



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 P. Thomas
Executive Director of the Board

BEFORE THE TEXAS BOARD OF NURSING

In the Matter of Registered Nurse
License Number 669624
issued to DAWN MARIE SANCHEZ

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ORDER OF THE BOARD

On this day, the Texas Board of Nursing, hereinafter referred to as the Board, accepted the voluntary surrender of Registered Nurse License Number 669624, issued to DAWN MARIE SANCHEZ, 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 professional nursing in the State of Texas.
2. Respondent waived representation by counsel, informal proceedings, notice and hearing.
3. Respondent received a Baccalaureate Degree in Nursing from Southwestern Oklahoma State University, Weatherford, Oklahoma, on May 1, 1994. Respondent was licensed to practice professional nursing in the State of Texas on June 29, 2000.
4. Respondent's professional nursing employment history includes:

06/2000 - 11/2000	Employment history unknown.
11/2000 - 12/2002	RN Harris Methodist Erath County Stephenville, Texas
12/2002 - 03/2003	Employment history unknown

Respondent's professional nursing employment history continued:

03/2003 - 05/2004	RN	Campbell Health System Weatherford, Texas
06/2004 - 06/2005	RN	Auxi Health Care
06/2005 - 03/2009	RN	Kindred Health Care Ft. Worth and Southwest
12/2008 - 6/2009	RN	Baylor Surgicare of Granbury Granbury, Texas
06/2009 - 09/2009	Employment history unknown	
09/2009 - 08/2010	RN	John Peter Smith Hospital Ft. Worth, Texas
09/2010 - Present	Employment history unknown.	

5. On April 28, 2010, Respondent was issued an Agreed Order by the Texas Board of Nursing which required her to participate and successfully complete the Texas Peer Assistance Program for Nurses (TPAPN). A copy of the Finding of Fact, Conclusions of Law and Order dated April 28, 2010, is attached and incorporated herein by reference as part of this Order.
6. On November 9, 2010, the Board provided notice to Respondent for the following allegations:
 - a. On or about August 24, 2010, while employed as a Registered nurse with John Peter Smith Hospital, Fort Worth, Texas, Respondent misappropriated Dilaudid, Morphine, Hydrocodone, and Fentanyl belonging to the facility and patients thereof, or failed to take the precautions to prevent such misappropriation. Additionally, Respondent admitted to taking the medications. Respondent's conduct was likely to defraud the facility and patients of the cost of medications.
 - b. On or about August 24, 2010, while employed as a Registered nurse with John Peter Smith Hospital, Fort Worth, Texas, Respondent lacked fitness to practice professional nursing, in that while on duty she expressed suicidal ideation and was admitted to the psychiatric unit for evaluation and stabilization. Respondent's condition could have affected her ability to recognize subtle signs, symptoms or changes in patients' conditions, and could have affected her ability to make rational, accurate, and appropriate assessments, judgements, and decisions regarding patient care, thereby placing the patients in potential danger.

- c. On or about August 24, 2010, Respondent failed to comply with the Agreed Order issued to her by the Texas Board of Nursing, on April 28, 2010. Respondent's noncompliance is the result of her failure to comply with Stipulation Number Three (3) of the Order, which reads, in pertinent part:

(3) "PETITIONER SHALL, comply with all requirements of the TPAPN contract during its term. . ."

Respondent was dismissed from the TPAPN Program on September 17, 2010.

7. On November 22, 2010, the Board received a notarized statement from Respondent voluntarily surrendering the right to practice nursing in Texas. A copy of Respondent's notarized statement, dated November 16, 2010, 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 violations of Section 301.452(b)(10)&(12), Texas Occupations Code, and 22 TEX. ADMIN. CODE §217.12(1)(A),(E),(4),(5),(6)(G), (8),(10)(A),(E)&(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 Registered Nurse License Number 669624, heretofore issued to DAWN MARIE SANCHEZ, to practice professional 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 professional nursing, use the title of registered nurse or the abbreviation RN or wear any insignia identifying herself as a registered nurse or use any designation which, directly or indirectly, would lead any person to believe that RESPONDENT is a registered 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 professional nursing in the State of Texas.

Effective this 22nd day of November, 2010.



TEXAS BOARD OF NURSING

By:



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

DAWN MARIE SANCHEZ
397 Private Road 1620
Bluffdale, Texas 76433
Texas RN License #669624

Voluntary Surrender Statement

November 9, 2010

Dear Texas Board of Nursing:

I no longer desire to be licensed as a professional nurse. Accordingly, I voluntarily surrender my license/licenses to practice in Texas. I waive representation by counsel and consent to the entry of an Order which outlines requirements for reinstatement of my license. I understand that I will be required to comply with the Board's Rules and Regulations in effect at the time I submit any petition for reinstatement.

Signature Dawn Sanchez

Date 11-16-10

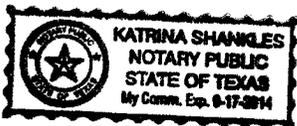
Texas Nursing License Number/s 669624

The State of Texas

Before me, the undersigned authority, on this date personally appeared DAWN MARIE SANCHEZ who, being duly sworn by me, stated that she executed the above for the purpose therein contained and that she understood same.

Sworn to before me the 16 day of November, 2010.

SEAL



Katrina Shankles
Notary Public in and for the State of Texas 2010

Respondent's professional nursing employment history continued:

12/2002 - 03/2003	Employment history unknown
03/2003 - 05/2004	RN Campbell Health System Weatherford, Texas
06/2004 - 06/2005	RN Auxi Health Care
06/2005 - 03/2009	RN Kindred Health Care Ft. Worth and Southwest
12/2008 - 6/2009	RN Baylor Surgicare of Granbury Granbury, Texas
06/2009 - 09/2009	Employment history unknown
09/2009 - Present	RN John Peter Smith Hospital Ft. Worth, Texas

6. At the time of the incidents, Respondent was employed as a Registered Nurse with Baylor Surgicare of Granbury, Granbury, Texas, and had been in this position for six (6) months.
7. On or about June 15, 2009, while employed as a Registered Nurse with Baylor Surgicare at Granbury, Granbury, Texas, Respondent misappropriated Demerol from the facility and patients thereof, or failed to take the precautions to prevent such misappropriation. Possession of Demerol, without a valid prescription, is prohibited by Chapter 481 of the Texas Health and Safety Code (Controlled Substances Act). Respondent's conduct was likely to defraud the facility and patients of the cost of medications.
8. On or about June 15, 2009, while employed as a Registered Nurse with Baylor Surgicare at Granbury, Granbury, Texas, Respondent lacked fitness to practice professional nursing, in that she admitted to misappropriating Demerol with the intent of harming herself. Respondent's condition could have affected her ability to recognize subtle signs, symptoms or changes in patients' conditions, and could have affected her ability to make rational, accurate, and appropriate assessments, judgements, and decisions regarding patient care, thereby placing the patients in potential danger.
9. In response to Findings of Fact Numbers Seven (7) and Eight (8), Respondent states: The allegations are true. On June 14, 2009, after several days of terrible sadness and severe depression, I decided everyone was better off without me. I would not have to deal with all the pain and sadness. I now know that I am battling severe depression, that at the time, almost pushed me over the edge. On June 14, 2009, I went to the center knowing that no

one would be there, I removed the Demerol from the lock box and drew it all up, and fully intended to go to sleep peacefully and forever. By the grace of God I took a look in the mirror and knew I had to do something, but not die. I squirted out the medication immediately and called my pastor. I disclosed what had occurred to my boss on Monday morning. I was ashamed and afraid. I took two months off from working, sought spiritual counseling, and started seeing a Licensed Counselor. I pray that I will be allowed to continued counseling and that the Board consider a peer assistance program. for nurses with mental health issues.”

9. The Respondent's conduct described in the preceding Finding of Fact was reportable under the provisions of Sections 301.401-301.419, Texas Occupations Code.
10. The Board finds that there exists serious risks to public health and safety as a result of impaired nursing care due chemical dependency.
11. Respondent's conduct described in Findings of Fact Numbers Seven (7) and Eight (8) resulted from was significantly influenced by Respondent's mental illness.
12. Respondent's compliance with the terms of a Board approved peer assistance program should be sufficient to protect patients and the public.

CONCLUSIONS OF LAW

1. Pursuant to Texas Occupations Code, Sections 301.451-301.455, 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)&(12), Texas Occupations Code, and 22 TEX. ADMIN. CODE §217.12(1)(A),(E),(4),(5),(6)(G),(8), (10)(E)&(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 669624, heretofore issued to DAWN MARIE SANCHEZ, including revocation of Respondent's license to practice nursing in the State of Texas.
5. The Board may, in its discretion, order a nurse to participate in a peer assistance program approved by the Board if the nurse would otherwise have been eligible for referral to peer assistance pursuant to Section 301.410, Texas Occupations Code.

ORDER

IT IS THEREFORE AGREED and ORDERED that RESPONDENT, in lieu of the sanction of Revocation under Section 301.453, Texas Occupations Code, SHALL comply with the following conditions for such a time as is required for RESPONDENT to successfully complete the Texas Peer Assistance Program for Nurses (TPAPN):

(1) RESPONDENT SHALL, within forty-five (45) days following the date of entry of this final Order, apply to TPAPN and SHALL, within ninety (90) days following the date of entry of this final Order, sign and execute the TPAPN participation agreement, which SHALL include payment of a non-refundable participation fee in the amount of five hundred dollars (\$500.00) payable to TPAPN.

(2) Upon acceptance into the TPAPN, RESPONDENT SHALL waive confidentiality and provide a copy of the executed TPAPN participation agreement to the Texas Board of Nursing.

(3) RESPONDENT SHALL comply with all requirements of the TPAPN participation agreement during its term and SHALL keep her license to practice nursing in the State of Texas current.

(4) RESPONDENT SHALL CAUSE the TPAPN to notify the Texas Board of Nursing of any violation of the TPAPN participation agreement.

IT IS FURTHER AGREED and ORDERED, RESPONDENT SHALL comply in all respects with the Nursing Practice Act, Texas Occupations Code, Section §§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 multistate licensure 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, SHOULD RESPONDENT fail to comply with this Order or the terms of the participation agreement with the TPAPN, such noncompliance will result in further disciplinary action including EMERGENCY SUSPENSION pursuant to Section 301.4551, Texas Occupations Code, or REVOCATION of Respondent's license and nurse licensure compact privileges, if any, to practice nursing in the State of Texas.

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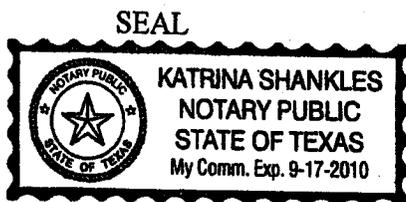
RESPONDENT'S CERTIFICATION

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. I do acknowledge possessing a diagnosis that deems me eligible to participate in the Texas Peer Assistance Program for Nurses. By my signature on this Order, I agree to the Findings of Fact, Conclusions of Law, and Conditions One (1) through Four (4) of this Order to obtain disposition of the allegations through peer assistance and to avoid further disciplinary action in this matter. I waive judicial review of this Order. I understand that this Order becomes effective upon acceptance by the Executive Director on behalf of the Texas Board of Nursing, 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 professional nursing in the State of Texas, as a consequence of my noncompliance.

Signed this 13 day of April, 2010.

Dawn Marie Sanchez
DAWN MARIE SANCHEZ, Respondent

Sworn to and subscribed before me this 13 day of April, 2010.

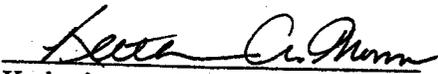


Katrina Shankles
Notary Public in and for the State of TEXAS

WHEREFORE PREMISES CONSIDERED, the Executive Director, on behalf of the Texas Board of Nursing, does hereby accept and enter the Agreed Order that was signed on the 13th day of April, 2010, by DAWN MARIE SANCHEZ, Registered Nurse License Number 669624, and said Order is final.

Entered and effective this 28th day of April, 2010.




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