BEFORE THE TEXAS BOARD OF NURSING

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In the Matter of Vocational Nurse	§
License Number 64786	§
issued to HAROLD DOUGLAS	§

TEXAS BOARD OF NURSING
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.
Executive Director of the Board

ORDER OF THE BOARD

On this day, the Texas Board of Nursing, hereinafter referred to as the Board, accepted the voluntary surrender of Vocational Nurse License Number 64786, issued to HAROLD DOUGLAS, hereinafter referred to as Respondent. This action was taken in accordance with Section 301.453(c), Texas Occupations Code.

Respondent waived representation by counsel, informal proceedings, notice and hearing.

The Board makes the following Findings of Fact and Conclusions of Law.

FINDINGS OF FACT

1. Respondent's license to practice vocational nursing in the State of Texas is currently in "delinquent" status.

2. Respondent waived representation by counsel, informal proceedings, notice and hearing.

3. Respondent received a Certificate in Vocational Nursing from the Baptist Health System, San Antonio, Texas, on August 31, 1962. Respondent was licensed to practice vocational nursing in the State of Texas on November 1, 1975.

4. Respondent's nursing employment history includes:

10/1975 - 9/1981		Unknown
10/1981 - 10/2001	LVN	San Antonio State Hospital San Antonio, Texas
11/2001 - 10/2002	Unknown	Unknown

Respondent's nursing employment history continued includes:

11/2002 - 6/2006	LVN	Laurel Ridge Treatment Center San Antonio, Texas
7/2006 - Present		Not employed in nursing

5. On or about May 18, 2006, Respondent was provided notice of alleged violations of the Nursing Practice Act of the State of Texas, as follows:

   That, on or about March 16, 2006, while employed with Laurel Ridge Treatment Center, San Antonio, Texas, Respondent:
   - Administered Ritalin to Patient Medical Record Number 151280 without a physician's order;
   - Failed to administer Lunesta to Patient Medical Record Number 151280, as ordered;
   - Falsified the narcotic count sheet for Ritalin, in that Respondent admitted doing so in order to have it match the actual count;
   - Failed to follow facility policy and procedure in place for the wastage of medications in that Respondent wasted one (1) Lunesta 2mg in order to have the actual count match that on the narcotic sheet; and
   - Misappropriated Ritalin and Lunesta belonging to the facility and its patients thereof.

6. On or about June 14, 2006, Respondent returned his license to practice vocational nursing in the State of Texas, indicating that he had no intention of ever working again and denying all allegations.

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)&(13), Texas Occupations Code, and 22 TEX. ADMIN. CODE §§217.11(1)(A),(1)(B),(1)(C),(1)(D)&(2)(A) and 217.12(1)(A),(1)(C),(4),(6)(A),(10)(B),(10)(C)&(11)(B).

4. Under Section 301.453(c), 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.

ORDER

NOW, THEREFORE, IT IS ORDERED that the voluntary surrender of Vocational Nurse License Number 64786, heretofore issued to HAROLD DOUGLAS, to practice vocational 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:

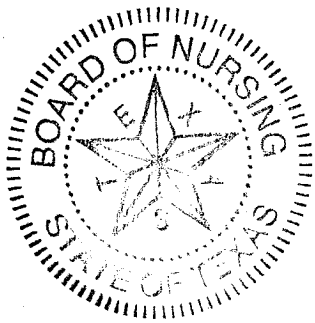
1. RESPONDENT SHALL NOT practice vocational nursing, use the title of vocational nurse or the abbreviation LVN or wear any insignia identifying himself as a vocational nurse or use any designation which, directly or indirectly, would lead any person to believe that RESPONDENT is a vocational nurse during 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.

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 vocational nursing in the State of Texas.

Effective this 22nd day of July, 2010 .



TEXAS BOARD OF NURSING

By: Katherine A. Thomas

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