



## Board of Nurse Examiners For the State of Texas

Location Address: William P. Hobby Building, Ste. 3-460, 333 Guadalupe Street, Austin, Texas 78701  
Phone: (512) 305-7400 Fax: (512) 305-7401 Web: www.bne.state.tx.us

*Katherine A. Thomas, MN, RN  
Executive Director*

August 11, 2005

TAMARA CHEYNE  
940 SOUTH 1<sup>ST</sup>  
SLATON, TX 79364

Dear Ms. Cheyne:

Our file reflects that all requirements of the Order of the Board entered on June 10, 2002, have been met.

Please return your current wallet-sized license along with a copy of this letter. We will then issue you a license without the stipulated designation.

If you have any questions, please contact me at (512) 305-7667.

Sincerely,

Carolyn Hudson  
Investigator  
Monitoring

:ch

0994/160

### Members of the Board

Joyce Adams, PhD, RN Houston	Deborah Bell, C.I.U., ChFC Abilene	George Buchenau, Jr., BSN, RN, MBA Amarillo	Virginia Campbell, BSN, RN, CNOR Mesquite	Blanca Rosa Garcia, PhD, RN Corpus Christi
Richard Gibbs, L.N. Mesquite	Rachel Gomez, L.N. Harlingen	Brenda Jackson, PhD, RN San Antonio	Beverly Jean Nutall, L.N. Bryan	
Alita Palmer, ME, MA Olney	Phyllis Rawley, CP Vice-President		Linda Rounds, PhD, FNP, RN President	Frank Sandoval, Jr., L.D. San Antonio

BOARD OF VOCATIONAL  
NURSE EXAMINERS

VS

TAMARA LOVE CHEYNE

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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 for the State of Texas, hereinafter referred to as the Board, the matter of vocational nurse license number 130699, held by TAMARA LOVE CHEYNE hereinafter called Respondent.

A sworn Complaint has been filed and served on the Respondent, which alleges violations of the Texas Occupations Code, Chapter 302, and grounds to take disciplinary action against Respondent.

An informal conference was held on April 1, 2002, at the office of the Board of Vocational Nurse Examiners. The conference was conducted by Terrie L. Hairston, R.N., C.H.E., Hearing Officer, assisted by Cathy Parrot, LVN, member of the Board of Vocational Nurse Examiners. Respondent was present and was not represented by counsel.

The conference was attended by Lynda G. Pringle, Investigator for the Board, and Mr. Joe Pitner, Assistant Attorney General. By their notarized signature on this Order, Respondent does hereby waive the right to Notice of Formal Hearing and a Formal Hearing of the Complaint before the Board, and to judicial review of this disciplinary action after this Order is endorsed by the Board.

AGREED BOARD ORDER  
RE: TAMARA LOVE CHEYNE, LVN #130699  
PAGE 2

After reviewing the Complaint and information provided at the informal conference, Respondent agrees to the entry of an Order dispensing with the need for further proceedings on the Complaint. By Respondent's signature on this Order, Respondent neither admits nor denies the truth of the allegations stated in the Complaint. 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. 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 130699, heretofore issued to TAMARA LOVE CHEYNE to practice vocational nursing in the State of Texas be, and the same is hereby Suspended, with said suspension stayed and placed on probation for a period of three (3) years.

**The probation of said license is subject to the following stipulations, to wit:**

1. That if Respondent's place of employment, name, address or telephone number changes, Respondent is to notify the Board office immediately, or no later than ten (10) days after said change has occurred. Said notification shall be in the form of a written letter or report.
2. That Respondent shall comply with Federal, State, and local laws, and all the provisions of the Texas Occupations Code and Rules and Regulations of the Board.
3. That Respondent shall not practice nursing in a Nurse Licensure Compact remote state without obtaining prior written authority of both the BVNE and the Board of Nursing of the remote state.

4. That by copy of this Board Order, Respondent shall provide notice of Board disciplinary action to his/her immediate nursing supervisor(s) and Director(s) of Nursing, throughout the term of probation.

5. That Respondent shall be responsible for causing his/her immediate nursing supervisor(s) to submit satisfactory reports directly to the Board office on a quarterly basis, throughout the term of probation. The receipt of an unfavorable and/or untimely report shall be considered a violation of probation.

6. That any period(s) of nursing unemployment must be documented in writing by Respondent and submitted to the Board office, as provided in Stipulation No. five.

7. That Respondent shall not be employed by a nurse registry, temporary nurse employment agency, home health agency, or as a private duty nurse throughout the term of probation.

8. That Respondent shall attend Alcoholics Anonymous (A.A.), and/or Narcotics Anonymous (N.A.), and shall be responsible for causing his/her program sponsor to submit satisfactory reports directly to the Board office on a quarterly basis, throughout the term of probation. The receipt of an unfavorable and/or untimely report shall be considered a violation of probation.

9. That Respondent shall and hereby agrees to abstain from the consumption of Alcohol, Nubain, Stadol, Daigan or other synthetic opiates, and/or use of unprescribed controlled substances. Any controlled or legend medication must be prescribed by a physician knowledgeable about the disease of addiction, as well as Respondent's history, and it is incumbent upon Respondent to ensure such physician knowledge. If prescribed medication, RESPONDENT SHALL CAUSE the attending physician to submit a written report identifying the medication, dosage and the date the medication was prescribed. The report shall be submitted directly to the Board office by the prescribing physician, within ten (10) days of the date of the prescription.

10. That Respondent shall through the Board's agent (NCPS, Inc.), submit to random blood alcohol and urine drug screens.

11. That Respondent shall be responsible daily for telephoning NCPS, Inc., Voice Response (VR) at 1-800-580-1099. That said drug screen shall be administered through the policies and procedures of the National Confederation of Professional Services, Inc. (NCPS, Inc.), utilizing LabCorp facilities. That said drug-screening panel shall consist of the following:

Alcohol (Ethanol)	Cannabinoids	Methaqualone
Amphetamines	Cocaine	Opiates
Barbiturates	Meperidine	Phencyclidine
Benzodiazepines	Methadone	Propoxyphene

Said screen(s) shall be properly monitored with adherence to chain of custody procedures. A positive result shall be legally confirmed by Gas Liquid Chromatography/Mass Spectrometry (GCMS). The results of said screen(s) shall be submitted directly to the Board office by the laboratory. The expense of said screen(s) shall be borne by Respondent. Any report of failure to contact NCPS, Inc., and/or a positive drug screen for which the Respondent does not have a valid prescription, will be regarded as non-compliance with the terms of this order and may subject the Respondent to further disciplinary action by the Board.

12. That Respondent shall obtain LCDC counseling (licensed chemical dependency counselor) and shall be responsible for causing his/her LCDC counselor to submit satisfactory reports directly to the Board office on a quarterly basis, throughout the term of probation. The expense of said counseling shall be borne by Respondent. The receipt of an unfavorable and/or untimely report shall be considered a violation of probation.

13. That Respondent shall be responsible for causing his/her probation officer to submit satisfactory reports directly to the Board office on a quarterly basis, throughout the term of probation. The receipt of an unfavorable and/or untimely report shall be considered a violation of probation.

14. That if Respondent is discharged from court ordered probation prior to completion of this probationary term, Respondent shall be responsible for causing his/her probation officer to submit a satisfactory report directly to the Board office.

15. That Respondent pay a Probation Monitoring fee in the amount of thirty (\$30.00) dollars in the form of a cashier's check or money order, payable to the Board of Vocational Nurse Examiners. Said fee shall be paid quarterly, due on the 15th of each quarter commencing the quarter following the date of the Board's endorsement of the Order, and continuing thereafter until the successful completion of Respondent's probation. Said fee shall be sent to the Board office, addressed to the "Board of Vocational Nurse Examiners ", 333 Guadalupe, Suite 3-400, Austin, TX 78701. Failure by Respondent to make any quarterly payment on time shall constitute a violation of probation.

16. That Respondent shall return their license to the Board office for a replacement license marked "**PROBATION**" and pay a license re-issue fee in the amount of twenty (\$20.00) dollars in the form of a cashier's check or money order, payable to the Board of Vocational Nurse Examiners. Said return of license and fee shall be made not later than thirty (30) days following the date of the Board's endorsement of the Agreed Board Order. Said license and fee shall be sent to the Board office, addressed to the "Board of Vocational Nurse Examiners", 333 Guadalupe, Suite 3-400, Austin, TX 78701. Failure by Respondent to return said license or pay said fee shall constitute a violation of probation.

AGREED BOARD ORDER  
RE: TAMARA LOVE CHEYNE, LVN #130699  
PAGE 5

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 1<sup>st</sup> day of April, 2002.

Tamara Cheyne  
Signature of Respondent

605 N. 20<sup>th</sup> #14  
Current Address

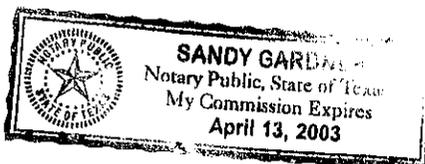
Delton Tx 79364  
City, State and Zip

806 / 828-3820  
Area Code and Telephone Number

The State of Texas  
County of TRAVIS

Before me, the undersigned authority, on this day personally appeared TAMARA LOVE CHEYNE 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 this the 1<sup>st</sup> day of April, 2002.



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

AGREED BOARD ORDER  
RE: TAMARA LOVE CHEYNE, LVN #130699  
PAGE 6

Terrie L. Hairston  
Terrie L. Hairston, R.N., C.H.E.,  
Agent for the Board of  
Vocational Nurse Examiners

SWORN TO AND SUBSCRIBED before me, the undersigned authority, on this the  
9th day of May, 2002.

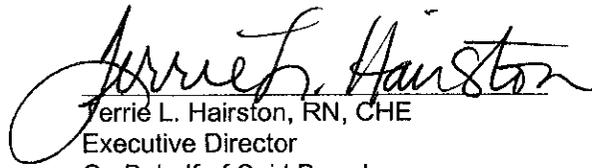


Sandy Gardner  
NOTARY PUBLIC IN AND FOR  
THE STATE OF TEXAS  
My Commission Expires 4/13/03

BOARD ORDER  
RE: TAMARA LOVE CHEYNE, LVN #130699  
PAGE: 7

**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 1<sup>st</sup> day of April, 2002 by Respondent, license number 130699 and that Said Order is Final.

Effective this 10<sup>th</sup> day of June, 2002

  
Terrie L. Hairston, RN, CHE  
Executive Director  
On Behalf of Said Board

**BOARD ORDER**

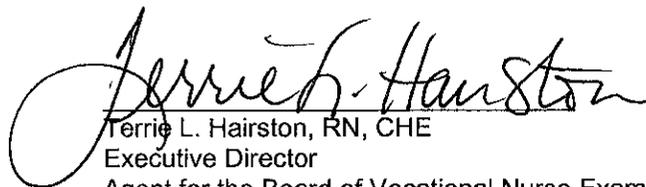
RE: TAMARA LOVE CHEYNE, LVN #130699

PAGE: 8

**CERTIFICATE OF SERVICE**

I hereby certify that on the 14<sup>th</sup> day of June, 2002, a true and correct copy of the foregoing **BOARD ORDER** was served by placement in the U.S. Mail, first class, and addressed to the following person(s):

TAMARA LOVE CHEYNE  
605 N 20<sup>TH</sup> LOT 14  
SLATON TX 79364

  
Terrie L. Hairston, RN, CHE  
Executive Director  
Agent for the Board of Vocational Nurse Examiners



## Board of Nurse Examiners For the State of Texas

Location Address: William P. Hobby Building, Ste. 3-460, 333 Guadalupe Street, Austin, Texas 78701  
Phone: (512) 305-7400 Fax: (512) 305-7401 Web: www.bne.state.tx.us

Katherine A. Thomas, MN, RN  
*Executive Director*

August 11, 2005

TAMARA CHEYNE  
940 SOUTH 1<sup>ST</sup>  
SLATON, TX 79364

Dear Ms. Cheyne:

Our file reflects that all requirements of the Order of the Board entered on June 10, 2002, have been met.

Please return your current wallet-sized license along with a copy of this letter. We will then issue you a license without the stipulated designation.

If you have any questions, please contact me at (512) 305-7667.

Sincerely,

Carolyn Hudson  
Investigator  
Monitoring

:ch

0994/160

### Members of the Board

Joyce Adams, PhD, RN Houston	Deborah Bell, CFA, ChFC Abilene	George Buchanan, Jr., BSN, RN, MBA Amarillo	Virginia Campbell, BSN, RN, CNOR Mesquite	Blanca Rosa Garcia, PhD, RN Corpus Christi
Richard Gibbs, LVN Mesquite	Rachel Gomez, LVN Harlingen	Brenda Jackson, PhD, RN San Antonio	Beverly Jean Nutall, LVN Bryan	
Anita Palmer, ME, MA Odessa	Phyllis Rowley, CPG <i>Vice-President</i>		Linda Rounds, PhD, FNP, RN <i>President</i>	Frank Sandoval, Jr., J.D. San Antonio

BOARD OF VOCATIONAL  
NURSE EXAMINERS

VS

TAMARA LOVE CHEYNE

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STATE OF TEXAS

COUNTY OF TRAVIS

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A sworn Complaint has been filed and served on the Respondent, which alleges violations of the Texas Occupations Code, Chapter 302, and grounds to take disciplinary action against Respondent.

An informal conference was held on April 1, 2002, at the office of the Board of Vocational Nurse Examiners. The conference was conducted by Terrie L. Hairston, R.N., C.H.E., Hearing Officer, assisted by Cathy Parrot, LVN, member of the Board of Vocational Nurse Examiners. Respondent was present and was not represented by counsel.

The conference was attended by Lynda G. Pringle, Investigator for the Board, and Mr. Joe Pitner, Assistant Attorney General. By their notarized signature on this Order, Respondent does hereby waive the right to Notice of Formal Hearing and a Formal Hearing of the Complaint before the Board, and to judicial review of this disciplinary action after this Order is endorsed by the Board.

AGREED BOARD ORDER  
RE: TAMARA LOVE CHEYNE, LVN #130699  
PAGE 2

After reviewing the Complaint and information provided at the informal conference, Respondent agrees to the entry of an Order dispensing with the need for further proceedings on the Complaint. By Respondent's signature on this Order, Respondent neither admits nor denies the truth of the allegations stated in the Complaint. 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. 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 130699, heretofore issued to TAMARA LOVE CHEYNE to practice vocational nursing in the State of Texas be, and the same is hereby Suspended, with said suspension stayed and placed on probation for a period of three (3) years.

**The probation of said license is subject to the following stipulations, to wit:**

1. That if Respondent's place of employment, name, address or telephone number changes, Respondent is to notify the Board office immediately, or no later than ten (10) days after said change has occurred. Said notification shall be in the form of a written letter or report.
2. That Respondent shall comply with Federal, State, and local laws, and all the provisions of the Texas Occupations Code and Rules and Regulations of the Board.
3. That Respondent shall not practice nursing in a Nurse Licensure Compact remote state without obtaining prior written authority of both the BVNE and the Board of Nursing of the remote state.

4. That by copy of this Board Order, Respondent shall provide notice of Board disciplinary action to his/her immediate nursing supervisor(s) and Director(s) of Nursing, throughout the term of probation.

5. That Respondent shall be responsible for causing his/her immediate nursing supervisor(s) to submit satisfactory reports directly to the Board office on a quarterly basis, throughout the term of probation. The receipt of an unfavorable and/or untimely report shall be considered a violation of probation.

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7. That Respondent shall not be employed by a nurse registry, temporary nurse employment agency, home health agency, or as a private duty nurse throughout the term of probation.

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9. That Respondent shall and hereby agrees to abstain from the consumption of Alcohol, Nubain, Stadol, Dalgan or other synthetic opiates, and/or use of unprescribed controlled substances. Any controlled or legend medication must be prescribed by a physician knowledgeable about the disease of addiction, as well as Respondent's history, and it is incumbent upon Respondent to ensure such physician knowledge. If prescribed medication, RESPONDENT SHALL CAUSE the attending physician to submit a written report identifying the medication, dosage and the date the medication was prescribed. The report shall be submitted directly to the Board office by the prescribing physician, within ten (10) days of the date of the prescription.

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Said screen(s) shall be properly monitored with adherence to chain of custody procedures. A positive result shall be legally confirmed by Gas Liquid Chromatography/Mass Spectrometry (GCMS). The results of said screen(s) shall be submitted directly to the Board office by the laboratory. The expense of said screen(s) shall be borne by Respondent. Any report of failure to contact NCPS, Inc., and/or a positive drug screen for which the Respondent does not have a valid prescription, will be regarded as non-compliance with the terms of this order and may subject the Respondent to further disciplinary action by the Board.

12. That Respondent shall obtain LCDC counseling (licensed chemical dependency counselor) and shall be responsible for causing his/her LCDC counselor to submit satisfactory reports directly to the Board office on a quarterly basis, throughout the term of probation. The expense of said counseling shall be borne by Respondent. The receipt of an unfavorable and/or untimely report shall be considered a violation of probation.

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15. That Respondent pay a Probation Monitoring fee in the amount of thirty (\$30.00) dollars in the form of a cashier's check or money order, payable to the Board of Vocational Nurse Examiners. Said fee shall be paid quarterly, due on the 15th of each quarter commencing the quarter following the date of the Board's endorsement of the Order, and continuing thereafter until the successful completion of Respondent's probation. Said fee shall be sent to the Board office, addressed to the "Board of Vocational Nurse Examiners ", 333 Guadalupe, Suite 3-400, Austin, TX 78701. Failure by Respondent to make any quarterly payment on time shall constitute a violation of probation.

16. That Respondent shall return their license to the Board office for a replacement license marked "**PROBATION**" and pay a license re-issue fee in the amount of twenty (\$20.00) dollars in the form of a cashier's check or money order, payable to the Board of Vocational Nurse Examiners. Said return of license and fee shall be made not later than thirty (30) days following the date of the Board's endorsement of the Agreed Board Order. Said license and fee shall be sent to the Board office, addressed to the "Board of Vocational Nurse Examiners", 333 Guadalupe, Suite 3-400, Austin, TX 78701. Failure by Respondent to return said license or pay said fee shall constitute a violation of probation.

AGREED BOARD ORDER  
RE: TAMARA LOVE CHEYNE, LVN #130699  
PAGE 5

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 1<sup>st</sup> day of April, 2002.

Tamara Cheyne  
Signature of Respondent

605 N. 20<sup>th</sup> #14  
Current Address

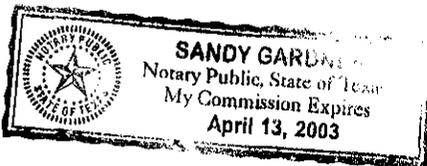
Dalton Tx 79364  
City, State and Zip

806 / 828 3820  
Area Code and Telephone Number

The State of Texas  
County of TRAVIS

Before me, the undersigned authority, on this day personally appeared TAMARA LOVE CHEYNE 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 this the 1<sup>st</sup> day of April, 2002.



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

AGREED BOARD ORDER  
RE: TAMARA LOVE CHEYNE, LVN #130699  
PAGE 6

*Terrie L. Hairston*

Terrie L. Hairston, R.N., C.H.E.,  
Agent for the Board of  
Vocational Nurse Examiners

SWORN TO AND SUBSCRIBED before me, the undersigned authority, on this the

9<sup>th</sup> day of May, 2002.

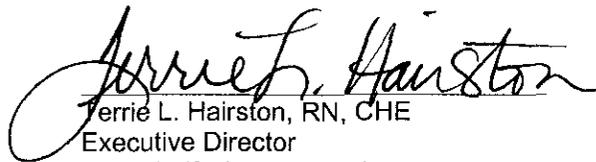


*Sandy Gardner*  
NOTARY PUBLIC IN AND FOR  
THE STATE OF TEXAS  
My Commission Expires 4/13/03

BOARD ORDER  
RE: TAMARA LOVE CHEYNE, LVN #130699  
PAGE: 7

**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 1<sup>st</sup> day of April, 2002 by Respondent, license number 130699 and that Said Order is Final.

Effective this 10<sup>th</sup> day of June, 2002

  
Terrie L. Hairston, RN, CHE  
Executive Director  
On Behalf of Said Board

**BOARD ORDER**

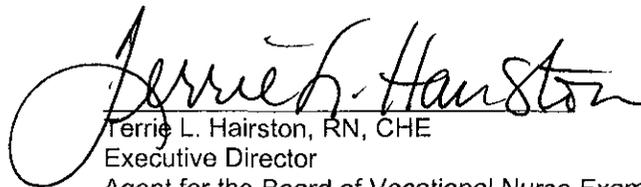
RE: TAMARA LOVE CHEYNE, LVN #130699

PAGE: 8

**CERTIFICATE OF SERVICE**

I hereby certify that on the 14<sup>th</sup> day of June, 2002, a true and correct copy of the foregoing **BOARD ORDER** was served by placement in the U.S. Mail, first class, and addressed to the following person(s):

TAMARA LOVE CHEYNE  
605 N 20<sup>TH</sup> LOT 14  
SLATON TX 79364

A handwritten signature in cursive script that reads "Terrie L. Hairston". The signature is written in black ink and is positioned above the printed name and title.

Terrie L. Hairston, RN, CHE  
Executive Director  
Agent for the Board of Vocational Nurse Examiners

BOARD OF VOCATIONAL NURSE  
EXAMINERS

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STATE OF TEXAS

VS.

TAMARA LOVE CHEYNE

COUNTY OF TRAVIS

### COMPLAINT

BEFORE ME, the undersigned authority, a Notary Public in and for the State of Texas, on this day personally appeared Lynda G. Pringle, who after being by me duly sworn, did depose and say:

As an Investigator for the Board of Vocational Nurse Examiners, I, Lynda G. Pringle, do hereby present to the Executive Director of the Board of Vocational Nurse Examiners, the following complaint against TAMARA LOVE CHEYNE, a practitioner of vocational nursing in Texas licensed by the Board of Vocational Nurse Examiners with license number 130699, hereinafter called Respondent.

#### I.

a. By letter dated November 1, 1999, the Board of Vocational Nurse Examiners received a written referral from the Texas Peer Assistance Program for Nurses (TPAPN) alleging that Respondent had declined participation in their program.

#### II.

a. On or about May 2, 2000, Respondent was convicted of the Misdemeanor Offense of: POSSESSION OF CONTROLLED SUBSTANCE (MARIJUANA), in the County Court at Law No. 1 of Taylor County, Texas, under Cause Number 101337. As a result of said conviction, Respondent was sentenced to three days incarceration. Respondent was subsequently placed on probation by the Board of Vocational Nurse Examiners for this offense. Respondent's probation case was closed upon the Board's receipt of documents indicating that Respondent had been convicted of a Felony Offense.

COMPLAINT

RE: TAMARA LOVE CHEYNE, LVN #130699

PAGE 2

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.

III.

a. On or about July 20, 2001, Respondent submitted her Licensure Renewal Application to the Board of Vocational Nurse Examiners. On said Application, Respondent answered "yes" to the question asking "Were you convicted of a felony since your last renewal?"

b. On or about May 2, 2000, Respondent was convicted of the Felony Offense of: POSSESSION OF METHAMPHETAMINE, in the 350<sup>th</sup> Judicial District Court of Taylor County, Texas, under Cause Number 5234-D. As a result of said conviction, Respondent was placed on community supervision for a period of five (5) years.

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.

IV.

The foregoing acts constitute unprofessional or dishonorable conduct that, in the opinion of the Board, is likely to deceive, defraud, or injure the public, in violation of the Texas Occupations Code, Chapter 302, Section 302.402 (a) (10) and Rule 239.11 of the Rules and Regulations of the Board of Vocational Nurse Examiners, Title 22, Texas Administrative Code. Rule 239.11, provides in pertinent part: that "Unprofessional Conduct" shall include, but not be limited to:

- (27) failing to conform to the minimal standards of acceptable prevailing practice, regardless of whether or not actual injury to any person was sustained;
- (28) violating state or federal laws relative to drugs, including controlled substances and dangerous drugs;
- (29) (being convicted of a crime that relates to the practice of vocational nursing;
  - (A) Those crimes which the Board considers to be directly related to the duties and responsibilities of a licensed vocational nurse shall include, but are not limited to:
    - (iv) offenses related to drugs/alcohol.

**V.**

Respondent has been convicted of a crime of the grade of felony or a crime of a lesser grade which involves moral turpitude, in violation of the Texas Occupations Code, Chapter 302, Section 302.402 (a) (3) (A).

**VI.**

It is the Board's contention that under the Texas Occupations Code Ann. § 53.021(a) and § 53.022, the crime for which Respondent received a conviction is directly related to the duties and responsibilities of vocational nursing. In addition, the Board asserts that according to the factors enumerated in the Texas Occupations Code Ann. § 53.023, Respondent is not presently fit to practice vocational nursing in the state of Texas. Consequently, Respondent's license to practice nursing in Texas should be revoked.

COMPLAINT  
RE: TAMARA LOVE CHEYNE, LVN #130699  
PAGE 4

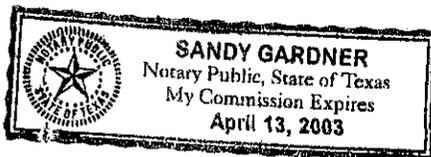
VII.

The foregoing acts constitute grounds for the Board of Vocational Nurse Examiners to take disciplinary action as provided under the Texas Occupations Code, Chapter 302, Licensed Vocational Nurse, Section 302.403 and Section 302.451, relief such as revocation, suspension, suspension with probation, reprimand, warning, denial of licensure and/or imposition of administrative penalties (fines), may be recommended by the Board. Pursuant to Board Rule 239.19 the Board may assess penalties (fines), in the minimum amount of two hundred fifty dollars (\$250.00), not to exceed two thousand dollars (\$2,000.00).

WHEREFORE, PREMISES CONSIDERED, I, Lynda G. Pringle, do hereby suggest and request the Board of Vocational Nurse Examiners take disciplinary action against TAMARA LOVE CHEYNE, LVN #130699, in accordance with the provisions of the laws of the State of Texas.

Lynda G. Pringle  
AFFIANT

SUBSCRIBED AND SWORN TO BEFORE ME by the said Lynda G. Pringle, on this the day 6<sup>th</sup> December 2001.



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

COMPLAINT  
RE: TAMARA LOVE CHEYNE, LVN #130699  
PAGE 5

Filed with the Board of Vocational Nurse Examiners on the 6<sup>th</sup> day of December 2001.



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Kirby W. Hattox, Supervisor  
Enforcement Division  
Board of Vocational Nurse Examiners

MAY 01 2003

30.00  
June

BOARD OF VOCATIONAL  
NURSE EXAMINERS

STATE OF TEXAS

VS.

TAMARA LOVE CHEYNE

§  
§  
§  
§  
§  
§

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 130699 held by TAMARA LOVE CHEYNE, 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. By letter dated November 1, 1999, the Board of Vocational Nurse Examiners received a written referral from the Texas Peer Assistance Program for Nurses (TPAPN) alleging that Respondent had declined participation with their program.

II.

a. On or about October 7, 1999, the Board of Vocational Nurse Examiners received information that Respondent had been arrested and charged in court with the Misdemeanor Offense of: POSSESSION OF CONTROLLED SUBSTANCE.

AGREED BOARD ORDER  
PAGE 2  
TAMARA LOVE CHEYNE, LVN# 130699

b. On or about May 2, 2000, Respondent was convicted of the Misdemeanor Offense of: POSSESSION OF CONTROLLED SUBSTANCE (MARIJUANA), in the County Court at Law No. 1 of Taylor County, Texas, under Cause Number 101337. As a result of said conviction, Respondent was sentenced to three days incarceration.

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**, subject to ratification by the Board of Vocational Nurse Examiners that License Number 130699 heretofore issued to TAMARA LOVE CHEYNE, be, and the same is hereby suspended, with said suspension stayed and placed on probation for a period of two (2) years.

**The probation of said license is subject to the following stipulations, to wit:**

1. That if Respondent's place of employment, name, address or telephone number changes, Respondent is to notify the Board office immediately, or no later than ten (10) days after said change has occurred. Said notification shall be in the form of a written letter or report.
2. That Respondent shall comply with Federal, State, and local laws, and all the provisions of the Texas Occupations Code and Rules and Regulations of the Board.
3. That by copy of this Board Order, Respondent shall provide notice of Board disciplinary action to his/her immediate nursing supervisor(s) and Director(s) of Nursing, throughout the term of probation.
4. That Respondent shall be responsible for causing his/her immediate nursing supervisor(s) to submit satisfactory reports directly to the Board office on a monthly basis for the first six months of probation. Thereafter, and throughout the remainder of said probation, Respondent shall be responsible for causing his/her immediate nursing supervisor(s) to submit satisfactory reports directly to the Board office on a quarterly basis. The receipt of an unfavorable and/or untimely report shall be considered a violation of probation.
5. That any period(s) of nursing unemployment must be documented in writing by Respondent and submitted to the Board office, as provided in Stipulation No. 4.
6. That Respondent shall work only under the supervision of a licensed medical professional (M.D., R.N., L.V.N.) who is physically present on the work premises during Respondent's shift assignment(s), throughout the term of probation.
7. That Respondent shall not be employed by a nurse registry, temporary nurse employment agency, home health agency, or as a private duty nurse throughout the term of probation.
8. That Respondent shall not be the only licensed medical professional in the facility throughout the term of probation.
9. That Respondent shall attend weekly meetings of a Chemical Dependency Support Group, (A.A./N.A.) and shall be responsible for causing his/her program sponsor to submit satisfactory reports directly to the Board office on a monthly basis for the first six months of probation. Thereafter, and throughout the remainder of said probation, Respondent shall be responsible for causing his/her program sponsor to submit satisfactory reports directly to the Board office on a quarterly basis. The receipt of an unfavorable and/or untimely report shall be considered a violation of probation.

10. That Respondent shall and hereby agrees to abstain from the consumption of Alcohol, Nubain, Stadol, Dalgan or other synthetic opiates, and/or use of unprescribed controlled substances. Any controlled or legend medication must be prescribed by a physician knowledgeable about the disease of addiction, as well as Respondent's history, and it is incumbent upon Respondent to ensure such physician knowledge. If prescribed medication, RESPONDENT SHALL CAUSE the attending physician to submit a written report identifying the medication, dosage and the date the medication was prescribed. The report shall be submitted directly to the Board office by the prescribing physician, within ten (10) days of the date of the prescription.
11. That Respondent shall through the Board's agent (DISA), submit to random urine drug screens.
12. That Respondent shall be responsible daily for telephoning DISA's Voice Response (DVR) at 1-800-580-1099. That said drug screen shall be administered through the policies and procedures of the Drug Intervention Services of America, Inc. (DISA), utilizing LabCorp facilities. That said drug-screening panel shall consist of the following:

Alcohol (Ethanol)	Cannabinoids	Methaqualone
Amphetamines	Cocaine	Opiates
Barbiturates	Meperidine	Phencyclidine
Benzodiazepines	Methadone	Propoxyphene

Said screen(s) shall be properly monitored with adherence to chain of custody procedures. A positive result shall be legally confirmed by Gas Liquid Chromatography/Mass Spectrometry (GCMS). The results of said screen(s) shall be submitted directly to the Board office by the laboratory. The expense of said screen(s) shall be borne by Respondent. Any report of failure to contact DISA and/or a positive drug screen for which the Respondent does not have a valid prescription, will be regarded as non-compliance with the terms of this Order and may subject the Respondent to further disciplinary action by the Board.

13. That Respondent shall obtain LCDC counseling (licensed chemical dependency counselor) and shall be responsible for causing his/her LCDC counselor to submit satisfactory reports directly to the Board office on a monthly basis for the first six months of probation. Thereafter, and throughout the remainder of said probation, Respondent shall be responsible for causing his/her LCDC counselor to submit satisfactory reports directly to the Board office on a quarterly basis. The receipt of an unfavorable and/or untimely report shall be considered a violation of probation.

14. That Respondent shall pay a Probation Monitoring fee in the amount of thirty (\$30.00) dollars in the form of a cashier's check or money order, payable to the Board of Vocational Nurse Examiners. Said fee shall be paid quarterly, due on the 15th of each quarter commencing the quarter following the date of the Board's ratification of the Order, and continuing thereafter until the successful completion of Respondent's probation. Said fee shall be sent to the Board office, addressed to the "Board of Vocational Nurse Examiners", 333 Guadalupe, Suite 3-400, Austin, TX 78701. Failure by Respondent to make any quarterly payment on time shall constitute a violation of probation.

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 20<sup>th</sup> day of April, 2001.

Tamara Cheyne  
Signature of Respondent

1601 Vanda  
Current Address

Subbork Texas 79403  
City, State and Zip

8061 ~~XXXXXXXXXXXX~~ 766-0271  
Area Code and Telephone Number

The State of Texas  
County of Washell

Before me, the undersigned authority, on this day personally appeared TAMARA LOVE CHEYNE, 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 20<sup>th</sup> day of April, 2001.

Ann Young  
NOTARY PUBLIC IN AND FOR  
THE STATE OF TEXAS

AGREED BOARD ORDER  
PAGE 6  
TAMARA LOVE CHEYNE, LVN# 130699

Mary M. Strange  
Mary M. Strange, MSN, RN, CNA  
Agent for the Board of  
Vocational Nurse Examiners

SWORN TO AND SUBSCRIBED before me, the undersigned authority, on this the  
7<sup>th</sup> day of May, 192001.

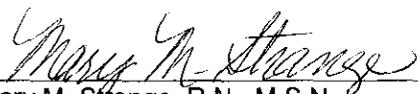


Sandy Gardner  
NOTARY PUBLIC IN AND FOR  
THE STATE OF TEXAS

BOARD ORDER  
RE: TAMARA LOVE CHEYNE, LVN #130699  
PAGE: 7

**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 20<sup>th</sup> day of April, 2001 by Respondent, license number 130699 and that Said Order is Final.

Effective this 12th day of June, 2001.

  
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Mary M. Strange, R.N., M.S.N.  
Executive Director  
On Behalf of Said Board

**BOARD ORDER**

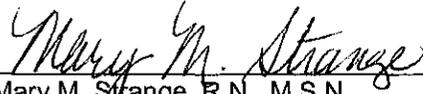
RE: TAMARA LOVE CHEYNE, LVN #130699

PAGE: 8

**CERTIFICATE OF SERVICE**

I hereby certify that on the 15th day of June, 2001, a true and correct copy of the foregoing **BOARD ORDER** was served by placement in the U.S. Mail, first class, and addressed to the following person(s):

TAMARA LOVE CHEYNE  
610 NORTH AVENUE C  
HASKEY TX 79521

  
\_\_\_\_\_  
Mary M. Strange, R.N., M.S.N.  
Executive Director  
Agent for the Board of Vocational Nurse Examiners