



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 171678 §
issued to TICY LYNETTE BESSONETTE § ORDER

On this day the Texas Board of Nursing, hereinafter referred to as the Board, considered the matter of TICY LYNETTE BESSONETTE, Vocational Nurse License Number 171678, hereinafter referred to as Respondent.

Information received by the Board produced evidence that Respondent may have violated Section 301.452(b)(2)&(10)(eff. date 9/1/07), Texas Occupations Code, Section 302.402(a)(10), Texas Occupations Code (eff. date 9/1/99). Respondent waived representation by counsel, informal proceedings, notice and hearing, and agreed to the entry of this Order offered on April 5, 2010, 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 Schreiner College, Kerrville, Texas, on February 19, 1999. Respondent was licensed to practice vocational nursing in the State of Texas on April 14, 1999.
5. Respondent's complete nursing employment history is unknown.

6. On or about February 27, 2000, Respondent was arrested by the Texas highway Patrol, Kerr County, Texas, for FAIL TO STOP AND GIVE INFO >=\$200 DAMAGE (a Class B misdemeanor offense).

On or about May 23, 2000, Respondent entered a plea of Nolo Contendere and was convicted of FAILURE TO STOP & RENDER AID (a Class B misdemeanor offense committed on February 27, 2000), in the County Court at Law of Kerr County, Texas, under Cause No. CR00-0685. As a result of the conviction, Respondent was ordered to pay a fine and court costs.

7. In response to Finding of Fact Number Six (6), Respondent states that she was in an accident with a parked car. It was dark and she was driving back from San Antonio and fell asleep behind the wheel. She hit a car parked on the side of the road.

8. On or about July 24, 2002, Respondent was arrested by the Kerr County Sheriff's Office, Kerrville, Texas, for ASSAULT CAUSES BODILY INJURY FAMILY MEMBER (a 2nd Degree felony offense).

On or about August 9, 2002, Respondent entered a plea of Guilty to AGGRAVATED ASSAULT (a 2nd Degree felony offense committed on July 24, 2002), in the 198th Judicial District Court of Kerr County, Texas, under Cause No. B02-260. As a result of the plea, the proceedings against Respondent were deferred without entering an adjudication of guilt and Respondent was placed on probation for a period of two (2) years. Additionally, Respondent was ordered to pay court costs.

9. In response to Finding of Fact Number Eight (8), Respondent states that her ex-boyfriend used to drink and start arguments with her. That particular night he was drunk and started hitting her. She was trying to get away from him and the police were called. They were arrested and, after investigation, the case against Respondent was dismissed.

10. On or about August 25, 2009, Respondent submitted a License Renewal Form to the Texas Board of Nursing in which she answered "Yes" to the question: "Have you, within the past 24 months or since your last renewal, for any criminal offense, including those pending appeal:

- A. been convicted of a misdemeanor?
- B. been convicted of a felony?
- C. pled nolo contendere, no contest, or guilty?
- D. received deferred adjudication?
- E. been placed on community supervision or court-ordered probation, whether or not adjudicated guilty?
- F. been sentenced to serve jail or prison time? court-ordered confinement?
- G. been granted pre-trial diversion?
- H. been arrested or have any pending criminal charges?

- I. been cited or charged with any violation of the law?
- J. been subject of a court-martial; Article 15 violation; or received any form of military judgement/punishment/action?"

On or about July 29, 2009, Respondent was arrested by the Kerrville Police Department, Kerrville, Texas, for THEFT PROP >=\$20<\$500 BY CHECK (a Class B misdemeanor offense).

On or about August 25, 2009, Respondent entered a plea of Guilty to THEFT BY CHECK (a Class B misdemeanor offense committed on July 31, 2006), in the County Court at Law of Kerr County, Texas, under Cause No. CR061742. As a result of the plea, the proceedings against Respondent were deferred without entering an adjudication of guilt and Respondent was placed on probation for a period of two (2) months. Additionally, Respondent was ordered to pay a fine and court costs.

- 11. In response to Finding of Fact Number Ten (10), Respondent states that she had outstanding checks that she was not aware of from July 13, 2006. On July 29, 2009, she was arrested on a warrant stemming from these checks. She bonded out and paid the checks off completely August 14, 2009. She was placed on two months deferred adjudication. The judge explained to her that this was not a conviction, since the checks were paid off.

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 violations of Section 301.452(b)(2)&(10), Texas Occupations Code (eff. date 9/1/07) and 302.402(a)(10), Texas Occupations Code (eff. date 9/1/99), and a violation of 22 TEX. ADMIN. CODE §239.11(29) and of TEX. ADMIN CODE §217.12(6)(I)&(13).
- 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 171678, heretofore issued to TICY LYNETTE BESSONETTE, including revocation of Respondent's license(s) to practice nursing in the State of Texas.

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ORDER

IT IS THEREFORE AGREED and ORDERED that RESPONDENT SHALL receive the sanction of REMEDIAL EDUCATION, 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>

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 violations 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 15 day of April, 2011.

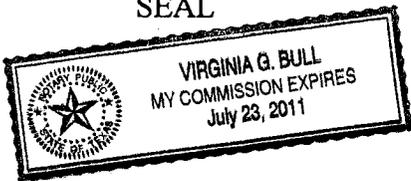
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TICY LYNETTE BESSONETTE, Respondent

Sworn to and subscribed before me this 15 day of April, 2011.

Virginia G Bull

Notary Public in and for the State of TEXAS

SEAL



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 15th day of April, 2011, by TICY LYNETTE BESSONETTE, Vocational Nurse License Number 171678, and said Order is final.



Effective this 25th day of April, 2011.

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