

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.  
*Katherine A. Thomas*  
Executive Director of the Board

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In the Matter of Registered Nurse                   §        AGREED  
License Number 645099                               §  
issued to TRENA F. DICKSON                       §        ORDER

On this day the Texas Board of Nursing, hereinafter referred to as the Bo considered the matter of TRENA F. DICKSON, Registered Nurse License Number 6450 hereinafter referred to as Respondent.

Information received by the Board produced evidence that Respondent may have violated Section 301.452(b)(9) & (10), Texas Occupations Code. Respondent waived representation by counsel, informal proceedings, notice and hearing, and agreed to the entry of this Order offered on September 10, 2010, by Katherine A. Thomas, MN, RN, Executive Director, subject to ratification by the Board.

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 professional nursing in the State of Texas. Respondent's license to practice vocational nursing in the State of Texas is currently revoked.
4. Respondent received a Certificate in Vocational Nursing from Frank Phillips College, Borger, Texas, on May 4, 1990. Respondent was licensed to practice vocational nursing in the State of Texas on November 28, 1990. Respondent received an Associate Degree in Nursing from Amarillo College, Amarillo, Texas on December 1, 1995. Respondent was licensed to practice professional nursing in the State of Texas on September 2, 1997.

5. Respondent's professional and vocational nursing employment history includes:

11/90 - 03/91	LVN	Borger Healthcare Borger, Texas
04/91 - 08/93	Unknown	
09/93 - 06/97	LVN	Caprock Unknown
07/97 - 08/97	Unknown	
09/97 - 06/00	RN	Northwest Texas Hospital Amarillo, Texas
07/00 - 09/00	Unknown	
10/00 - 11/09	RN	Baptist St. Anthony's Hospital Amarillo, Texas
12/09 - Present	Unknown	

6. On June 24, 1997, Respondent was issued an Order of Conditional Eligibility by the Board of Nurse Examiners for the State of Texas. A copy of the Findings of Fact, Conclusions of Law, and Order of Conditional Eligibility is attached and incorporated, by reference, as part of this Order.
7. On December 9, 1997, Respondent's license to practice vocational nursing was Revoked by the Board of Vocational Nurse Examiners for the State of Texas. A copy of the Proposal For Decision and Order of the Board dated December 9, 1997, is attached and incorporated, by reference, as part of this Order.
8. At the time of the initial incident, Respondent was employed as a Registered Nurse with Baptist St. Anthony's Hospital, Amarillo, Texas, and had been in this position for nine (9) years and one (1) month.
9. On or about November 12, 2009, while employed with Baptist St. Anthony's Hospital, Amarillo, Texas, Respondent engaged in the intemperate and/or unlawful use of Marijuana in that she submitted a specimen for a drug screen which resulted positive for Marijuana. Possession of Marijuana is prohibited by Chapter 481 of the Texas Health & Safety Code (Controlled Substances Act). The use of Marijuana by a 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.

10. Regarding the conduct outlined in Finding of Fact Number Nine (9), Respondent states that she doesn't smoke marijuana and the allegation is confusing to her. She states that she never received any notification from Baptist St. Anthony's. She states that she received a letter from the Extended Evaluation Program and tried repeatedly to get in touch and find out what was going on.
11. Respondent submitted a letter from her current employer, Carol Kiesling, MD. Dr. Kiesling states that Respondent has been responsible for just about every aspect of office nursing and has handled it all with grace and professionalism, and she maintains the high standards demanded of her. Dr. Kiesling states that she would trust herself or her family to Respondent's care.
12. The Board finds that there exists serious risks to public health and safety as a result of impaired nursing care due to intemperate use of controlled substances or chemical dependency.

#### 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)(9) & (10), Texas Occupations Code, and 22 TEX. ADMIN. CODE §217.12(5), (10)(A)(D) & (11)(B).
4. The evidence received is sufficient cause pursuant to Section 301.452(b), Texas Occupations Code, to take disciplinary action against Registered Nurse License Number 645099, heretofore issued to TRENA F. DICKSON, including revocation of Respondent's license to practice nursing in the State of Texas.

#### ORDER

IT IS THEREFORE AGREED and ORDERED, subject to ratification by the Texas Board of Nursing, that RESPONDENT SHALL receive the sanction of a WARNING WITH STIPULATIONS, 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 is 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 Texas Board of Nursing 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, within one (1) year of entry of this Order, successfully complete the course "Sharpening Critical Thinking Skills," a 3.6 contact hour online program provided by the National Council of State Boards of Nursing (NCSBN) Learning Extension. In order to receive credit for completion of this program, RESPONDENT SHALL SUBMIT the continuing education certificate of completion for this program to the Board's office, to the attention of Monitoring. This course is to be taken in addition to any continuing education requirements the Board may have for relicensure. *Information regarding this workshop may be found at the following web address: <http://ncsbn.hivelive.com/hives/a0f6f3e8a0/summary>.*

**IT IS FURTHER AGREED, SHOULD RESPONDENT PRACTICE AS A NURSE IN THE STATE OF TEXAS, RESPONDENT WILL PROVIDE DIRECT PATIENT CARE AND PRACTICE IN A HOSPITAL, NURSING HOME, OR OTHER CLINICAL SETTING AND RESPONDENT MUST WORK IN SUCH SETTING A MINIMUM OF SIXTY-FOUR (64) HOURS PER MONTH UNDER THE FOLLOWING STIPULATIONS FOR ONE (1) YEAR OF EMPLOYMENT. THE LENGTH OF THE STIPULATION PERIOD WILL BE EXTENDED UNTIL SUCH TWELVE (12) MONTHS HAVE ELAPSED. PERIODS OF UNEMPLOYMENT OR OF EMPLOYMENT THAT DO NOT REQUIRE THE USE OF A REGISTERED NURSE (RN) LICENSE WILL NOT APPLY TO THIS STIPULATION PERIOD:**

(3) RESPONDENT SHALL notify each present employer in nursing of this Order

of the Board and the stipulations on RESPONDENT'S license. RESPONDENT SHALL present a complete copy of this Order and all Proposals for Decision issued by the Administrative Law Judge, if any, to each present employer within five (5) days of receipt of this Order. RESPONDENT SHALL notify all future employers in nursing of this Order of the Board and the stipulations on RESPONDENT'S license. RESPONDENT SHALL present a complete copy of this Order and all Proposals for Decision issued by the Administrative Law Judge, if any, to each future employer prior to accepting an offer of employment.

(4) RESPONDENT SHALL CAUSE each present employer in nursing to submit the Notification of Employment form, which is provided to the Respondent by the Board, to the Board's office within ten (10) days of receipt of this Order. RESPONDENT SHALL CAUSE each future employer to submit the Notification of Employment form, which is provided to the Respondent by the Board, to the Board's office within five (5) days of employment as a nurse.

(5) RESPONDENT SHALL be supervised by a Registered Nurse who is on the premises. The supervising nurse is not required to be on the same unit or ward as RESPONDENT, but should be on the facility grounds and readily available to provide assistance and intervention if necessary. The supervising nurse shall have a minimum of two (2) years experience in the same or similar practice setting to which the Respondent is currently working. RESPONDENT SHALL work only regularly assigned, identified and predetermined unit(s). Except that should Respondent continue working with Carol Kiesling, MD she may occasionally be directly supervised by a physician if her supervising RN is absent. RESPONDENT SHALL NOT be employed by a nurse registry, temporary nurse employment agency, hospice, or home health agency. RESPONDENT SHALL NOT be self-employed or contract for services. Multiple employers are prohibited.

(6) RESPONDENT SHALL CAUSE each employer to submit, on forms provided to the Respondent by the Board, periodic reports as to RESPONDENT'S capability to practice nursing. These reports shall be completed by the Registered Nurse who supervises the RESPONDENT. These reports shall be submitted by the supervising nurse to the office of the Board at the end of each three (3) month period for one (1) year of employment as a nurse.

(7) RESPONDENT SHALL abstain from the consumption of alcohol, Nubain, Stadol, Dalgan, Ultram, or other synthetic opiates, and/or the use of controlled substances, except as prescribed by a licensed practitioner for a legitimate purpose. If prescribed, RESPONDENT SHALL CAUSE the licensed practitioner to submit a written report identifying the medication, dosage and the date the medication was prescribed. The report shall be submitted directly to the office of the Board by the prescribing practitioner, within ten (10) days of the date of the prescription. **In the event that prescriptions for controlled substances are required for periods of two (2) weeks or longer, the Board may require and RESPONDENT SHALL submit to an evaluation by a Board approved physician specializing in Pain Management or Psychiatry. The performing evaluator will submit a written report to the Board's office, including results of the evaluation, clinical indications for the prescriptions, and recommendations for on-going treatment within thirty (30) days from the Board's request.**

(8) RESPONDENT SHALL submit to random periodic screens for controlled substances, tramadol hydrochloride (Ultram), and alcohol. For the first three (3) month period, random screens shall be performed at least once per week. For the next three (3) month period, random screens shall be performed at least twice per month. For the next six (6) month period, random screens shall be performed at least once per month. All random screens SHALL BE

conducted through urinalysis. Screens obtained through urinalysis are the sole method accepted by the Board.

Specimens shall be screened for at least the following substances:

Amphetamines	Meperidine
Barbiturates	Methadone
Benzodiazepines	Methaqualone
Cannabinoids	Opiates
Cocaine	Phencyclidine
Ethanol	Propoxyphene
tramadol hydrochloride (Ultram)	

A Board representative may appear at the RESPONDENT'S place of employment at any time during the stipulation period and require RESPONDENT to produce a specimen for screening.

All screens shall be properly monitored and produced in accordance with the Board's policy on Random Drug Testing. A complete chain of custody shall be maintained for each specimen obtained and analyzed. RESPONDENT SHALL be responsible for the costs of all random drug screening during the stipulation period.

Any positive result for which the nurse does not have a valid prescription or failure to report for a drug screen, which may be considered the same as a positive result, will be regarded as non-compliance with the terms of this Order and may subject the nurse to further disciplinary action including EMERGENCY SUSPENSION pursuant to Section 301.4551, Texas Occupations Code, or REVOCATION of Respondent's licenses and nurse licensure compact privileges, if any, to practice nursing in the State of Texas.

IT IS FURTHER AGREED, that upon full compliance with the terms of this Order, all encumbrances will be removed from RESPONDENT'S license to practice nursing in the State of Texas and RESPONDENT shall be eligible for nurse licensure compact privileges, if any.

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 this Order is subject to ratification by the Board. When this Order is ratified, the terms of this Order become effective, and 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 nursing in the State of Texas, as a consequence of my noncompliance.

Signed this 7 day of March, 2011.

Trena F. Dickson

TRENA F. DICKSON, Respondent

Sworn to and subscribed before me this 7 day of March, 2011.

SEAL

Maxine L. Richards

Notary Public in and for the State of \_\_\_\_\_



**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 this Order is subject to ratification by the Board. When this Order is ratified, the terms of this Order become effective, and 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 nursing in the State of Texas, as a consequence of my noncompliance.

Signed this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_.

\_\_\_\_\_  
TRENA F. DICKSON, Respondent

Sworn to and subscribed before me this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_.

SEAL

\_\_\_\_\_  
Notary Public in and for the State of \_\_\_\_\_

Approved as to form and substance.

Taralynn R. Mackay  
Taralynn R. Mackay, Attorney for Respondent

Signed this 9<sup>th</sup> day of March, 2011.

WHEREFORE, PREMISES CONSIDERED, the Texas Board of Nursing does hereby ratify and adopt the Agreed Order that was signed on the 7<sup>th</sup> day of March, 2011, by TRENA F. DICKSON, Registered Nurse License Number 645099, and said Order is final.

Effective this 28th day of April, 2011.

A handwritten signature in cursive script, appearing to read "Katherine A. Thomas", is written over a horizontal line.

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

BEFORE THE BOARD OF NURSE EXAMINERS  
FOR THE STATE OF TEXAS

\*\*\*\*\*

In the Matter of  
Trena Faye Dickson  
  
Applicant for Eligibility for  
Licensure

§  
§  
§  
§  
§

ORDER  
OF  
CONDITIONAL ELIGIBILITY

A public meeting was held on April 29, 1997, by the Eligibility and Disciplinary Committee of the Board of Nurse Examiners, at 333 Guadalupe, Tower III, Suite 460, Austin, Texas, in which the application of Trena Faye Dickson, hereinafter referred as Applicant, was considered.

In attendance were: Board Members -- Kenneth W. Lowrance, MS, RN, CS, FNP-C; Mary Letrice Kemp Brown, RN; and Nancy Boston, Consumer Member. Staff present were William E. Hopkins, General Counsel; Penny Puryear Burt, Of Counsel; Anthony L. Diggs, Director of Investigations; Cheryl Sepulveda, Legal Assistant, and Wendy McRoberts, Administrative Technician. Applicant appeared in person and was represented, via telephone conference call, by Jacquelyn Kay Hall, Attorney at Law.

FINDINGS OF FACT

1. On or about December 14, 1995, Applicant graduated from an Associate Degree Nursing Program at Amarillo College, Amarillo, Texas.
2. On or about December 19, 1995, Applicant filed an Application for Initial Licensure for Graduates of Schools in the United States.
3. Applicant waived notice and hearing.
4. On or about October 21, 1981, in the County Court of Hutchinson County, Texas, in Cause Number 13,467, Applicant was convicted of the offense of Theft by Check. Applicant was placed on probation for one year; fined; and, ordered to pay Court costs, check fee, and restitution in the amount of \$147.64. Applicant met the conditions of the Court. Applicant was 17 years old at the time of her conviction.

5. On or about September 21, 1987, in the 194th Judicial District Court of Dallas County, Texas, in Cause Number F87-94063-M, Applicant pleaded guilty to the offense of Securing Execution of Document by Deception, (a Third Degree Felony). Applicant received deferred adjudication of guilt and was placed on probation for 10 years. Applicant was Ordered to make restitution in the amount of \$6515.76; make restitution in the amount of \$200.00 for her Court Appointed Attorney; and, Ordered to pay a \$25.00 monthly probation fee. The offense occurred on or about October 15, 1985, when Applicant was 21 years of age.
6. On or about July 7, 1994, in the 316th District Court in and for Hutchinson County, Texas, in Cause Number 7448, Applicant was convicted of the offense of Tampering with Government Records (a Felony). Applicant was placed on probation for six years; Ordered to pay a fine in the amount of \$720.00; Court costs in the amount of \$84.50, Restitution in the amount of \$4841.00, and a monthly probation fee of \$10.00. The offense occurred on or about December 10, 1992, when Applicant was 28 years of age.
7. On April 29, 1997, the Eligibility and Disciplinary Committee of the Board considered the evidence of the convictions and evaluated the direct relationship to nursing according to Article 6252-13c(b), Texas Revised Civil Statutes, Annotated, as amended, and 22 Texas Administrative Code, §213.28, including the nature and circumstances of the offenses and the absence of any subsequent conviction.
8. On April 29, 1997, the Eligibility and Disciplinary Committee of the Board considered evidence of Applicant's post conviction 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.
9. There is no evidence of any subsequent conviction.
10. Letters of support/recommendation for Applicant were received from the following:
  - (3 letters) Latayne Velasquez, Administrator, Caprock Home Health;
  - (2 letters) Kendell McWilliams, Deputy Fire and Arson Investigator, Hutchinson County Sheriff's Office, Borger, Texas;
  - Rodney Lehman, Community Supervision Officer, Borger, Texas;
  - John LaGrone, District Judge, Stinnett, Texas;
  - Sonja Westerfield, Attorney at Law, Borger, Texas;
  - Clay L. Ballman, District Attorney, 84th Judicial District of Texas, Stinnett, Texas;
  - Jana Satterfield, RN, Caprock Home Health Services, Inc.;
  - DeDeborah Lynn Bullard (not signed), Fritch, Texas;
  - Lillian Q. Overcast, Borger, Texas;
  - Dorothy Babs;
  - Lynnette Haynes;

- Gordon Bayless, Pampa, Texas;
- Carl Taylor (unsigned);
- Cookie Taylor (unsigned); and,
- Mrs. Lewis.

11. Applicant is licensed by the Board of Vocational Nurse Examiners.
12. The Board's review of the grounds for potential ineligibility has been made on the basis of Applicant's disclosures.
13. The Committee considered the evidence of the Applicant's convictions and evaluated the direct relationship of the crimes committed by the Applicant to the practice of nursing pursuant to the requirements of Article 6252-13c (b), TEX. REV. CIV. STAT. ANN., as amended, and the factors enumerated in 22 Texas Administrative Code, §213.28 (c), including but not limited to the nature and circumstances of the offenses and the absence of any conviction subsequent to the ones listed in findings of fact number four (4) and number six (6) above.
14. The Committee considered the evidence of Applicant's post-offense behavior, as submitted by Applicant. In light of this evidence and the character factors set out in 22 Texas Administrative Code, §213.27(b), the Committee has determined that Applicant has exhibited an ability to conform her conduct to the requirements of the penal laws, the Nursing Practice Act and general nursing standards.
15. Applicant has been advised by the Board that any information found to be incomplete, incorrect or misleading will be considered and may result in an ultimate determination of ineligibility or the later revocation of a license obtained through misrepresentation.
16. In consideration of Applicant's past conduct and subsequent evidence of rehabilitation, the Committee finds that Applicant should be declared conditionally eligible to take the National Council Licensure Examination for Registered Nurses (NCLEX-RN).
17. The Committee further finds that the stipulation hereinafter set forth is necessary to assure that the public will be protected and that Applicant will continue to conform her conduct to the requirements of the law and the board's practice standards.

#### CONCLUSIONS OF LAW

1. The Board of Nurse Examiners has jurisdiction over this matter pursuant to Texas Revised Civil Statutes, Annotated, as amended, Article 4525(a).
2. Applicant has submitted an application in compliance with TEX. REV. CIV. STAT. ANN., as amended, Article 4518, Section 3 and Article 4519.

3. Applicant's criminal history reflects a felony and a misdemeanor conviction involving moral turpitude which is a ground for denial of a license under Article 4525(b)(3), TEX. REV. CIV. STAT. ANN., as amended.
4. The Board may license an individual who has been previously convicted of crimes upon consideration of the factors set out in 22 Texas Administrative Code, §213.28 and evaluating the direct relationship to nursing according to Article 6252-13c(b) TEX. REV. CIV. STAT. ANN., as amended.
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 including, but not limited to, behaviors indicating: honesty, accountability, trustworthiness, reliability and integrity.

NOW, THEREFORE, IT IS ORDERED that Applicant is to immediately notify the Board of any fact or event that could constitute a ground of ineligibility for licensure under Article 4525, Texas Revised Civil Statutes, Annotated, as amended.

IT IS FURTHER ORDERED that upon payment of necessary fees, Trena Faye Dickson is declared CONDITIONALLY ELIGIBLE to sit for the National Council Licensure Examination for Registered Nurses (NCLEX-RN).

IT IS FURTHER ORDERED that upon attaining a passing grade on the NCLEX-RN, Applicant shall be issued a CODED LICENSE to practice nursing in the State of Texas subject to the reservations set out above and subject to the following STIPULATION:

1. Applicant SHALL CAUSE her probation officer to submit written reports on forms provided by the Board. The reports shall indicate the Applicant's compliance with the Court ordered probation. The reports shall be furnished each and every three (3) month period until Applicant is released from probation in Cause Number 7448 of the 316th District Court of Hutchinson County, Texas.

IT IS FURTHER ORDERED, that Applicant SHALL comply in all respects with the Nursing Practice Act, Revised Civil Statutes of Texas, as amended, Article 4513 et seq., the Rules and Regulations Relating to Professional Nurse Education, Licensure and Practice, 22 Texas Administrative Code, §211.01 et seq.

IT IS FURTHER ORDERED, that upon compliance with the terms of this Order, Applicant may be issued an unencumbered license to practice professional nursing in the State of Texas.

APPLICANT'S CERTIFICATION

I am the Applicant in this matter. I have fully and truthfully disclosed all of my past convictions and I have caused a complete and accurate criminal history to be submitted to the Board of Nurse Examiners from each jurisdiction in which I have been convicted. I certify that my past behavior, except as disclosed in my Application for Initial Licensure for Graduates of Schools in the United States 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. *except as stated in Addendum to Certification, attached*

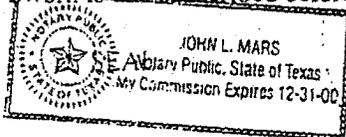
In connection with my application, I acknowledge that I have read and I understand Article 4518 Section 3; Article 4519; Article 4525(a) and (b), Texas Revised Civil Statutes, Annotated, as amended, and Board Rules 213.27 and 213.29 at 22 Texas Administrative Code which are incorporated by reference 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. I agree to inform the Board of any other grounds for denial of licensure prior to registering for the NCLEX-RN or accepting any permit or license from the Board of Nurse Examiners.

I am represented by Jacquelyn Kay Hall, Attorney at Law, Amarillo, Texas. I waive notice and hearing and request that the Executive Director of the Board of Nurse Examiners enter this Order.

Signed this 30 day of May, 1997.

Trena Fay Dickson  
TRENA FAY DICKSON

Sworn to and subscribed before me this 30 day of May, 1997.



John L. Mars  
Notary Public in and for the State of

Approved as to form and substance. *with Addendum to Certification*

*Jacquelyn Hall*  
Jacquelyn Kay Hall, Attorney  
for Applicant

Signed this 27th day of May, 1997.

Entered this 24th day of June, 1997.

BOARD OF NURSE EXAMINERS  
FOR THE STATE OF TEXAS

BY: *Katherine A. Thomas*  
Katherine A. Thomas, MN, RN  
Executive Director

- Attachments: [1] Article 4518 §3 and 4519, Texas Revised Civil Statutes, Annotated, as amended  
[2] Article 4525(a) and (b), Texas Revised Civil Statutes, Annotated, as amended  
[3] Rule 213.27 at 22 Texas Administrative Code  
[4] Rule 213.28 at 22 Texas Administrative Code

00131353

DOCKET NO. 511-97-0691

IN THE MATTER OF PERMANENT  
LICENSE NUMBER 131353  
ISSUED TO  
TRENA FAYE DICKSON  
AKA TRENA FAYE WALTON  
AKA TRENA FAYE JARRETT, LVN

§  
§  
§  
§  
§  
§

BEFORE THE BOARD OF  
VOCATIONAL NURSE EXAMINERS  
IN AND FOR THE  
STATE OF TEXAS

ORDER OF THE BOARD

TO: TRENA FAYE DICKSON AKA TRENA FAYE WALTON  
AKA TRENA FAYE JARRETT  
1319 Yows  
Borger, Texas 79007

During open meeting at Austin, Texas, the Board of Vocational Nurse Examiners finds that after proper and timely notice was given, the above-styled case was heard by an Administrative Law Judge who made and filed a proposal for decision containing the Administrative Law Judge's findings of fact and conclusions of law. The proposal for decision was properly served on all parties and all parties were given an opportunity to file exceptions and replies as part of the record herein.

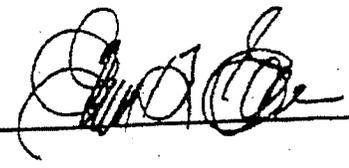
The Board of Vocational Nurse Examiners, after review and due consideration of the proposal for decision, and exceptions and replies filed, if any, adopts the findings of fact and conclusions of law of the Administrative Law Judge as if fully set out and separately stated herein. All proposed findings of fact and conclusions of law not specifically adopted herein are hereby denied.

NOW, THEREFORE, IT IS ORDERED that License Number 131353 heretofore issued to TRENA FAYE DICKSON AKA TRENA FAYE WALTON AKA TRENA FAYS JARRETT to practice vocational nursing in the State of Texas be, and the same is hereby, revoked.

00131353

Passed and approved at the regular meeting of the Board of Vocational Nurse  
Examiners in and for the State of Texas at Austin, Texas, on the 9th day of  
December, 1997.

Hinger Brenner



William J. [unclear]

William K. [unclear]

Betty Sims

William M. [unclear]

Robert [unclear]

Melba Lee [unclear]

00131353

BOARD ORDER  
RE: TRENA FAYE DICKSON, LVN #131353  
PAGE: 3

CERTIFICATE OF SERVICE

I hereby certify that on the 12<sup>th</sup> day of December, 1997,  
a true and correct copy of the foregoing Order was served by placement in the  
U.S. Mail, first class, and addressed to the following person(s):

TRENA FAYE DICKSON  
1319 YOWS  
BORGER, TX 79007

Marjorie A. Bronk  
Marjorie A. Bronk, R.N.  
Executive Director  
Agent for the Board of Vocational Nurse Examiners

DOCKET NO. 511-97-0691

IN THE MATTER OF	§	BEFORE THE
TRENA FAYE DICKSON	§	
AKA TRENA FAYE WALTON	§	STATE OFFICE OF
AKA TRENA FAYE JARRETT, LVN	§	
LICENSE NO. 131353	§	ADMINISTRATIVE HEARINGS

**PROPOSAL FOR DECISION****I. Statement of the Case**

The staff of the Board of Vocational Nurse Examiners (the Staff) brought this case seeking disciplinary action against Trena Faye Dickson aka Trena Faye Walton aka Trena Faye Jarrett (the Respondent) for unprofessional or dishonorable conduct. The Respondent was not present or represented at the hearing. The Staff recommended the Respondent's license be revoked. This proposal agrees with the Staff's recommendation.

A hearing on the complaint commenced on October 21, 1997, at the Stephen F. Austin Building, 1700 North Congress Avenue, 11th Floor, Austin, Texas, and concluded the same day. The Staff of the Board of Vocational Nurse Examiners (the Board) was represented by Lynn Bey-Roode, Assistant Attorney General of Texas. Senior Administrative Law Judge (ALJ) Earl A. Corbitt presided. The Respondent did not appear and was not represented at the hearing. After the taking of evidence, the Staff moved for a default judgment pursuant to 22 TAC §239.31. Because the hearing proceeded on a default basis, the Staff's factual allegations are deemed admitted as true; therefore, the ALJ has incorporated those allegations, found in the sworn amended complaint attached to this Proposal for Decision, into the findings of fact without discussing the evidence.

**II. Findings of Fact**

1. Trena Faye Dickson aka Trena Faye Walton aka Trena Faye Jarrett (the Respondent), a vocational nurse licensed by the State of Texas, holds license number 131353.
2. A sworn amended complaint against the Respondent was filed with the Board of Vocational Nurse Examiners (the Board) on March 21, 1997.
3. A copy of the complaint was mailed to the Respondent at her record address by certified mail on March 21, 1997.
4. Notice of the hearing was sent to the Respondent at her record address by certified mail on September 26, 1997.

5. The complaint and notice of hearing contained the information and language required by TEX. GOV'T CODE ANN. §§2001.052 and 2001.054 and 22 TAC §§239.30 and 239.31.
6. The Respondent did not appear and was not represented at the hearing in this matter which convened on October 21, 1997.
7. The Respondent's application for renewal of her license which was received by the Board about June 21, 1996, revealed that the Respondent had been convicted of a felony since the Respondent's last license renewal.
8. About July 7, 1994, in Cause Number 7448 in the 316th District Court in Hutchinson County, Texas, the Respondent was convicted of the felony offense of Tampering With Government Records (Food Stamp Fraud).
9. On the Respondent's original application for licensure submitted to the Board about June 7, 1990, the Respondent falsely stated that she had never been convicted of a felony or of any misdemeanor other than a minor traffic violation.
10. About October 21, 1981, in Cause Number 13467 in the County Court of Hutchinson County, Texas, the Respondent was convicted of the misdemeanor offense of Theft by Check.
11. At the hearing, the Staff moved for a default judgment.

### III. Conclusions of Law

1. The Board of Vocational Nurse Examiners has jurisdiction over this matter pursuant to TEX. REV. CIV. STAT. ANN. art. 4528c §10.
2. The State Office of Administrative Hearings has jurisdiction over matters related to the hearing in this proceeding, including the authority to issue a proposal for decision with proposed findings of fact and conclusions of law, pursuant to TEX. GOV'T CODE ANN. Ch. 2003.
3. Proper and timely notice of the hearing was effected upon the Respondent pursuant to the Administrative Procedure Act, TEX. GOV'T CODE ANN. Ch. 2001 and 22 TAC §239.23, which provides that service of notice of hearing shall be complete and effective if the document to be served is sent by registered, certified, or regular mail to the Respondent at his or her most recent address as shown in the investigative records of the Board.
4. A sworn amended complaint against the Respondent was filed with the Board in accordance with TEX. REV. CIV. STAT. ANN. art. 4528c §10(d).

5. The Board has authority to take disciplinary action against its licensees, including the suspension or revocation of licenses, under TEX. REV. CIV. STAT. ANN. art. 4528c §10(a).
6. The allegations contained in Sections I and II of the sworn amended complaint against the Respondent, a copy of which is attached to the Proposal for Decision, are deemed admitted to be true pursuant to 22 TAC §239.31.
7. A conviction for the felony offense of Tampering With Government Records and the misdemeanor offense of Theft, a crime of moral turpitude, is inconsistent with the basic duties and responsibilities inherent in the occupation of vocational nursing in that such occupation requires the licensee to maintain complete and accurate records and to safeguard the personal property of patients, clients and the employer.
8. The Respondent has been convicted of a crime which the Board, by rule has designated as directly related to the duties and responsibilities of a Licensed Vocational Nurse.
9. The Respondent has engaged in unprofessional or dishonorable conduct that is likely to deceive, defraud, or injure the public, in violation of TEX. REV. CIV. STAT. ANN. art. 4528c §10(a)(9).
10. The Respondent's license should be revoked, pursuant to TEX. REV. CIV. STAT. ANN. art. 4528c §10(a).

SIGNED this 31<sup>st</sup> day of October, 1997.



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EARL A. CORBITT  
SENIOR ADMINISTRATIVE LAW JUDGE  
STATE OFFICE OF ADMINISTRATIVE HEARINGS