



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

BEFORE THE TEXAS BOARD OF NURSING

In the Matter of Vocational Nurse § AGREED
License Number 105786 §
issued to SHARON R. GREEN § ORDER

On this day the Texas Board of Nursing, hereinafter referred to as the Board, considered the matter of SHARON R. GREEN, Vocational Nurse License Number 105786, hereinafter referred to as Respondent.

Information received by the Board produced evidence that Respondent may have violated Section 301.452(b)(10), Texas Occupations Code. Respondent waived representation by counsel, informal proceedings, notice and hearing, and agreed to the entry of this Order offered on August 3, 2009, by Katherine A. Thomas, MN, RN, Executive Director.

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.
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 vocational nursing in the State of Texas.
4. Respondent received a Certificate in Vocational Nursing from Kilgore College, Kilgore, Texas, on March 2, 1984. Respondent was licensed to practice vocational nursing in the State of Texas on May 30, 1984.
5. Respondent's vocational nursing employment history includes:

05/84-08/01 Unknown

Respondent's vocational nursing employment history continued:

| | | |
|---------------|---------|-------------------------------------|
| 09/01-07/05 | LVN | Maxim Healthcare Dallas, Texas |
| 08/05 | Unknown | |
| 09/05-12/06 | LVN | At Home Health Care Tyler, Texas |
| 12/06-12/07 | LVN | Maxim Healthcare Tyler, Texas |
| 12/07-Present | LVN | Angels of Care Howe, Texas |

6. On December 3, 2001, Respondent's license to practice vocational nursing in the State of Texas was Reprimanded by the Board of Vocational Nurse Examiners for the State of Texas. A copy of the Agreed Order dated December 3, 2001 is attached and incorporated herein by reference as part of this Order.
7. On or about December 4, 2007, Respondent entered a plea of Guilty and was convicted of DRIVING WHILE INTOXICATED 2ND, a Class A misdemeanor offense committed on May 31, 2007, in the County Court at Law #1, Gregg County, Texas, under Cause No. 2007-3368. As a result of the conviction, Respondent was sentenced to confinement in the County Jail for a period of one (1) year; however, the imposition of the sentence of confinement was suspended and Respondent was placed on probation for a period of eighteen (18) months. On June 3, 2009, an Order to Release the Interlock Device was entered in the County Court at Law #1, Gregg County, Texas, under Cause No. 2007-3368.
8. 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.
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.
10. In response to Finding of Fact Number Seven (7), Respondent states, "I used poor judgment in driving to the store after consuming alcohol and violated the law."
11. 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), Texas Occupations Code, and 22 TEX. ADMIN. CODE §217.12(13).
4. The evidence received is sufficient cause pursuant to Section 301.452(b), Texas Occupations Code, to take disciplinary action against Vocational Nurse License Number 105786, heretofore issued to SHARON R. GREEN, 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):

RESPONDENT SHALL deliver the wallet-sized license issued to SHARON R. GREEN, to the office of the Texas Board of Nursing within ten (10) days from the date of ratification of this Order.

(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 three hundred fifty dollars (\$350.00)

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 multistate licensure 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 revocation of Respondent's license and multistate licensure privileges, if any, to practice nursing in the State of Texas.

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. 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 vocational nursing in the State of Texas, as a consequence of my noncompliance.

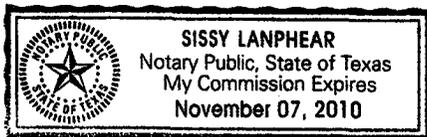
Signed this 24 day of August, 2009.

Sharon R. Green
SHARON R. GREEN, Respondent

Sworn to and subscribed before me this 24 day of August, 2009.

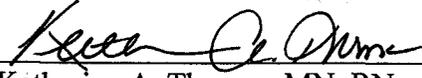
SEAL

Sissy Lanphear
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 24th day of August, 2009, by SHARON R. GREEN, Vocational Nurse License Number 105786, and said Order is final.

Entered and effective this 28th day of August, 2009.


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

BOARD OF VOCATIONAL
NURSE EXAMINERS

VS.

SHARON R. GREEN

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§
§
§
§

STATE OF TEXAS

COUNTY OF TRAVIS

AGREED BOARD ORDER

On this day came to be considered by the Board of Vocational Nurse Examiners the matter of vocational nurse license number 105786 held by SHARON R. GREEN, hereinafter called Respondent.

By letter, the Board of Vocational Nurse Examiners sent preliminary notice to Respondent of its intent to take disciplinary action with respect to said license held by Respondent, as a result of a complaint and subsequent investigation. Said investigation produced evidence indicating that Respondent has been convicted of a crime of the grade of a misdemeanor that relates to the practice of vocational nursing and/or involves moral turpitude, in violation of the Texas Occupations Code, Chapter 302, Section 302.402 (a) (3) (B), in the following manner:

i.

a. On or about August 29, 2000, Respondent submitted her License Renewal to the Board of Vocational Nurse Examiners and checked "Yes" to the question, "Were you convicted of a misdemeanor other than a minor traffic violation since your last renewal?"

b. On June 9, 1999, Respondent was convicted of the misdemeanor offense of Driving While Intoxicated (DWI), under Cause No. 123743A in the County Court at Law 2 of Smith County, Texas. As a result of said conviction, Respondent was sentenced to 180 days confinement in the Smith County Jail and fined \$1,000.00 with \$750.00 probated.

AGREED BOARD ORDER
RE: SHARON R. GREEN, LVN #105786
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c. Respondent has been convicted of a crime, which the Board considers to be directly related to the duties and responsibilities of a Licensed Vocational Nurse. Said conviction is inconsistent with the basic duties and responsibilities inherent in the occupation of vocational nursing in that said occupation requires knowledge and familiarity of drugs, and compliance with drug laws.

By Respondent's signature on this Order, Respondent neither admits nor denies the truth of the matters previously set out in this Order with respect to the above-mentioned investigation. By Respondent's signature on this Order, Respondent acknowledges that they have read and understood this Order and have approved it for consideration by the Board.

By their notarized signature on this Order, Respondent does hereby waive the right to a formal Complaint, Notice of Hearing and a Public Hearing held before an Administrative Law Judge with the State Office of Administrative Hearings, and to judicial review of this disciplinary action. Notice of this disciplinary action will appear in the Board's newsletter sent to Texas employers.

ORDER OF THE BOARD

NOW THEREFORE, IT IS ORDERED that license number 105786, heretofore issued to SHARON R. GREEN to practice vocational nursing in the State of Texas be, and the same is hereby **REPRIMANDED**.

AGREED BOARD ORDER
RE: SHARON R. GREEN, LVN #105786
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This Agreed Order shall not be effective or take effect and become enforceable in accordance with its terms until endorsed by a majority of the Board present and voting, at its next regularly called session.

Dated this the 29 day of October, 2001.

Sharon Green
Signature of Respondent

18081 Midway Rd Apt 1324
Current Address

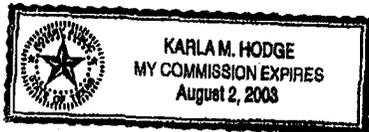
Dallas, TX 75287
City, State and Zip

972-1862-7096
Area Code and Telephone Number

The State of Texas
County of Dallas

Before me, the undersigned authority, on this day personally appeared SHARON R. GREEN, who being duly sworn by me stated that he or she executed the above for the purpose therein contained, and that he or she understood same.

SWORN TO AND SUBSCRIBED before me on this the 29th day of October, 2001.



Karl M. Hodge
NOTARY PUBLIC IN AND FOR
THE STATE OF TEXAS
My Commission Expires August 02, 2003

AGREED BOARD ORDER
RE: SHARON R. GREEN, LVN #105786
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Betty E. Sims
Betty E. Sims, RN, MSN
Agent for the Board of
Vocational Nurse Examiners

SWORN TO AND SUBSCRIBED before me, the undersigned authority, on this the
3rd day of December, 2001.

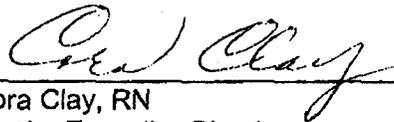


Sandy Gardner
NOTARY PUBLIC IN AND FOR
THE STATE OF TEXAS
My Commission Expires 4/13/03

BOARD ORDER
RE: SHARON R. GREEN, LVN #105786
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WHEREFORE, PREMISES CONSIDERED, the Board of Vocational Nurse Examiners for the State of Texas does hereby ratify and adopt the Agreed Board Order, notarized on the 29th day of October, 2001 by SHARON R. GREEN, license number 105786 and that Said Order is Final.

Effective this 3rd day of December, 2001.



Cora Clay, RN
Interim Executive Director
On Behalf of Said Board

BOARD ORDER
RE: SHARON R. GREEN, LVN #105786
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CERTIFICATE OF SERVICE

I hereby certify that on the 7th day of December, 2001, a true and correct copy of the foregoing **BOARD ORDER** was served by placement in the U.S. Mail first class mail, and addressed to the following person(s):

SHARON R. GREEN
18081 MIDWAY ROAD
NO 1324
DALLAS, TEXAS 75287



Cora Clay, RN
Interim Executive Director
Agent for the Board of Vocational Nurse Examiners