules, 22 Tex. Admin. Code §213.27; §213.29-§213.33, and the Board's Disciplinary Sanction Policies are hereby incorporated by reference herein and may be located on the Board's website at [www.bon.texas.gov](http://www.bon.texas.gov).

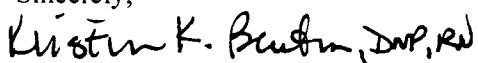
You will not be allowed to petition for reinstatement until at least one (1) year from the date of this denial and until you have satisfied any conditions outlined in your order and any requirements required by law at the time of your application.

Due to this denial, you have the right to a public hearing before an Administrative Law Judge with the State Office of Administrative Hearings. Should you decide to appeal the decision to deny you licensure, please submit a written request for a public hearing, to the attention of Office of General Counsel, 1801 Congress Avenue, Suite 10-200, Austin, Texas, 78701. Your written request to appeal this decision must be received in our office within sixty (60) days of the date of this letter. Further, if this office receives information regarding additional criminal conduct or behavior that has not been previously disclosed to or discovered by this office, please be advised that evidence of such additional criminal conduct or behavior may be used against you during the public hearing in this matter to show that you lack the good professional character and other requirements for licensure.

Further, should the decision to deny your licensure be upheld by the State Office of Administrative Hearings, you will be entitled to judicial review by filing an action in the district court of Travis County, Texas. A petition for such an action must be filed not later than the 30<sup>th</sup> day after the date the licensing authority's decision is final and appealable.

If you have any questions, please contact Enforcement at (512) 305-6838.

Sincerely,



Kristin K. Benton, DNP, RN  
Executive Director

KKB/143

J5(2024.03.27)