

7. On October 2, 2008, the Texas Board of Nursing notified Respondent of the following allegations:

- A. On or about December 12, 2007, while employed as a Registered Nurse with Texas Home Health, Bastrop, Texas, Respondent misappropriated Vicodin belonging to Client WA34154.
- B. On or about January 7, 2008, while employed as a Registered Nurse with Texas Home Health, Bastrop, Texas, Respondent misappropriated Vicodin belonging to Client WA20229.
- C. On or about January 9, 2008, Respondent may have lacked fitness to practice professional nursing, in that Respondent informed the staff at Texas Home Health that she had admitted herself for psychiatric treatment.
- D. On or about January 15, 2008, and after Respondent had stopped working for Texas Home Health, Bastrop, Texas, Respondent misrepresented herself as a nurse for Texas Home Health to Client WA20149, and misappropriated Vicodin from the client.
- E. On or about January 16, 2008, and after Respondent had stopped working for Texas Home Health, Bastrop, Texas, Respondent misrepresented herself as a nurse for Texas Home Health to Client WA75607 and misappropriated Vicodin from the client.
- F. On or about February 13, and February 14, 2008, and after Respondent's employment had been terminated by Texas Home Health, Bastrop, Texas, on February 4, 2008, Respondent misrepresented herself as a nurse for Texas Home Health to Client WA148149, and misappropriated Vicodin from the client.
- G. On or about May 24, 2008, through June 1, 2008, and after Respondent's employment had been terminated by Texas Home Health, Bastrop, Texas, on February 4, 2008, Respondent misrepresented herself as a nurse for Texas Home Health to Texas Home Health clients and misappropriated Vicodin belonging to the clients.
- H. On or about September 2, 2008, while employed as a Registered Nurse with Providence Health Center, Waco, Texas, Respondent engaged in the intemperate use of Hydromorphone and Tramadol, in that Respondent submitted a specimen for a drug screen which resulted in positive for Hydromorphone and Tramadol.

8. On June 5, 2009, the Texas Board of Nursing notified Respondent of the following allegations:

- A. On October 14, 2008, while employed as a Registered Nurse with Hillcrest Baptist Medical Center, Waco, Texas, Respondent withdrew Hydrocodone/APAP from the Medication Dispensing System (Pyxis) but failed to document the administration of the medication in the Medication Administration Records and/or nurse's notes.
- B. On October 16, 2008, while employed as a Registered Nurse with Hillcrest Baptist Medical Center, Waco, Texas, Respondent withdrew Oxycodone/Acetaminophen from the Medication Dispensing System (Pyxis) at 0007 and documented it on the Medication Administration Records. Then Respondent made a Medication Dispensing System (Pyxis) entry at 0008 for the wastage of this medication and made an additional removal of the same medication at 0009.
- C. On October 22, 2008, while employed as a Registered Nurse with Hillcrest Baptist Medical Center, Waco, Texas, Respondent withdrew Oxycodone/Acetaminophen from the Medication Dispensing System (Pyxis) but failed to document the administration of the medication in the Medication Administration Records and/or nurse's notes.
- D. On October 23, 2008, while employed as a Registered Nurse with Hillcrest Baptist Medical Center, Waco, Texas, Respondent withdrew Oxycodone/Acetaminophen from the Medication Dispensing System (Pyxis) but failed to document the administration of the medication in the Medication Administration Records and/or nurse's notes.
- E. On October 24, 2008, while employed as a Registered Nurse with Hillcrest Baptist Medical Center, Waco, Texas, Respondent withdrew Oxycodone/Acetaminophen from the Medication Dispensing System (Pyxis) but failed to document the administration of the medication in the Medication Administration Records and/or nurse's notes.
- F. On October 24, 2008, while employed as a Registered Nurse with Hillcrest Baptist Medical Center, Waco, Texas, Respondent withdrew Oxycodone/Acetaminophen from the Medication Dispensing System (Pyxis) at 0432 and documented the time of administration of the medication as 0430 in the Medication Administration Records; then, at 0434 Respondent documented it in the Medication Administration Records as wasted, and then made an additional removal of the same medication at 0435.
- G. On October 25, 2008, while employed as a Registered Nurse with Hillcrest Baptist Medical Center, Waco, Texas, Respondent withdrew Oxycodone/Acetaminophen from the Medication Dispensing System (Pyxis) at 0536 and documented it on the Medication Administration Records as wasted at 0540, and then made an additional removal of the same medication at 0541.

- H. On October 28, 2008, while employed as a Registered Nurse with Hillcrest Baptist Medical Center, Waco, Texas, Respondent withdrew Oxycodone/Acetaminophen from the Medication Dispensing System (Pyxis) at 1943 and documented it on the Medication Administration Records as wasted at 2044, and then made an additional removal of the same medication at 2045.
 - I. On October 29, 2008, while employed as a Registered Nurse with Hillcrest Baptist Medical Center, Waco, Texas, Respondent withdrew Oxycodone/Acetaminophen from the Medication Dispensing System (Pyxis) but failed to document the administration of the medication in the Medication Administration Records and/or nurse's notes.
 - J. On October 30, 2008, while employed as a Registered Nurse with Hillcrest Baptist Medical Center, Waco, Texas, Respondent withdrew Oxycodone/Acetaminophen from the Medication Dispensing System (Pyxis) at 0150 and documented it on the Medication Administration Records as wasted at 0200, and then made an additional removal of the same medication at 0201.
 - K. On October 30, 2008, while employed as a Registered Nurse with Hillcrest Baptist Medical Center, Waco, Texas, Respondent withdrew Oxycodone/Acetaminophen from the Medication Dispensing System (Pyxis) at 0631 and documented the time of administration of the medication as 0630 in the Medication Administration Records; then, at 0633 Respondent documented it in the Medication Administration Records as wasted, and then made an additional removal of the same medication at 0633.
- 9. On July 23, 2010, Respondent returned License Number 716272 and submitted a notarized statement to the Board voluntarily surrendering the right to practice professional nursing in Texas. A copy of Respondent's notarized statement, is attached and incorporated herein, by reference, as part of this Order.
 - 10. 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.
 - 11. 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 Sections 301.452(b)(9),(10)&(12), Texas Occupations Code, and 22 Tex. Admin. Code §217.12(1)(A)(B),(C)&(E),(4),(5),(6)(A)&(H),(8),(10)(A),(B),(C),(D)&(E)&(11)(B).
4. Under Section 301.453c, 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.

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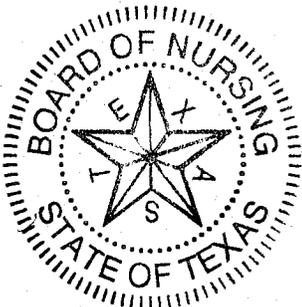
ORDER

NOW, THEREFORE, IT IS ORDERED that the voluntary surrender of Registered Nurse License Number 716272, heretofore issued to SHELLI JO MYERS, 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 2nd day of September, 2010.



TEXAS BOARD OF NURSING

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

To: Texas Board of Nursing

333 Guadalupe St 3-3944

Austin, TX 78701

From: Shelli Jo Myers

PO Box 982

Lorena, TX 76655

SS#-466-89-3053

Lic#-716272

I am voluntarily surrendering my registered nurse license. Enclosed is the paper license that I have.



Shelli Jo Myers

