



Board of Nurse Examiners For the State of Texas

Katherine Thomas, MN, RN, Executive Director
Linda Rounds, PhD, RN, President, Galveston
Marcelo Lajjas, Jr., Vice-President, Floresville
Thomas Barton, MSN, RN, Pampa
Deborah Hughes Bell, CLU, ChFC, Abilene
Virginia Campbell, BSN, RN, CNOR, Mesquite
Lawrence Caufield, MS, Ed, RN, CRNA, Temple
Blanca Rosa Garcia, PhD, RN, Corpus Christi
Brenda Jackson, PhD, RN, San Antonio
Phyllis Caves Rawley, CPC, El Paso

March 29, 2004

Certified Mail No. 7002 0860 0007 8857 9812
Return Receipt Requested

Lisa Janell Smith
1100 N. Iowa
PO Box 871
Shamrock TX 79079

Dear Ms. Smith:

Enclosed please find an Order of the Board issued on March 29, 2004.

The disposition will be forwarded to the National Council of State Boards of Nursing, Inc., and to the Healthcare Integrity and Protection Data Bank (HIPDB). The results of any disciplinary action are public information.

THIS IS A FINAL ORDER OF THE BOARD. READ THE ORDER CAREFULLY. CONTACT THIS OFFICE AT (512) 305-6838 IF YOU HAVE ANY QUESTIONS OR DO NOT UNDERSTAND ANY PART OF THE ORDER. YOU WILL BE RESPONSIBLE FOR COMPLIANCE WITH THE ORDER WITHOUT FURTHER NOTIFICATION FROM THIS OFFICE.

Sincerely,


Katherine A. Thomas, MN, RN
Executive Director

KAT/EES/dv

Enclosure: Order of the Board

11/95-G



Board of Nurse Examiners For the State of Texas

Katherine Thomas, MN, RN, Executive Director	Linda Rounds, PhD, RN, President, Galveston	Marcelo Laijas, Jr., Vice-President, Floresville	Thomas Barton, MSN, RN, Pampa	Deborah Hughes Bell, CLU, ChFC, Abilene	Virginia Campbell, BSN, RN, CNOR, Mesquite	Lawrence Canfield, MS, Ed, RN, CRNA, Temple	Blanca Rosa Garcia, PhD, RN, Corpus Christi	Brenda Jackson, PhD, RN, San Antonio	Phyllis Caves Rawley, CPC, El Paso
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March 29, 2004

Michael VanDoren
TPAPN
P O Box 9877
Austin TX 78766-0877

RE: Lisa Nanell Smith, LVN

Dear Mr. VanDoren:

On March 29, 2004, the Board of Nurse Examiners for the State of Texas issued an Order of the Board to the above identified nurse. The license of Ms. Smith to practice professional nursing in Texas was issued the sanction of Remedial Education with Fine.

Your endeavor to assist this agency in protecting the public is appreciated.

If you have any questions regarding this matter, please contact me at (512) 305-7665.

Sincerely,

A handwritten signature in black ink, appearing to read "Earl E. Sterns". The signature is stylized and somewhat cursive.

Earl E. Sterns
Investigator

EES/dv

11/95-G15



Board of Nurse Examiners For the State of Texas

Katherine Thomas, MN, RN, <i>Executive Director</i>	Linda Rouns, PhD, RN, <i>President</i> , <i>Galveston</i>	Marcelo Lajjas, Jr., <i>Vice-President</i> , <i>Floresville</i>	Thomas Barton, MSN, RN, <i>Pampa</i>	Deborah Hughes Bell, CLU, ChFC, <i>Abilene</i>	Virginia Campbell, BSN, RN, CNOR, <i>Mesquite</i>	Lawrence Canfield, MS, Ed, RN, CRNA, <i>Temple</i>	Blanca Rosa Garcia, PhD, RN, <i>Corpus Christi</i>	Brenda Jackson, PhD, RN, <i>San Antonio</i>	Phyllis Caves Rawley, CPC, <i>El Paso</i>
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March 29, 2004

Billy Ray Johnston, Administrator
McLean Care Center
605 W. 7th St.
McLean TX 79720

RE: Lisa Janell Smith, LVN

Dear Mr. Johnston:

Pursuant to Section 301.469, Texas Occupations Code, we are providing you with a copy of the Order of the Board issued by the Board of Nurse Examiners to the above identified nurse on March 29, 2004.

Your endeavor to assist this agency in protecting the public is appreciated.

If you have any questions, please contact the Department of Enforcement at (512) 305-6838.

Sincerely,

A handwritten signature in cursive script, appearing to read "Katherine A. Thomas".

Katherine A. Thomas, MN, RN
Executive Director

KAT/EES/dv

Enclosure: Order of the Board

09/99-G20

6. On or about October 3, 2001, Respondent was convicted of the misdemeanor offense of Driving While Intoxicated, in the County Court of Childress County, Texas, under Cause Number 16,887. As a result of the conviction, Respondent was ordered to serve a mandatory jail term of three (3) days (with three (3) days credit given for time already served), and was placed on probation for a period of two (2) years. Furthermore, Respondent was ordered to pay a fine of \$1,500.00 and court costs. Respondent successfully completed her court-ordered probation on September 30, 2003.
7. On or about February 10, 2003, Respondent was convicted of the misdemeanor offense of Driving While License Suspended, in the County Court of Howard County, Texas, under Cause Number 49,977. As a result of the conviction, Respondent was placed on probation for a period of six (6) months. Furthermore, Respondent was ordered to pay a fine of \$250.00 and court costs. Respondent successfully completed her court-ordered probation.

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), Texas Occupations Code, and 22 TEX. ADMIN. CODE §§239.11(29)(A)(iii) and (iv).
4. The evidence received is sufficient cause pursuant to Section 301.452(b), Texas Occupations Code, to take disciplinary action against License Number 165152, heretofore issued to LISA JANELL SMITH, including revocation of Respondent's vocational license to practice nursing in the State of Texas.

ORDER

IT IS THEREFORE AGREED and ORDERED, subject to ratification by the Board of Nurse Examiners, that RESPONDENT SHALL receive the sanction of REMEDIAL EDUCATION WITH A FINE, and RESPONDENT SHALL comply in all respects with the Texas Occupations Code, Chapter 302, the Rules and Regulations Relating to Vocational Nurse Education, Licensure and Practice, 22 TEX. ADMIN. CODE §§231 - 240 and this Order, and any amendments thereof.

IT IS FURTHER AGREED and ORDERED that this Order SHALL be applicable to Respondent's multistate licensure privilege, if any, to practice vocational 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 State of Texas and the Board of Nursing in the party state where Respondent wishes to work.

IT IS FURTHER AGREED that:

(1) RESPONDENT SHALL deliver the wallet-sized license issued to LISA JANELL SMITH to the office of the Board of Nurse Examiners within ten (10) days of the date of ratification of this Order for appropriate notation.

(2) RESPONDENT SHALL pay a monetary fine in the amount of two-hundred fifty (\$250.00) dollars. RESPONDENT SHALL pay this fine within forty-five (45) days of entry of this Order. Payment is to be made directly to the Board of Nurse Examiners in the form of cashier's check or U.S. money order. Partial payments will not be accepted.

(3) RESPONDENT SHALL, within one (1) year of entry of this Order, successfully complete a course in Texas nursing jurisprudence. RESPONDENT SHALL obtain Board approval of the course prior to enrollment. Home study courses and video programs will not be approved. In order for the course to be approved, the target audience shall include nurses. It shall be a minimum of six (6) contact hours in length. The course's content shall include the Nursing Practice Act, standards of practice, and documentation of care. Courses focusing on malpractice issues will not be accepted. RESPONDENT SHALL CAUSE the sponsoring institution to submit a Verification of Course Completion form, provided by the Board, to the Office of the Board to verify

RESPONDENT's successful completion of the course. This course shall be taken in addition to any other courses stipulated in this Order, if any, and in addition to any continuing education requirements the Board has for relicensure.

(4) RESPONDENT SHALL, within one (1) year of entry of this Order, successfully complete a course in nursing ethics. RESPONDENT SHALL obtain Board approval of the course prior to enrollment. Home study courses and video programs will not be approved. The course shall be a minimum of six (6) contact hours in length. In order for the course to be approved, the target audience shall include nurses. The course shall include content on the following: principles of nursing ethics; confidentiality; and professional boundaries. RESPONDENT SHALL CAUSE the sponsoring institution to submit a Verification of Course Completion form, provided by the Board, to verify RESPONDENT's successful completion of the course. This course is to be taken in addition to any continuing education requirements the Board may have for relicensure.

IT IS FURTHER AGREED, that upon full compliance with the terms of this Order, RESPONDENT SHALL be issued an unencumbered license and multistate licensure privileges, if any, to practice vocational nursing in the State of Texas.

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CONTINUED ON NEXT PAGE.

RESPONDENT'S CERTIFICATION

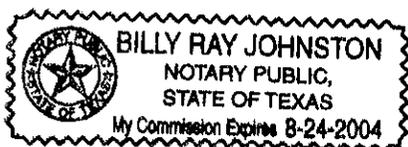
I understand that I have the right to legal counsel prior to signing this Agreed Order. I waive representation by counsel. I have reviewed this Order. I neither admit nor deny the violations alleged herein. By my signature on this Order, I agree to the Findings of Fact, Conclusions of Law, Order, and any conditions of said Order, to avoid further disciplinary action in this matter. I waive judicial review of this Order. I understand that when this Order becomes final and the terms of this Order become effective, 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 18 day of March, 2004.

Lisa Janell Smith
LISA JANELL SMITH, Respondent

Sworn to and subscribed before me this 18th day of March, 2004.

SEAL



B. Johnston
Notary Public in and for the State of Texas

WHEREFORE, PREMISES CONSIDERED, the Executive Director, on behalf of the Board of Nurse Examiners for the State of Texas, does hereby ratify and adopt the Agreed Order that was signed on the 18th day of March, 2004, by LISA JANELL SMITH, License Number 165152, and said Order is final.

Effective this 29th day of March, 2004.



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