



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 Registered Nurse License Number 631018 § AGREED
and Vocational Nurse License Number 157308 §
issued to LISA M. ALLEN (THOMPSON) §
ORDER

On this day the Texas Board of Nursing, hereinafter referred to as the Board, considered the matter of LISA M. ALLEN (THOMPSON), Registered Nurse License Number 631018 and Vocational Nurse License Number 157308, hereinafter referred to as Respondent.

Information received by the Board produced evidence that Respondent may have violated Section 301.452(b)(9)&(10), Texas Occupations Code. Respondent waived informal proceedings, notice and hearing, and agreed to the entry of this Order offered on February 3, 2008, 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 informal proceedings, notice and hearing, and agreed to the entry of this Order.
3. Respondent is currently licensed to practice professional nursing in the State of Texas. Respondent's license to practice vocational nursing in the State of Texas is currently in delinquent status.
4. Respondent received a Diploma in Vocational Nursing from North Central Texas College, Gainesville, Texas on December 14, 1995. Respondent was licensed to practice vocational nursing in the State of Texas on April 23, 1996. Respondent received an Associate Degree in Nursing from North Central Texas College, Gainesville, Texas on May 1, 1996. Respondent was licensed to practice professional nursing in the State of Texas on July 2, 1996.

5. Respondent's vocational and professional nursing employment history includes:

1996 - 1997	LVN/RN	Gainsville Hospital Gainsville, Texas
1997 - 1998	Employment History Unknown	
1998 - 1999	RN	Signature Pointe on the Lake Dallas, Texas
1999 - 12/2007	RN	Baylor Health Care System Dallas, Texas
01/2008 - Present	Employment History Unknown	

6. At the time of the incidents, Respondent was employed as a Registered Nurse with Baylor Health Care System, and had been in this position for six (6) years.
7. On or about December 2005, while employed with Baylor University Medical Center, Dallas, Texas, Respondent misappropriated Dilaudid from the facility and patients thereof, or failed to take precautions to prevent such misappropriation. Respondent's conduct was likely to defraud the facility and patients of the cost of the medications.
8. On or about August 20, 2007, Respondent engaged in the intemperate use of Propoxyphene in that Respondent submitted a specimen for a drug/alcohol screen which resulted positive for Propoxyphene. Possession of Propoxyphene is prohibited by Chapter 481 of the Texas Health & Safety Code (Controlled Substances Act). The use of Propoxyphene by a 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 have impaired the nurse's ability to make rational, accurate, and appropriate assessments, judgements, and decisions regarding patient care, thereby placing the patient in potential danger.
9. On or about December 14, 2007, Respondent engaged in the intemperate use of Demerol, Dilaudid, and Vicodin in that Respondent submitted a specimen for a drug/alcohol screen which resulted positive for Hydromorphone, Hydrocodone, and Normeperidine. Possession of Demerol, Dilaudid, and Vicodin is prohibited by Chapter 481 of the Texas Health & Safety Code (Controlled Substances Act). The use of Demerol, Dilaudid, and Vicodin by a 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 have impaired the nurse's ability to make rational, accurate, and appropriate assessments, judgements, and decisions regarding patient care, thereby placing the patient in potential danger.

10. In response to Findings of Fact Number Seven (7) through Number Nine (9), Respondent states; "I started on pain pills in 2003 after gastric by-pass. In 2004, a pain specialist experimented on me with all kinds of pain medications, including, Fentanyl, PO Dilaudid, morphine pills, etc., and diagnosed me with fibromyalgia. In December 2005, I diverted medications from the Pyxis and was sent to treatment. I was clean in TPAPN for 17 months when I had a procedure with anesthesia. One month later I relapsed with Darvocet. I started the TPAPN program over again in September, and three months later I relapsed by taking medication out of the waste bin at work (Demerol and Dilaudid) and then my husbands pain pills. On December 14 (2007) I went back into treatment and am currently in a good program." Respondent states that her date of sobriety is December 14, 2007.
11. The Respondent's conduct described in the preceding Findings of Fact was reportable under the provisions of Sections 301.401-301.419, Texas Occupations Code.
12. 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.
13. 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 violations of Section 301.452(b)(9)&(10), Texas Occupations Code, and 22 TEX. ADMIN. CODE §217.12(5),(6)(G),(8),(10)(A),(D)&(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 631018 and Vocational Nurse License Number 157308, heretofore issued to LISA M. ALLEN (THOMPSON), including revocation of Respondent's licenses 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 LISA M. THOMPSON, 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 five hundred dollars (\$500) 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.

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

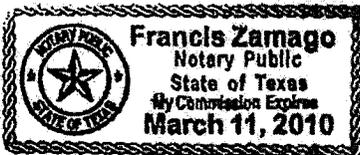
Signed this 26th day of March, 2009

Lisa M. Allen
LISA M. ALLEN (THOMPSON), Respondent

Sworn to and subscribed before me this 26 day of March, 2009.

SEAL

Francis Zamago
Notary Public in and for the State of Texas

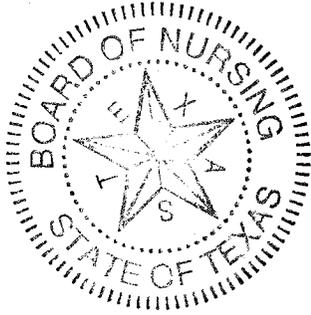


Approved as to form and substance,

Louis Leichter
Louis Leichter, Attorney for Respondent

Signed this 31 day of March, 2009

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 26th day of March, 2009, by LISA M. ALLEN (THOMPSON), Registered Nurse License Number 613018 and Vocational Nurse License Number 157308, and said Order is final.



Entered and effective this 3rd day of April, 2009.

A handwritten signature in cursive script, appearing to read 'Katherine A. Thomas', is written over a horizontal line.

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