



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 A. Thomas*  
Executive Director of the Board

BEFORE THE TEXAS BOARD OF NURSING

\*\*\*\*\*

In the Matter of Vocational Nurse    §  
License Number 65377                   §  
issued to WILEY J. BEVERIDGE        §

ORDER OF THE BOARD

On this day, the Texas Board of Nursing, hereinafter referred to as the Board, accepted the voluntary surrender of Vocational Nurse License Number 65377, issued to WILEY J. BEVERIDGE, hereinafter referred to as Respondent. This action was taken in accordance with Section 301.453(c), Texas Occupations Code.

Respondent waived representation by counsel, informal proceedings, notice and hearing.

The Board makes the following Findings of Fact and Conclusions of Law.

FINDINGS OF FACT

1. Respondent's license to practice vocational nursing in the State of Texas is currently in delinquent status.
2. Respondent waived representation by counsel, informal proceedings, notice and hearing.
3. Respondent received a Certificate in Vocational Nursing from Huntsville Memorial Hospital, Huntsville, Texas, on August 18, 1975. Respondent was licensed to practice vocational nursing in the State of Texas in November 23, 1975.
4. Respondent's vocational nursing employment history is unknown.
5. Formal Charges were filed on March 31, 2011. A copy of the Formal Charges is attached and incorporated by reference as part of this Order.
6. Formal Charges were mailed to Respondent on April 4, 2011.

7. On April 27, 2011, the Board received a statement from Respondent voluntarily surrendering the right to practice nursing in Texas. A copy of Respondent's statement, dated April 26, 2011, is attached and incorporated herein by reference as part of this Order.
8. The Board policy implementing Rule 213.29 in effect on the date of this Agreed Order provides discretion by the Executive Director for consideration of conditional reinstatement after proof of twelve (12) consecutive months of abstinence from alcohol and drugs followed by licensure limitations/stipulations and/or peer assistance program participation.
9. 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 a violation of Section 301.452(b)(8), Texas Occupations Code.
4. Under Section 301.453(c), Texas Occupations Code, the Board has the authority to accept the voluntary surrender of a license.
5. Under Section 301.453(d), Texas Occupations Code, the Board may impose conditions for reinstatement of licensure.
6. Any subsequent reinstatement of this license will be controlled by Section 301.452 (b), Texas Occupations Code, and 22 TAC §§213.26-.29, and any amendments thereof in effect at the time of the reinstatement.

THE BALANCE OF THIS PAGE INTENTIONALLY LEFT BLANK.

CONTINUED ON NEXT PAGE.

ORDER

NOW, THEREFORE, IT IS ORDERED that the voluntary surrender of Vocational Nurse License Number 65377, heretofore issued to WILEY J. BEVERIDGE, to practice vocational nursing in the State of Texas, is accepted by the Executive Director on behalf of the Texas Board of Nursing. In connection with this acceptance, the Board imposes the following conditions:

1. RESPONDENT SHALL NOT practice vocational nursing, use the title of vocational nurse or the abbreviation "LVN" or wear any insignia identifying herself as a vocational nurse or use any designation which, directly or indirectly, would lead any person to believe that RESPONDENT is a vocational nurse during the period in which the license is surrendered.
2. RESPONDENT SHALL NOT petition for reinstatement of licensure until: one (1) year has elapsed from the date of this Order; and, RESPONDENT has obtained objective, verifiable proof of twelve (12) consecutive months of sobriety immediately preceding the petition.
3. Upon petitioning for reinstatement, RESPONDENT SHALL satisfy all then existing requirements for relicensure.

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

Effective this 27th day of April, 2011.



TEXAS BOARD OF NURSING

By:

*Katherine A. Thomas*

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

In the Matter of Permanent License  
Number 65377, Issued to  
WILEY J. BEVERIDGE, Respondent

§  
§  
§

BEFORE THE TEXAS  
BOARD OF NURSING

### FORMAL CHARGES

This is a disciplinary proceeding under Section 301.452(b), Texas Occupations Code. Respondent, WILEY J. BEVERIDGE, is a Vocational Nurse holding license number 65377, which is in delinquent 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 July 8, 2010, the State of Maine Board of Nursing, Augusta, Maine, accepted the voluntary surrender of Respondent's license to practice practical nursing in the State of Maine. A copy of the Facts and Consent Agreement for Voluntary Surrender of License dated July 8, 2010, is attached and incorporated, by reference, as part of this pleading.

The above action constitutes grounds for disciplinary action in accordance with Section 301.452(b)(8), Texas Occupations Code.

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).

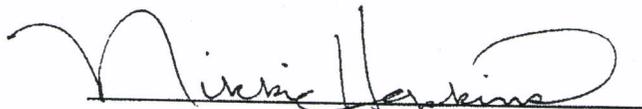
NOTICE IS GIVEN that to the extent applicable, based on the Formal Charges, the Board will rely on Adopted Disciplinary Sanction Policies for Nurses with Substance Abuse, Misuse, Substance Dependency, or other Substance Use Disorder, for Lying and Falsification, and for Fraud, Theft & Deception, which 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).

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: State of Maine Board of Nursing Consent Agreement for Voluntary Surrender of License dated July 8, 2010.

Filed this 31<sup>st</sup> day of March, 2011.

TEXAS BOARD OF NURSING



James W. Johnston, General Counsel  
Board Certified - Administrative Law  
Texas Board of Legal Specialization  
State Bar No. 10838300

Jena Abel, Assistant General Counsel  
State Bar No. 24036103

Lance Robert Brenton, Assistant General Counsel  
State Bar No. 24066924

Robert Kyle Hensley, Assistant General Counsel  
State Bar No. 50511847

Nikki Hopkins, Assistant General Counsel  
State Bar No. 24052269

John F. Legris, Assistant General Counsel  
State Bar No. 00785533

TEXAS BOARD OF NURSING

333 Guadalupe, Tower III, Suite 460  
Austin, Texas 78701  
P: (512) 305-6824  
F: (512) 305-8101 or (512)305-7401

Attachments: State of Maine Board of Nursing Consent Agreement for Voluntary Surrender of License dated July 8, 2010.

D/2010.12.28



STATE OF MAINE  
 BOARD OF NURSING  
 158 STATE HOUSE STATION  
 AUGUSTA, MAINE  
 04333-0158

JOHN ELIAS BALDACCI  
 GOVERNOR

MYRA A. BROADWAY, J.D., M.S., R.N.  
 EXECUTIVE DIRECTOR

**IN RE: WILEY J. BEVERIDGE, LPN**  
**of Portland, ME**  
**License # P012672**

) **CONSENT AGREEMENT**  
 ) **FOR VOLUNTARY**  
 ) **SURRENDER OF LICENSE**

**INTRODUCTION**

This document is a Consent Agreement ("Agreement") regarding Wiley J. Beveridge's license as a licensed practical nurse in the State of Maine. The parties enter into this Agreement pursuant to 32 M.R.S.A. § 2105-A (1-A) (C) and 10 M.R.S.A. § 8003 (5) (B), (5) (D). The parties to this Agreement are Wiley J. Beveridge ("Licensee" or "Mr. Beveridge"), Maine State Board of Nursing ("Board") and the Office of the Attorney General, State of Maine. The parties reached this Agreement on the basis of 1) a Notice of Complaint/Provider Report from the Board dated February 11, 2010, which consists of information dated February 5, 2010 from the Maine State Prison ("MSP"), located in Warren, ME; and 2) correspondence received by the Board from Mr. Beveridge dated March 3, 2010.

**FACTS**

1. Wiley J. Beveridge has been licensed as a licensed practical nurse to practice in Maine since March 2008.
2. Wiley J. Beveridge was employed at the Maine State Prison. Following several discrepancies between patient specific stock and stock Vicodin, an on-site narcotic investigation by MSP for the June 29, 2009 through September 26, 2009 time period determined that 64 narcotic tablets were taken. In addition, there were 20 instances of forged signatures on the stock cards.
3. Wiley J. Beveridge provided written admission on October 15, 2009 that he did sign out Vicodin which had already been given to an inmate for his own personal use.
4. Wiley J. Beveridge has offered to surrender his licensed practical nurse license based upon the above-stated facts in lieu of an adjudicatory hearing before the Board.

**AGREEMENT**

5. The Maine State Board of Nursing will accept Wiley J. Beveridge's offer to voluntarily surrender his licensed practical nurse license. Mr. Beveridge understands and agrees that should this matter go to hearing before the Board on the above-stated facts and the underlying information to support those facts, it is more likely than not the facts would support the Board's findings in this Agreement.
6. Wiley J. Beveridge understands and agrees that based upon the above-stated facts, this document imposes discipline regarding his licensed practical nurse license in the State of Maine. The grounds for discipline for violations under 32 M.R.S.A. § 2105-A(2)(A), (2)(B), (2)(E), (2)(F), and (2)(H) and Chapter 4, sections 1(A)(1), 1(A)(2), 1(A)(6), 1(A)(8) and Chapter 4, sections 3(F), 3(K), 3(P), and 3(Q) of the Rules and Regulations of the Maine State Board of Nursing. Specifically, the violations are:



PRINTED ON RECYCLED PAPER

OFFICES LOCATED AT: 161 CAPITOL ST., AUGUSTA, ME  
<http://www.maine.gov/boardofnursing/>

PHONE: (207) 287-1133

FAX: (207) 287-1149

Title 32 M.R.S.A. §§:

- a. 2105-A (2) (A). Mr. Beveridge engaged in the practice of fraud or deceit in connection with a service rendered within the scope of his license. (See also Chapter 4, Section 1.A.1.)
- b. 2105-A (2) (B). Habitual substance abuse that has resulted or is foreseeably likely to result in the licensee performing services in a manner that endangers the health or safety of patients. (See also Rule Chapter 4, Section 1.A.2.)
- c. 2105-A (2) (F). Unprofessional Conduct. Mr. Beveridge has engaged in unprofessional conduct by violating standards of professional behavior regarding patient care that have been established in the practice for which he is licensed. (See also Chapter 4, Section 1.A.6.)
- d. 2105-A (2) (H). A violation of this chapter or a rule adopted by the Board. (See also Chapter 4, Section 1.A.6.)

Chapter 4, Section 3. Unprofessional Conduct as defined by the Rules and Regulations of the Maine State Board of Nursing in Chapter 4, Section 3, describes *Nursing behavior which fails to conform to legal standards of the nursing profession, and which could reflect adversely on the health and welfare of the public shall constitute unprofessional conduct and shall include, but shall not be limited to, the following:*

- e. Section 3(F). Failure to take appropriate action or to follow policies and procedures in the practice situation designed to safeguard the patient.
- f. Section 3(K). Inaccurate recording, falsifying or altering a patient or health care provider record.
- g. Section 3(P). Diverting drugs, supplies or property of patients or health care provider.
- h. Section 3(Q). Possessing, obtaining, furnishing or administering prescription drugs to any person, including self, except as directed by a person authorized by law to prescribe drugs.

7. Wiley J. Beveridge understands and agrees that his license will remain on surrender status and subject to the terms of this Agreement indefinitely until and unless the Board, at his written request, votes to reinstate his license. Mr. Beveridge understands and agrees that if the Board reinstates his license, it will be for a probationary period.
8. The State of Maine is a "party state" that has adopted the Nurse Licensure Compact ("Compact"), which is set out in Chapter 11 of the Rules and Regulations of the Maine State Board of Nursing. The State of Maine is Mr. Beveridge's "home state" of licensure and primary state of residence, which means that he has declared the State of Maine as his fixed permanent and principle home for legal purposes; his domicile. Other party states in the Compact are referred to as "remote states," which means party states other than the home state that have adopted the Compact. Mr. Beveridge understands this Consent Agreement is subject to the Compact.
9. Wiley J. Beveridge understands that he does not have to execute this Agreement and has the right to consult with an attorney before entering into the Consent Agreement.

10. Wiley J. Beveridge shall not work or volunteer in any capacity for a health care provider as defined by Title 24 M.R.S.A. § 2502 (2) or in any position holding himself out as a licensed practical nurse or with the designation "LPN."
11. This Agreement is a public record within the meaning of 1 M.R.S.A. § 402 and will be available for inspection and copying by the public pursuant to 1 M.R.S.A. § 408.
12. Modification of this Agreement must be in writing and signed by all parties.
13. This Agreement is not subject to review or appeal by the Licensee, but may be enforced by an action in the Superior Court.
14. Wiley J. Beveridge affirms that he executes this Agreement of his own free will.
15. This Agreement becomes effective upon the date of the last necessary signature below.

I, WILEY J. BEVERIDGE, LPN, HAVE READ AND UNDERSTAND THE FOREGOING  
CONSENT AGREEMENT. I UNDERSTAND THAT BY SIGNING IT, I WAIVE CERTAIN  
RIGHTS. I SIGN IT VOLUNTARILY, KNOWINGLY, AND INTELLIGENTLY AND AGREE  
TO BE BOUND BY THIS AGREEMENT. I UNDERSTAND THAT THIS CONSENT AGREEMENT  
CONTAINS THE ENTIRE AGREEMENT AND THERE IS NO OTHER AGREEMENT  
OF ANY KIND.

DATED: 7/6/2010

Wiley J. Beveridge, LPN  
WILEY J. BEVERIDGE, LPN

FOR THE MAINE  
STATE BOARD OF NURSING

DATED: 7/8/10

Myra Broadway  
MYRA A. BROADWAY, J.D., M.S., R.N.  
Executive Director

FOR THE OFFICE  
OF THE ATTORNEY GENERAL

DATED: 7/8/10

John H. Richards  
JOHN H. RICHARDS  
Assistant Attorney General

April 26, 2011

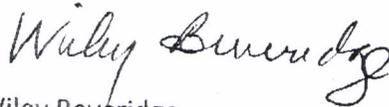
Paul Longoria, Investigator  
Enforcement Division  
Texas Board of Nursing  
333 Guadalupe Street, Ste. 3-460  
Austin, TX 78701

RE: TX nursing license

Dear Mr. Longoria:

I am writing to inform you that I am surrendering my Texas vocational nursing license as of today, April 26, 2011. If there is further information needed I will be happy to cooperate.

Sincerely,



Wiley Beveridge  
7 Loon Lane  
Windham, ME 04062  
207.899.7209  
wileybeveridge@gmail.com

D.O.B. 9/25/1951