

5. Respondent's professional employment history includes:

December 18, 1997 - March 15, 1998	Employment Unknown
March 16, 1998 - November 23, 1999	Staff Nurse Lakeland Medical Center New Orleans, Louisiana
February 18, 2000 - September 4, 2001	Staff Nurse Lifecare Hospital Chalmette, Louisiana
September 5, 2001 - March 7, 2002	Employment Unknown
March 8, 2002 - present	Agency Nurse Matrix Personnel Services, Inc. Houston, Texas
March 18, 2002 - present	Staff Nurse Conroe Regional Medical Center Conroe, Texas

6. On or about May 16, 2000, Respondent's license to practice professional nursing was placed on probation for one (1) year by the Louisiana State Board of Nursing, Metairie, Louisiana. A copy of the May 16, 2000, Order of the Board is attached and incorporated by reference as part of this Order.
7. On or about September 25, 2000, Respondent submitted to a psychological evaluation performed by Dean A. Hickman, M.D. The evaluator concluded that, "Based on the information available to me at this time, I feel that Ms. Bonnette can return to her nursing duties and practice in a safe and competent fashion. I support the Consent Order, which includes random drug screening through May 2001 and also support the ban on alcohol and all unprescribed mood-altering substances and medication notification through May 2001."
8. On or about May 16, 2001, Respondent successfully completed her probation as ordered by the Louisiana State Board of Nursing.
9. On or about August 7, 2001, Respondent submitted a Temporary License/Endorsement Application requesting a determination of eligibility for licensure in compliance with 301.260 *et seq.*, Texas Occupations Code.
10. On or about November 2, 2001, Respondent was issued an Eligibility Agreed Order by the Board of Nurse Examiners for the State of Texas, granting her licensure to practice professional nursing in the State of Texas, with the condition that she apply to and be accepted into the Texas Peer Assistance Program for Nurses (TPAPN). A copy of the November 2, 2001, Order of the Board is attached and incorporated by reference as a part of this order.

11. On or about December 27, 2001, Respondent attempted to apply with TPAPN and submitted to a chemical dependency evaluation performed by W. Larry Kellen, MA, LCDC. The evaluator concluded that Respondent was not chemically dependent, therefore she would not be appropriate for the TPAPN.

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 of Section 301.452(b)(8), Texas Occupations Code.
4. The evidence received is sufficient cause pursuant to Section 301.452(b), Texas Occupations Code, to take disciplinary action against License Number 682403, heretofore issued to AMANDA JAIN MOSSMAN-BONNETTE, including revocation of Respondent's professional license to practice nursing in the State of Texas.

ORDER

IT IS THEREFORE AGREED and ORDERED, subject to ratification by the Board of Nurse Examiners, that RESPONDENT SHALL receive the sanction of Remedial Education, and RESPONDENT SHALL comply in all respects with the Nursing Practice Act, Revised Civil Statutes of Texas as amended, Texas Occupations Code, §§301.001 *et seq.*, the Rules and Regulations Relating to Professional Nurse Education, Licensure and Practice, 22 TEX. ADMIN. CODE §211.01 *et seq.* and this Order.

IT IS FURTHER AGREED and ORDERED that this Order SHALL be applicable to Respondent's multistate licensure privilege, if any, to practice professional nursing in the State of Texas.

IT IS FURTHER AGREED and ORDERED that while Respondent's license is encumbered by this Order, Respondent may not work outside the State of Texas pursuant to a multistate licensure privilege without the written permission of the State of Texas and the Board of

Nursing in the party state where Respondent wishes to work.

IT IS FURTHER AGREED that:

(1) RESPONDENT SHALL deliver the wallet-size license issued to AMANDA JAIN MOSSMAN-BONNETTE to the office of the Board of Nurse Examiners within ten (10) days of the date of ratification of this Order for appropriate notation.

(2) RESPONDENT SHALL, within one (1) year of entry of this Order, successfully complete a course in nursing jurisprudence. RESPONDENT SHALL obtain Board approval of the course prior to enrollment. Home study courses and video programs will not be approved. In order for the course to be approved, the target audience shall include Registered Nurses. It shall be a minimum of six (6) contact hours in length. The course's content shall include the Nursing Practice Act, standards of practice, and documentation of care. Courses focusing on malpractice issues will not be accepted. RESPONDENT 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 RESPONDENT'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.

IT IS FURTHER AGREED, that upon full compliance with the terms of this Order, RESPONDENT SHALL be issued an unencumbered license and multistate licensure privileges, if any, to practice professional nursing in the State of Texas.

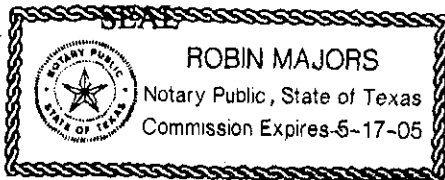
RESPONDENT'S CERTIFICATION

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 alleged herein. By my signature on this Order, I agree to the Findings of Fact, Conclusions of Law, 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 when this Order becomes final and the terms of this Order become effective, a copy will be mailed to me. 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 to practice professional nursing in the State of Texas, as a consequence of my noncompliance.

Signed this 18 day of July, 2002.


AMANDA JAIN MOSSMAN-BONNETTE, RESPONDENT

Sworn to and subscribed before me this 18th day of July, 2002.



Robin Majors
Notary Public in and for the State of Texas

WHEREFORE, PREMISES CONSIDERED, the Executive Director, on behalf of the Board of Nurse Examiners for the State of Texas, does hereby ratify and adopt the Agreed Order that was signed on the 18th day of July, 2002, by AMANDA JAIN MOSSMAN-BONNETTE, License Number 682403, and said Order is final.

Effective this 31st day of July, 2002.



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

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BEFORE THE BOARD OF NURSE EXAMINERS
FOR THE STATE OF TEXAS

In the Matter of	§	ELIGIBILITY
AMANDA JAIN MOSSMAN-BONNETTE	§	
APPLICANT for Eligibility for	§	AGREED ORDER
Licensure	§	

On the date entered below, the Board of Nurse Examiners for the State of Texas, hereinafter referred to as the Board, considered the Temporary License/Endorsement Application and supporting documents filed by AMANDA JAIN MOSSMAN-BONNETTE, hereinafter referred to as APPLICANT, together with any documents and information gathered by staff and APPLICANT's Certificate contained herein. Information received by the Board produced evidence that APPLICANT may have violated 301.452(b)(8), Texas Occupations Code.

APPLICANT waived representation by counsel, notice and hearing, and agreed to the entry of this Order offered on August 31, 2001, by Katherine A. Thomas, MN, RN, Executive Director.

FINDINGS OF FACT

1. On or about August 7, 2001, Applicant submitted a Temporary License/Endorsement Application requesting a determination of eligibility for licensure in compliance with 301.260 *et seq.*, Texas Occupations Code.
2. Applicant waived representation, notice, administrative hearing, and judicial review.
3. Applicant graduated with an Associate Degree in Nursing from Charity School of Nursing, New Orleans, Louisiana, on December 1997.
4. Applicant completed the application for licensure by endorsement and answered "yes" to Question Number Ten (10), which reads as follows: "Have you ever had disciplinary action taken against your license by any licensing/certifying authority in any country, state, province or territory?"

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5. On May 16, 2000, Applicant's license to practice professional nursing was placed on probation for one (1) year by the Louisiana State Board of Nursing, Metairie, Louisiana. A copy of the May 16, 2000, Order of the Board is attached and incorporated by reference as part of this Order.
6. On or about May 16, 2001, Applicant fulfilled the provisions of the sanction placed on Applicant's license by the Louisiana State Board of Nursing on May 16, 2000.
7. Applicant presented evidence of current fitness to practice professional nursing.
8. The safety of patients and the public requires that all persons licensed to practice nursing be fit, sober, and able to consistently practice nursing in autonomous roles under demanding and stressful conditions.
9. The Executive Director considered evidence of Applicant's substance abuse and subsequent rehabilitation as provided in §213.29, 22 Texas Administrative Code.
10. Licensure of Applicant poses no direct threat to the health and safety of patients or the public provided Applicant complies with the stipulations outlined in this Order.
11. The Executive Director's review of the grounds for potential ineligibility has been made on the basis of the information provided by Applicant.
12. The Board has determined that the Applicant for licensure who has not been fit and sober for a period of at least five (5) continuous years [sixty (60) continuous months], poses a direct threat to the health and safety of patients and the public and should not be issued an unencumbered license.
13. Applicant has sworn that, with the exception of matters disclosed in connection with the Temporary License/Endorsement Application, her past behavior conforms to the Board's professional character requirements. Applicant presented no evidence of behavior which is inconsistent with the Board's character requirements in 22 Texas Administrative Code §213.27.
14. On August 13, 2001, the Executive Director considered evidence of Applicant's past behavior in light of the character factors set out in 22 Texas Administrative Code §213.27 and determined that Applicant currently demonstrates the criteria required for good professional character.
15. In consideration of Applicant's past conduct and subsequent evidence of rehabilitation, the Executive Director finds that Applicant should be declared conditionally eligible for licensure as a Registered Nurse in Texas.

Amanda Mossman-Bonnette:063

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16. The Board may license an individual with prior behaviors inconsistent with the Board's character requirements if, upon evaluation of the factors in 22 Texas Administrative Code §213.27, the Board is satisfied that the individual is able to consistently conform her conduct to the requirements of the Nursing Practice Act, the Board's Rules and Regulations, and generally accepted standards of nursing practice.
17. Applicant's compliance with the terms of a Board approved peer assistance program should be sufficient to protect patients and the public.

CONCLUSIONS OF LAW

1. The Board of Nurse Examiners has jurisdiction over this matter pursuant to Section 301.453 *et seq.*, Texas Occupations Code.
2. Applicant has submitted an application in compliance with Section 301.260 *et seq.*, Texas Occupations Code.
3. Applicant shall immediately notify the Board of any fact or event that could constitute a ground of ineligibility for licensure under Section 301.452 *et seq.*, Texas Occupations Code.
4. The Board of Nurse Examiners may license an individual who has a history of substance abuse, after consideration of the criteria set out in 22 Texas Administrative Code §213.29, the Board determines the Applicant does not currently pose a direct threat to the health and safety of patients or the public.
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 Texas Administrative Code §213.27, the Board is satisfied that the individual is able to consistently conform her conduct to the requirements of the Nursing Practice Act, the Board's Rules and Regulations, and generally accepted standards of nursing practice.
6. The Board may, in its discretion, order a Applicant, upon initial licensure as a registered nurse, to participate in a peer assistance program approved by the Board if the nurse would otherwise have been eligible for referral to peer assistance pursuant to Section 301.410, Texas Occupations Code.

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ORDER

IT IS THEREFORE AGREED that the application of AMANDA JAIN MOSSMAN-BONNETTE, APPLICANT, is hereby conditionally GRANTED and shall be subject to conditions.

(1) APPLICANT shall obtain and read the Texas Nursing Practice Act, and the Rules and Regulations Relating to Professional Nurse Education, Licensure and Practice.

(2) IT IS FURTHER ORDERED that APPLICANT SHALL comply in all respects with the Nursing Practice Act, Revised Civil Statutes of Texas as amended, Texas Occupations Code §§301.001 *et seq.*, the Rules and Regulations Relating to Professional Nurse Education, Licensure and Practice, 22 TEX. ADMIN. CODE §211.01 *et seq.* and this Order.

(3) IT IS FURTHER AGREED and ORDERED that this Order SHALL be applicable to APPLICANT's multistate licensure privilege, if any, to practice professional nursing in the State of Texas.

(4) IT IS FURTHER AGREED and ORDERED that while APPLICANT's license is encumbered by this Order the APPLICANT may not work outside the State of Texas pursuant to a multistate licensure privilege without the written permission of the State of Texas and the Board of Nursing in the party state where APPLICANT wishes to work.

IT IS FURTHER AGREED and ORDERED that APPLICANT, upon initial licensure, SHALL comply with the following conditions for such a time as is required for APPLICANT to successfully complete the Texas Peer Assistance Program for Nurses (TPAPN):

(1) APPLICANT SHALL apply to and be accepted into the TPAPN.

(2) Upon acceptance into the TPAPN, APPLICANT SHALL waive confidentiality and provide a copy of the executed TPAPN contract to the Board of Nurse Examiners.

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(3) Upon verification by the Board of APPLICANT's acceptance into TPAPN and APPLICANT's payment of the necessary fees, APPLICANT SHALL be issued a license to practice professional nursing in the State of Texas.

(4) APPLICANT SHALL comply with all requirements of the TPAPN contract during its term.

(5) APPLICANT SHALL CAUSE the TPAPN to notify the Board of Nurse Examiners of any violation of the TPAPN contract.

IT IS FURTHER AGREED, SHOULD APPLICANT fail to comply with this Order or the terms of the participation agreement with the TPAPN, such noncompliance will result in further disciplinary action including revocation of APPLICANT's license to practice professional nursing in the State of Texas.

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APPLICANT'S CERTIFICATION

I am the Applicant in this matter. I have fully and truthfully disclosed all relevant information in conformity with Rule 213.29 at Texas Administrative Code. I certify that my past behavior, except as disclosed in my Temporary License/Endorsement Application, has been in conformity with the Board's professional character rule. I have provided the Board with complete and accurate documentation of my past behavior 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 Section 301.257, Texas Occupations Code, Section 301.452 (a),(b) and (c), Texas Occupations Code, and Chapter 53, Section 53.001 *et seq.*, Texas Occupations Code, and Board Rules 213.27, 213.28, and 213.29 at Texas Administrative Code, which are incorporated by reference as a part of this Order. I agree with all terms of this Order, including the Findings of Fact and Conclusions of Law and any stipulations set out in this Order. I acknowledge that this Order is stipulated and I understand that I am not eligible to receive a Graduate Nurse Permit to practice. I agree to inform the Board of any other fact or event that could constitute a ground for denial of licensure prior to registering for the NCL EX-RN[®] Examination or accepting any permit or license from the Board of Nurse Examiners.

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 to practice professional 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 Executive Director of the Board of Nurse Examiners enter this Order.

Signed this 20th day of October, 2001.

[Signature]
AMANDA JAIN MOSSMAN-BONNETTE, APPLICANT

Sworn to and subscribed before me this 20th day of October, 2001.

[Signature]

Notary Public in and for the State of Texas

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WHEREFORE, PREMISES CONSIDERED, the Executive Director on behalf of the Board of Nurse Examiners for the State of Texas does hereby ratify and adopt the Order of Conditional Eligibility that was signed on the 29th day of October, 2001, by AMANDA JAIN MOSSMAN-BONNETTE, APPLICANT, for Temporary License/Endorsement Application, and said Order is final.

Entered and effective this 2nd day of November, 2001.

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

- Attachments: Section 301.257, Texas Occupations Code
- Section 301.452(a),(b) and (c), Texas Occupations Code
- Section 301.453, Texas Occupations Code
- Rule 213.27, 22 Texas Administrative Code
- Rule 213.28, 22 Texas Administrative Code
- Rule 213.29, 22 Texas Administrative Code
- Chapter 53, Sec. 53.001 et seq., Texas Occupations Code

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LOUISIANA STATE BOARD OF NURSING
METAIRIE, LOUISIANA

IN THE MATTER OF:

Amanda M. Bonnette
610 Mayflower Drive
Metairie, LA 70001
Respondent

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CONSENT ORDER

TERMS AGREED TO BY LICENSEE

I, Amanda M. Bonnette, voluntarily agree to sign and have witnessed terms of agreement for the purpose of avoiding formal administrative proceedings with the Louisiana State Board of Nursing.

I, Amanda M. Bonnette, do say that I freely, knowingly and voluntarily enter into this agreement. I understand that I have a right to a hearing in this matter and I freely waive such right. I understand that I have a right to legal counsel prior to entering into this agreement. I acknowledge that the Louisiana State Board of Nursing makes the following FINDINGS OF FACT:

1. That on February 23, 1998, Respondent was licensed by examination to practice as a registered nurse in Louisiana.
2. That on November 25, 1999, while employed as a registered nurse at Lakeland Medical Center, New Orleans, LA, Respondent, reported a narcotics discrepancy when she discovered that 12 Xanax were missing from a medication drawer on the unit. All staff on duty at that time were requested to submit to a drug screen. Respondent submitted to a drug screen which tested positive for THC and cocaine.
3. That on November 26, 1999, Respondent went to her Nurse Manager and stated that she felt her drug screen would be positive because she had recently smoked marijuana.
4. That on December 2, 1999, Respondent met in conference with the Consultant for Impaired Professionals to discuss the Recovering Nurse Program. She denied having a drug problem and denied chemical dependency. She declined entry into the program.
5. That on December 12, 1999, Respondent resigned from employment at Lakeland Medical Center in lieu of termination.
6. That on May 3, 2000, Respondent met in conference with Board staff to discuss these allegations.

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LOUISIANA STATE BOARD OF NURSING
METAIRIE, LOUISIANA

IN THE MATTER OF:

Amanda M. Bonnette
610 Mayflower Drive
Metairie, LA 70001
Respondent

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CONSENT ORDER

TERMS AGREED TO BY LICENSEE (continued)

To facilitate submission of this Consent Order, I do not offer any defense to the **FINDINGS OF FACT**. I agree that the Board has jurisdiction of this matter pursuant to L.R.S. 37:911 et seq. I admit to the findings of fact and I further agree that there is sufficient evidence upon which to predicate a finding of violation of the provisions of L.R.S. 37:921. I agree that the Board may treat the allegations of fact and law as true, which finding shall have the same force and effect as if evidence and argument were presented in support of the allegations and, based thereon, the Board found the allegations to be true. I specifically waive my right to contest these findings in any subsequent proceedings before the Board. I understand that this Consent Order shall constitute a public record and is disciplinary action by the Board. I understand that this will be reported as Positive Drug Screen.

In order to avoid further administrative proceedings, I, Amanda M. Bonnette, hereby consent to accept and abide by the following ORDER of the Board: That Respondent's license be suspended, with a stay of the suspension, and probated for a minimum of twelve (12) months contingent upon adherence to the following stipulations. She shall:

1. Within three (3) days upon signing this Order, send 2000 RN license to the Board office so that the license can be marked "probated".
2. Within sixty (60) days, submit to a comprehensive psychiatric, psychological and substance abuse evaluation by a psychiatrist, clinical psychologist and addictionist who have been approved by the Board; Shall authorize and cause a written report of the said evaluation to be submitted to the Board; Shall include the entire evaluation report including diagnosis, course of treatment, prescribed or recommended treatment, prognosis, and professional opinion as to whether registrant is capable of practicing nursing with reasonable skill and safety to patients.
3. Shall submit a photocopy of all pages of this agreement to the evaluators referenced in the above stipulation.
4. Immediately submit to all treatment, therapy and recommendations of the therapist, physician or treatment team, and cause to have submitted evidence of continued compliance with all recommendations by the respective professional. This stipulation shall continue until the registrant is fully discharged by the respective professionals and until approved by the Board staff.

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LOUISIANA STATE BOARD OF NURSING
METAIRIE, LOUISIANA

IN THE MATTER OF:

Amanda M. Bonnette
610 Mayflower Drive
Metairie, LA 70001
Respondent

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CONSENT ORDER

TERMS AGREED TO BY LICENSEE (continued)

5. If the evaluations give any treatment recommendations or findings to warrant concern for patient safety, shall meet with Board or Board staff. Must demonstrate, to the satisfaction of the Board, that she poses no danger to the practice of nursing or to the public and that she can safely and competently perform the duties of a registered nurse. If the Board approves licensure, a period of probation, along with supportive conditions or stipulations, will be required to ensure that patients and the public are protected.

6. If found to be chemically dependent, immediately sign an agreement with the Recovering Nurse Program, and cause to have submitted evidence of compliance with all program requirements.

7. Have supervised random drug and alcohol screens done monthly through an approved LSBN laboratory. Additional screenings may be requested by Board staff. Written reports of same shall be submitted to the Board.

8. Shall remain free of alcohol and all unprescribed mood altering substances. Any mood altering, addictive, or dependency-inducing substances must be currently prescribed for a bona-fide medical condition by a physician knowledgeable about the individual's history and the information underlying the Board's concerns. All prescribed drugs must be verified in writing to the Board on a specified form by the individual and the prescribing physicians within five (5) days of this date, and within five (5) dates of any new prescriptions. The Board reserves the right to have a LSBN recognized addictionist review and approve the prescriptions for continued nursing practice.

9. Immediately inform all nursing employers of these disciplinary measures and of the probationary status of her license. Shall cause all employers to submit, in writing to the Board, that they have reviewed this Order. Have all immediate nursing supervisors submit a performance evaluation report quarterly. Quarterly reports are due on or before the first day of January, April, July, and October.

10. Work in a restrictive environment as a member of a treatment team rather than alone or with a few employees. Not be employed in agency/staffing/pool, home health service, or nursing homes. Additionally not be employed in any unsupervised setting. Must be supervised by another registered nurse.

11. Immediately, and within 72 hours, inform the Board in writing of any change in her address.

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LOUISIANA STATE BOARD OF NURSING
METAIRIE, LOUISIANA

IN THE MATTER OF:

Amanda M. Bonnette
610 Mayflower Drive
Metairie, LA 70001
Respondent

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CONSENT ORDER

TERMS AGREED TO BY LICENSEE (continued)

- 12. Immediately inform the Board in writing of all places of employment. If any employment change, the Board shall be notified in writing within 72 hours of such a change.
- 13. Within ninety (90) days, submit \$200.00 as cost for this Consent Order.
- 14. Beginning June 1, 2000, and by the first of each month, submit \$25.00 monitoring fee to the Louisiana State Board of Nursing.
- 15. This period of probation shall continue until Respondent shall engage in the practice of professional nursing in Louisiana for a minimum of twenty four (24) hours per week for a minimum of six (6) consecutive months.
- 16. Not have any misconduct, criminal violations, or violations of any health care regulations reported to the Board related to this or any other incidents.
- 17. Failure to comply with the above stipulations, receipt of an unfavorable report, or non-receipt of reports on or before the date due shall result in the immediate suspension of this registrant's license.

I, Amanda M. Bonnette, understand that this agreement is effective immediately upon signature of the Executive Director. It is also understood that this agreement does not preclude the Board of Nursing from requiring a formal hearing of my case. I further understand that should the Consent Order not be accepted by the Board, I agree that presentation to and consideration of the Consent Order, the documentary evidence and information by the Board shall not unfairly or illegally prejudice the Board or any of its members from participation in hearings or other proceedings pertaining to these or other matters regarding this registrant.

Amanda M. Bonnette
Amanda M. Bonnette

Dated this 15 day of May, 2000.

Witnesses:

Alice M. Edwards

Shirley King

Approved by and effective date:

LOUISIANA STATE BOARD OF NURSING

Sign date:

DEC 04 2001

Barbara Morvant, MN, RN
Executive Director

BY:

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