



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
Executive Director of the Board

BEFORE THE TEXAS BOARD OF NURSING

In the Matter of Vocational Nurse § AGREED
License Number 90788 §
issued to TERESA B. SALDANA § ORDER

On this day the Texas Board of Nursing, hereinafter referred to as the Bo considered the matter of TERESA B. SALDANA, Vocational Nurse License Number 90788, hereinafter referred to as Respondent.

Information received by the Board produced evidence that Respondent may have violated Tex Civ. St., Art. 4528c, Sec. 10 (effective through 9/1/1981). Respondent waived representation by counsel, informal proceedings, notice and hearing, and agreed to the entry of this Order offered on December 18, 2009, by Katherine A. Thomas, MN, RN, Executive Director.

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 representation by counsel, informal proceedings, notice and hearing, and agreed to the entry of this Order.
3. Respondent is currently licensed to practice vocational nursing in the State of Texas.
4. Respondent received a Certificate in Vocational Nursing from Memorial City General Hospital School of Vocational Nursing, Houston, Texas, on January 14, 1981. Respondent was licensed to practice vocational nursing in the State of Texas on June 3, 1981.
5. Respondent's vocational nursing employment history is unknown.

6. On or about June 5, 2000, Respondent was issued the sanction of SUSPEND/PROBATE by the Texas Board of Nursing. A copy of the Findings of Fact, Conclusions of Law, and Agreed Order dated June 5, 2000, is attached and incorporated, by reference, as part of this Order.
7. On or about January 12, 1981, Respondent submitted an Application for Examination to the Texas Board of Vocational Nurse Examiners in which she provided false, deceptive, and/or misleading information, in that she answered "No" to the question: "Have you been convicted of a felony in this State or in any other State of the United States?"

Respondent failed to disclose that on or about April 14, 1977, Respondent was arrested by the U.S. Marshall's Service, Corpus Christi, Texas, for POSS W/INTENT TO DIST MARIJUANA (a felony offense). Respondent was subsequently charged under Cause No. MA-77-0101 for MARIJUANA-POSSESS and for MARIJUANA SALE. On or about May 11, 1977, Respondent was convicted of POSS W/INTENT TO DIST MARIJUANA (a felony offense). As a result of the conviction, Respondent was sentenced to confinement for a period of three (3) years; however, the imposition of sentence of confinement was suspended, and Respondent was placed on probation for a period of three (3) years. Additionally, Respondent was ordered to pay a fine. Respondent spent two (2) years on probation.

8. In response to Finding of Fact Number Seven (7), Respondent states: She was 19 years old, and was in a 10-year relationship with someone who turned out to be heavily into organized crime. In 1977, she was told to take her car, whose trunk they had loaded with marijuana, and transport it to a certain checkpoint. She was stopped, arrested by the authorities and taken to Corpus Christi, Texas. She was charged with possession with intent to distribute, due to it being a large amount of controlled substance. She received a fine, lost her car and served a probationary period, which she believes lasted less than two years. She served probation in Houston and completed it with early release. She sincerely apologizes and takes full responsibility for the non-disclosure of this event.

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 Tex Civ. St., Art. 4528c, Sec. 10 (effective through 9/1/1981), Texas Occupations Code, and 22 TEX. ADMIN. CODE §390.03.04.007(a)&(f)(effective 3/9/1979).

4. The evidence received is sufficient cause pursuant to Section 301.452(b), Texas Occupations Code, to take disciplinary action against Vocational Nurse License Number 90788, heretofore issued to TERESA B. SALDANA, including revocation of Respondent's license(s) to practice nursing in the State of Texas.

ORDER

IT IS THEREFORE AGREED and ORDERED that RESPONDENT SHALL receive the sanction of REMEDIAL EDUCATION AND A FINE, and RESPONDENT SHALL comply in all respects with the Nursing Practice Act, Texas Occupations Code §§301.001 *et seq.*, the Rules and Regulations Relating to Nurse Education, Licensure and Practice, 22 TEX. ADMIN. CODE §211.1 *et seq.* and this Order.

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

IT IS FURTHER AGREED and ORDERED that while Respondent's license(s) is/are encumbered by this Order, Respondent may not work outside the State of Texas pursuant to a nurse licensure compact 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, within one (1) year of entry of this Order, successfully complete a course in Texas nursing jurisprudence and ethics. RESPONDENT SHALL obtain Board approval of the course prior to enrollment only if the course is not being offered by a pre-approved provider. Home study courses and video programs will not be approved. In order for the course to be approved, the target audience shall include nurses. It shall be a minimum of six (6) hours in length. The course's content shall include the Nursing Practice Act, standards of practice,

documentation of care, principles of nursing ethics, confidentiality, professional boundaries, and the Board's Disciplinary Sanction Policies regarding: Sexual Misconduct; Fraud, Theft and Deception; Nurses with Substance Abuse, Misuse, Substance Dependency, or other Substance Use Disorder; and Lying and Falsification. 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. *Board-approved courses may be found at the following Board website address: <http://www.bon.state.tx.us/disciplinaryaction/stipscourses.html>.*

(2) RESPONDENT SHALL pay a monetary fine in the amount of two hundred fifty dollars (\$250). RESPONDENT SHALL pay this fine within forty-five (45) days of entry of this Order. Payment is to be made directly to the Texas Board of Nursing in the form of cashier's check or U.S. money order. Partial payments will not be accepted.

IT IS FURTHER AGREED, that upon full compliance with the terms of this Order, all encumbrances will be removed from RESPONDENT'S license(s) to practice nursing in the State of Texas and RESPONDENT shall 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 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(s) to practice nursing in the State of Texas, as a consequence of my noncompliance.

Signed this 9 day of May, 2011.

Teresa B. Saldana
TERESA B. SALDANA, Respondent

Sworn to and subscribed before me this 9 day of May, 2011.

SEAL

Megan Murray

Notary Public in and for the State of Texas



WHEREFORE, PREMISES CONSIDERED, the Executive Director, on behalf of the Texas Board of Nursing, does hereby ratify and adopt the Agreed Order that was signed on the 9th day of May, 2011, by TERESA B. SALDANA, Vocational Nurse License Number 90788, and said Order is final.



Effective this 13th day of May, 2011.

A handwritten signature in cursive script, reading 'Katherine A. Thomas'.

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