

In the Matter of Permanent License  
Number 105786, Issued to  
SHARON GREEN, Respondent

§ BEFORE THE TEXAS  
§  
§ BOARD OF NURSING



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.  
*Patricia P. Thomas*  
Executive Director of the Board

**ORDER OF TEMPORARY SUSPENSION**

TO: Sharon Green  
3214 Broadway  
Kilgore, TX 75662

A public meeting of the Texas Board of Nursing was held on January 27, 2011, at 8:00 A.M. at 333 Guadalupe, Room 2-225, Austin, Texas, in which the Temporary Suspension of Permanent Vocational Nurse License Number 105786, issued to SHARON GREEN was considered pursuant to Section 301.4551, TEXAS OCCUPATIONS CODE. Staff of the Texas Board of Nursing appeared and presented information and evidence concerning the conduct of SHARON GREEN and whether her continued practice as a nurse would constitute a continuing and imminent threat to the public welfare.

After review and due consideration of the evidence and information presented, the Board finds that the following charges are substantiated:

On or about October 27, 2010, Respondent engaged in the intemperate use of Alcohol in that while participating in the Texas Peer Assistance Program for Nurses she submitted a specimen for a random drug screen which resulted positive for Ethyl Glucuronide and Ethyl Sulfate. Additionally, Respondent admitted to drinking Alcohol. The use of Alcohol by a Vocational Nurse, while subject to call or duty, could impair the nurse's ability to recognize subtle signs, symptoms or changes in the patient's condition, and could impair the nurse's ability to make rational, accurate, and appropriate assessments, judgments, and decisions regarding patient care, thereby placing the patient in potential danger.

On or about October 27, 2010, Respondent failed to comply with an Agreed Order issued to her on August 28, 2009, by the Texas Board of Nursing. Non-compliance is the result of Respondent submitting a specimen for a random drug screen which resulted positive for Ethyl Glucuronide and Ethyl Sulfate, which constitutes a failure to comply with her Texas Peer Assistance Program for Nurses (TPAPN) participation agreement, as required by Stipulation Number Three (3) of the Order which reads as follows:

(3) Respondent shall comply with all requirements of the TPAPN participation agreement during its term . . .

On November 3, 2010, Respondent was dismissed from TPAPN and referred to the Board. A copy of the Findings of Fact, Conclusions of Law, and Agreed Order dated August 28, 2009.

The Texas Board of Nursing further finds, after review and due consideration of the evidence and information presented during the open meeting that given the nature of the allegations concerning Respondent's fitness to practice, the continued practice of nursing by SHARON GREEN constitutes a continuing and imminent threat to public welfare and that the temporary suspension of the Vocational Nurse License No. 105786 is justified pursuant to Section 301.4551, TEXAS OCCUPATIONS CODE.

NOW, THEREFORE, IT IS ORDERED that Permanent Certificate Number 105786, issued to SHARON GREEN, to practice nursing in the State of Texas be, and the same is hereby, SUSPENDED IMMEDIATELY in accordance with Section 301.4551, TEXAS OCCUPATIONS CODE.

IT IS FURTHER ORDERED that a probable cause hearing be conducted in accordance with Section 301.455(c) not later than fourteen (14) days following the date of the entry of this order, and a final hearing on the matter be conducted in accordance with 301.455(d) not later than the 61<sup>st</sup> day following the date of the entry of this order.

Entered this 27<sup>th</sup> day of January, 2011.

TEXAS BOARD OF NURSING

BY: *Katherine A. Thomas*  
KATHERINE A. THOMAS, MN, RN  
EXECUTIVE DIRECTOR

**In the Matter of Permanent License  
Number 105786, Issued to  
SHARON GREEN, Respondent**

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§ **BOARD OF NURSING**

### **FORMAL CHARGES**

This is a disciplinary proceeding under Section 301.452(b), Texas Occupations Code. Respondent, SHARON GREEN, is a Vocational Nurse holding license number 105786, which is in Current status at the time of this pleading.

Written notice of the facts and conduct alleged to warrant adverse licensure action was sent to Respondent at Respondent's address of record and Respondent was given opportunity to show compliance with all requirements of the law for retention of the license prior to commencement of this proceeding.

#### **CHARGE I.**

On or about October 27, 2010, Respondent engaged in the intemperate use of alcohol in that while participating in the Texas Peer Assistance Program for Nurses she submitted a specimen for a random drug screen which resulted positive for Ethyl Glucuronide and Ethyl Sulfate. Additionally, Respondent admitted to drinking alcohol. The use of alcohol by a Vocational Nurse, while subject to call or duty, could impair the nurse's ability to recognize subtle signs, symptoms or changes in the patient's condition, and could impair the nurse's ability to make rational, accurate, and appropriate assessments, judgments, and decisions regarding patient care, thereby placing the patient in potential danger.

The above action constitutes grounds for disciplinary action in accordance with Section 301.452(b)(9)&(10), Texas Occupations Code, and is a violation of 22 TEX. ADMIN. CODE §217.12(10)(A).

#### **CHARGE II.**

On or about October 27, 2010, Respondent failed to comply with an Agreed Order issued to her on August 28, 2009, by the Texas Board of Nursing. Non-compliance is the result of the Respondent's submission of a drug screen specimen which resulted positive for Ethyl Glucuronide and Ethyl Sulfate. This positive screen constitutes a failure to comply with her Texas Peer Assistance Program for Nurses (TPAPN) participation agreement, as required by Stipulation Number Three (3) of the Agreed Order which reads as follows:

(3) Respondent shall comply with all requirements of the TPAPN participation agreement during its term . . .

On November 3, 2010, Respondent was dismissed from TPAPN and referred to the Board. A copy of the Findings of Fact, Conclusions of Law, and Agreed Order dated August 28, 2009.

The above action constitutes grounds for disciplinary action in accordance with Section 301.452(b)(1)&(10), Texas Occupations Code, and is a violation of 22 TEX. ADMIN. CODE §217.12(9)&(11)(B).

NOTICE IS GIVEN that staff will present evidence in support of the recommended disposition of up to revocation of Respondent's license to practice nursing in the State of Texas pursuant to the Nursing Practice Act, Chapter 301, Texas Occupations Code and the Board's rules, 22 Tex. Admin. Code §§ 213.27 - 213.33. Additionally, staff will seek to impose on Respondent the administrative costs of the proceeding pursuant to Section 301.461, Texas Occupations Code. The cost of proceedings shall include, but is not limited to, the cost paid by the Board to the State Office of Administrative Hearings and the Office of the Attorney General or other Board counsel for legal and investigative services, the cost of a court reporter and witnesses, reproduction of records, Board staff time, travel, and expenses. These shall be in an amount of at least one thousand two hundred dollars (\$1200.00).

NOTICE IS GIVEN that all statutes and rules cited in these Charges are incorporated as part of this pleading and can be found at the Board's website, [www.bon.state.tx.us](http://www.bon.state.tx.us).

NOTICE IS GIVEN that to the extent applicable, based on the Formal Charges, the Board will rely on Adopted Disciplinary Sanction Policies for Nurses with Substance Abuse, Misuse, Substance Dependency, or other Substance Use Disorder, which can be found at the Board's website, [www.bon.state.tx.us](http://www.bon.state.tx.us).

NOTICE IS GIVEN that, based on the Formal Charges, the Board will rely on the Disciplinary Matrix, which can be found at [www.bon.state.tx.us/disciplinaryaction/discp-matrix.html](http://www.bon.state.tx.us/disciplinaryaction/discp-matrix.html).

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NOTICE IS ALSO GIVEN that Respondent's past disciplinary history, as set out below and described in the Order which is attached and incorporated by reference as part of these charges, will be offered in support of the disposition recommended by staff: Texas Board of Vocational Examiners Agreed Board Order dated December 3, 2001, and Texas Board of Nursing Agreed Order dated August 28, 2009.

Filed this 27<sup>th</sup> day of January, 2011.

TEXAS BOARD OF NURSING



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TEXAS BOARD OF NURSING

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Attachments: Texas Board of Vocational Examiners Agreed Board Order, dated December 3, 2001,  
and Texas Board of Nursing Agreed Order, dated August 28, 2009.

D/2010.12.28