



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. Roman
Executive Director of the Board

BEFORE THE TEXAS BOARD OF NURSING

In the Matter of Vocational Nurse §
License Number 202478 §
issued to LISA MARIE WALKER §

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 202478, issued to LISA MARIE WALKER, 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 is currently licensed to practice vocational nursing in the State of Texas.
2. Respondent waived representation by counsel, informal proceedings, notice and hearing.
3. Respondent received a Certificate in Vocational Nursing from Hill College-JCBC-Cleburne, Cleburne, Texas, on December 15, 2005. Respondent was licensed to practice vocational nursing in the State of Texas on January 26, 2006.
4. Respondent's vocational nursing employment history includes:

1/2006 - 4/2006	Unknown	
4/2006 - 11/2006	LVN	Indian Oaks Nursing Center Killeen, Texas
11/2006 - 6/2009	LVN	Temple Living Center Western Hills Temple, Texas

Respondent's vocational nursing employment history continued:

7/2009 - 5/2010	Unknown	
6/2010 - 10/2010	LVN	King's Daughter's Clinic Temple, Texas
11/10 - Present	Unknown	

5. Formal Charges were filed on November 9, 2010. 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 November 17, 2010.
7. In a letter dated December 16, 2010, Respondent was notified by the Board of the following allegation:

On or about October 15, 2010 while employed with King's Daughters Clinic, Temple, Texas, Respondent misappropriated Vicodin belonging to an associate of the facility or failed to take precautions to prevent such misappropriation, in that she admitted to such misappropriation.
8. On January 5, 2011, the Board received a statement from Respondent voluntarily surrendering the right to practice nursing in Texas. A copy of Respondent's statement, dated December 1, 2010, is attached and incorporated herein by reference as part of this Order.
9. 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.
10. 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)(10), Texas Occupations Code, and 22 TEX. ADMIN. CODE §217.12(1)(B),(4),(6)(G),(10)(C)&(11)(B).
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.

ORDER

NOW, THEREFORE, IT IS ORDERED that the voluntary surrender of Vocational Nurse License Number 202478, heretofore issued to LISA MARIE WALKER, 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:

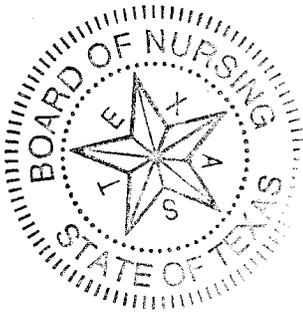
1. RESPONDENT SHALL NOT practice vocational nursing, use the title of vocational nurse or the abbreviation LVN or wear any insignia identifying herself as a vocational nurse or use any designation which, directly or indirectly, would lead any person to believe that RESPONDENT is a vocational nurse during 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.

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CONTINUED ON NEXT PAGE.

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 1st day of February, 2011.



TEXAS BOARD OF NURSING

By:

A handwritten signature in black ink, which appears to read 'Katherine A. Thomas', is written over a horizontal line.

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

In the Matter of Permanent License § **BEFORE THE TEXAS**
Number 202478, Issued to §
LISA MARIE WALKER, Respondent § **BOARD OF NURSING**

FORMAL CHARGES

This is a disciplinary proceeding under Section 301.452(b), Texas Occupations Code. Respondent, LISA MARIE WALKER, is a Vocational Nurse holding license number 202478, 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 April 2, 2009, while employed with Temple Living Center Western Hills, Temple, Texas, Respondent failed to follow facility policy and procedure in place for the wastage and/or proper destruction of discontinued Vicodin. When questioned about the discontinued Vicodin, Respondent stated that she did not remember what she did with it. Respondent's conduct was likely to deceive the pharmacy and placed them in violation of Chapter 481 of the Texas Health & Safety Code (Controlled Substances Act).

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

CHARGE II.

On or about April 2, 2009, while employed with Temple Living Center Western Hills, Temple, Texas, Respondent misappropriated Vicodin belonging to the facility and patients thereof or failed to take precautions to prevent such misappropriation, in that she admitted to such misappropriation. Respondent's conduct was likely to defraud the facility of the cost of the medications.

The above action constitutes grounds for disciplinary action in accordance with Section 301.452(b)(10), Texas Occupations Code, and is a violation of 22 TEX. ADMIN. CODE §217.12(1)(B)&(6)(G).

CHARGE III.

On or about April 2, 2009, while employed with Temple Living Center Western Hills, Temple, Texas, Respondent engaged in the intemperate use of Vicodin in that Respondent admitted to misappropriating Vicodin for her own use. Possession of Vicodin is prohibited by Chapter 481 of the Texas Health & Safety Code (Controlled Substances Act). The use of Vicodin 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(4)&(5),(10)(A)&(11)(B).

CHARGE IV.

On or about September 9, 2009 in the Bell County Court at Law No. 2, Belton, Texas, Respondent plead nolo contendere and was convicted of the offense of "Driving While Intoxicated" a Class B Misdemeanor (committed on December 22, 2007) in Cause Number 2C0800633. Respondent was confined to three (3) days in jail and assessed a fine and court costs.

The above action constitutes grounds for disciplinary action in accordance with Section 301.452(b)(10), Texas Occupations Code, and is a violation of 22 TEX. ADMIN. CODE §217.12(13).

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 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).

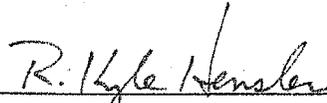
NOTICE IS GIVEN that all statutes and rules cited in these Charges are incorporated as part of this pleading and can be found at the Board's website, www.bon.state.tx.us.

NOTICE IS GIVEN that to the extent applicable, based on the Formal Charges, the Board will rely on Adopted Disciplinary Guidelines for Criminal Conduct and on Adopted Disciplinary Sanction Policies for Nurses with Substance Abuse, Misuse, Substance Dependency, or other Substance Use Disorder, and for Fraud, Theft & Deception, which can be found at the Board's website, 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.

Filed this 9th day of November, 2010.

TEXAS BOARD OF NURSING



James W. Johnston, General Counsel

Board Certified - Administrative Law

Texas Board of Legal Specialization

State Bar No. 10838300

Jena Renee Koslan Abel, Assistant General Counsel

State Bar No. 24036103

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TEXAS BOARD OF NURSING

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Untitled

12-01-10

To The Texas Board of Nursing:

At this time I, Lisa M. Walker, would like to voluntarily surrender my license #202478. Please contact me with any concerns or questions at the current contact information you have.

Thank you,
Lisa M. Walker

Lisa M. Walker