



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 BOARD OF NURSE EXAMINERS
FOR THE STATE OF TEXAS

In the Matter of Vocational Nurse § AGREED
License Number 122956 §
issued to MARY RUTH O'NEILL § ORDER

On this day the Board of Nurse Examiners for the State of Texas, hereinafter referred to as the Board, considered the matter of MARY RUTH O'NEILL, Vocational Nurse License Number 122956, hereinafter referred to as Respondent.

Information received by the Board produced evidence that Respondent may have violated Section 301.452(b)(8), Texas Occupations Code. Respondent waived representation by counsel, informal conference, notice and hearing, and agreed to the entry of this Order offered on August 10, 2005, by Katherine A. Thomas, MN, RN, Executive Director, subject to ratification by the Board.

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 conference, 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 completed a Vocational Nurse Program at South Plains College, Lubbock, Texas, on August 30, 1988. Respondent was licensed to practice vocational nursing in the State of Texas on December 8, 1988.
5. Respondent's complete vocational nursing employment history is unknown.

6. On or about June 16, 1995, Respondent was issued an Agreed Order by the Board of Vocational Nurse Examiners for the State of Texas. A copy of the Findings of Fact, Conclusions of Law, and Agreed Order dated June 16, 1995, is attached and incorporated by reference as part of this Order.
7. On or about March 14, 1997, Respondent was issued an Agreed Order by the Board of Vocational Nurse Examiners for the State of Texas. A copy of the Findings of Fact, Conclusions of Law, and Agreed Order dated March 14, 1997, is attached and incorporated by reference as part of this Order.
8. On or about June 13, 1997, Respondent was issued an Agreed Order by the Board of Vocational Nurse Examiners for the State of Texas. A copy of the Findings of Fact, Conclusions of Law, and Agreed Order dated June 13, 1997, is attached and incorporated by reference as part of this Order.
9. On or about July 22, 2004, Respondent's Application for Licensure by Endorsement as a Vocational Nurse in the State of Kansas was denied by the Kansas State Board of Nursing, Topeka, Kansas. A copy of the Findings of Fact, Conclusions of Law, and Agreed Order dated July 22, 2004, is attached and incorporated by reference as part of this Order.

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 violation of Section 301.452(b)(8), Texas Occupations Code.
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 122956, heretofore issued to MARY RUTH O'NEILL, including revocation of Respondent's license to practice vocational 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 a REPRIMAND WITH STIPULATIONS, and RESPONDENT SHALL comply in all respects with the Nursing Practice Act,

Revised Civil Statutes of Texas as amended, Texas Occupations Code, §§301.001 *et seq.*, the Rules and Regulations Relating to Nurse Education, Licensure and Practice, 22 TEX. ADMIN. CODE §211.01 *et seq.* and this Order.

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 compact states.

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 MARY RUTH O'NEILL, to the office of the Board of Nurse Examiners within ten (10) days from the date of ratification of this Order for appropriate notation.

(2) 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 only if the course is not being offered by a pre-approved provider. 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. *Board-approved courses may be found on the Board's website, www.bne.state.tx.us (under BNE events).*

(3) 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 only if the course is not being offered by a pre-approved provider. 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. *Board approved courses may be found on the Board's website, www.bne.state.tx.us (under BNE events).*

(4) RESPONDENT SHALL pay a monetary fine in the amount of two hundred fifty dollars (\$250.00). 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.

IT IS FURTHER AGREED, SHOULD RESPONDENT PRACTICE AS A LICENSED VOCATIONAL NURSE IN THE STATE OF TEXAS, RESPONDENT WILL PROVIDE DIRECT PATIENT CARE AND PRACTICE IN A HOSPITAL, NURSING HOME, OR OTHER CLINICAL SETTING AND RESPONDENT MUST WORK IN SUCH SETTING

A MINIMUM OF SIXTY-FOUR (64) HOURS PER MONTH UNDER THE FOLLOWING STIPULATIONS FOR ONE (1) YEAR OF EMPLOYMENT. THE LENGTH OF THE STIPULATION PERIOD WILL BE EXTENDED UNTIL SUCH TWELVE (12) MONTHS HAVE ELAPSED. PERIODS OF UNEMPLOYMENT OR OF EMPLOYMENT THAT DO NOT REQUIRE THE USE OF A VOCATIONAL NURSE (LVN) LICENSE WILL NOT APPLY TO THIS STIPULATION PERIOD:

(5) RESPONDENT SHALL notify each present employer in vocational nursing of this Order of the Board and the stipulations on RESPONDENT's license. RESPONDENT SHALL present a complete copy of this Order and all Proposals for Decision issued by the Administrative Law Judge, if any, to each present employer within five (5) days of receipt of this Order. RESPONDENT SHALL notify all future employers in vocational nursing of this Order of the Board and the probation conditions on RESPONDENT's license. RESPONDENT SHALL present a complete copy of this Order and all Proposals for Decision issued by the Administrative Law Judge, if any, to each future employer prior to accepting an offer of employment.

(6) RESPONDENT SHALL CAUSE each present employer in vocational nursing to submit the Notification of Employment form, which is provided to the Respondent by the Board, to the Board's office within ten (10) days of receipt of this Order. RESPONDENT SHALL CAUSE each future employer to submit the Notification of Employment form, which is provided to the Respondent by the Board, to the Board's office within five (5) days of employment as a vocational nurse.

(7) RESPONDENT SHALL be supervised by a Registered Nurse or a Licensed Vocational Nurse who is on the premises. The supervising nurse is not required to be on the same unit or ward as RESPONDENT, but should be on the facility grounds and readily available to

provide assistance and intervention if necessary. The supervising nurse shall have a minimum of two (2) years experience in the same or similar practice setting to which the Respondent is currently working. RESPONDENT SHALL work only regularly assigned, identified and predetermined unit(s). RESPONDENT SHALL NOT be employed by a nurse registry, temporary nurse employment agency, hospice, or home health agency. RESPONDENT SHALL NOT be self-employed or contract for services. Multiple employers are prohibited.

(8) RESPONDENT SHALL CAUSE each employer to submit, on forms provided to the Respondent by the Board, periodic reports as to RESPONDENT's capability to practice vocational nursing. These reports shall be completed by the Registered Nurse or Licensed Vocational Nurse who supervises the RESPONDENT. These reports shall be submitted by the supervising nurse to the office of the Board at the end of each three (3) months for one (1) year of employment as a vocational nurse.

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 violation 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 this Order is subject to ratification by the Board. When this Order is ratified, the terms of this Order become effective, 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.

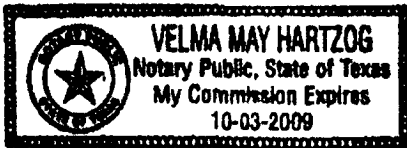
Signed this _____ day of _____, 20____.

Mary Ruth O'Neill
MARY RUTH O'NEILL, Respondent

Sworn to and subscribed before me this 19th day of October, 2005.

SEAL

Velma May Hartzog
Notary Public in and for the State of Texas



WHEREFORE, PREMISES CONSIDERED, the Board of Nurse Examiners for the State of Texas does hereby ratify and adopt the Agreed Order that was signed on the 19th day of October, 2005, by MARY RUTH O'NEILL, Vocational Nurse License Number 122956, and said Order is final.

Effective this 8th day of November, 2005.



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

Filed
JUL 22 2004
Board of Nursing

KANSAS STATE BOARD OF NURSING
MARY BLUBAUGH MSN, RN, EXECUTIVE ADMINISTRATOR

KATHLEEN SEBELIUS, GOVERNOR

July 22, 2004

Mary Ruth Lawrence
910 13th St.
Abernathy, Texas 79311

SUMMARY ORDER

Dear Ms. Lawrence:

The Disciplinary Committee of the Kansas State Board of Nursing has reviewed your application materials and on behalf of the Board members I am denying your application for endorsement as a LPN in Kansas. This denial is based upon the following:

FINDINGS OF FACT

1. Applicant has submitted an application for endorsement in Kansas from Texas, it was received by the Board 2/13/2004.
2. The application for endorsement was checked "no" at question #17. This question is: Has any license or certification ever been denied, revoked, suspended, limited, or disciplinary action taken by a licensing authority of another state ...
3. The applicant had three disciplinary action with the Texas Nurse Examiners Board:
 - a. Orders of 5/17/95 stated she failed to cover assigned home healthcare nursing visits. Probation completed 3/18/1996.
 - b. On 2/5/97 failed to complete CNE hours as required for renewal period 92-94. She was fined \$100 and completed required hours.
 - c. 5/23/97 Fraud on 1996 renewal application. Answered "yes" to completing required CNE hours, when they were not completed.
4. K.S.A. 77-511(a)(2)(a) of the Kansas Administrative Procedure Act authorizes the use of summary proceedings by a state agency when denying an application.
5. K. S. A. 65-1120(a) provides that it is a ground for denial of a license if the applicant is found to be guilty of violating the Kansas Nurse Practice Act
6. Your conduct described herein violated the Kansas Nurse Practice Act.
7. If the information provided is incorrect, or if you wish to dispute this matter, please let us know immediately by following the procedure for requesting a hearing. A copy of your application will be sent to you upon request
8. Pursuant to K.S.A. 77-537, this decision, which is called a Summary Order, is subject to

LANDON STATE OFFICE BUILDING, 900 SW JACKSON ST., STE 1051, TOPEKA, KS 66612-1230

Voice 785-296-4929 Fax 785-296-3929 www.ksbn.org

your request for a hearing. If you desire a hearing, you must submit or direct a written request for hearing to:

Kansas State Board of Nursing
Legal Division
900 SW Jackson, Suite 1051
Topeka, Kansas 66612-1230
(785) 296-4325

THIS REQUEST MUST BE SUBMITTED WITHIN FIFTEEN (15) DAYS FROM THE DATE OF THIS ORDER. If a hearing is not requested in the time and manner stated above, this Summary Order becomes effective and final upon the expiration of the time for requesting a hearing.

Kelly Arpin, L.P.N.
Board Member

CERTIFICATE OF SERVICE

I certify that on the 22 day of July, 2004, the foregoing copy of the Summary Order was served by depositing the same in the United States Mail, first-class postage prepaid, addressed to the following:

Mary Ruth Lawrence
910 13th St.
Abernathy, Texas 79311

Betty Wright, Assistant Attorney General
785-296-7047

BOARD OF VOCATIONAL NURSE EXAMINERS	*	STATE OF TEXAS
	*	
VS.	*	
	*	
MARY RUTH O'NEILL	*	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 122956 held by MARY RUTH O'NEILL, 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 engaged in unprofessional or dishonorable conduct that, in the opinion of the Board, is likely to deceive, defraud, or injure the public, in violation of Article 4528c, Section 10 (a) (9), Revised Civil Statutes of Texas, in the following manner:

- a. Respondent is a vocational nurse, licensed by the State of Texas, and holds license number 122956.
- b. On or about October 4, 1996, Respondent submitted her license renewal form to the Board office. On said form Respondent falsely answered "yes" to the question "Have you acquired twenty (20) contact hours of continuing education in the renewal period just completed?".
- c. Respondent has failed to complete twenty (20) contact hours of continuing education between October 1, 1994 and September 30, 1996, as required by the Board of Vocational Nurse Examiners (Board) Rules and Regulations.

MAY 30 1997

d. Board Rule 237.14 states that twenty (20) contact hours of continuing education within the two (2) years immediately preceding renewal of licensure are required.

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 MARY RUTH O'NEILL shall pay an administrative fine in the amount of \$100.00, in the form of a cashier's check or money order, payable to the Board of Vocational Nurse Examiners, within thirty (30) days of the date of the Board's endorsement of this Order. Said fee shall be sent to the Board office, addressed to the "Board Accountant".

Respondent shall successfully complete the required twenty (20) contact hours of Mandatory Continuing Education (C.E.) as defined in Board Rule 237.14 and submit documentation of successful completion of the C.E. requirements to the Board office within thirty (30) days of the endorsement of this Order.

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 23 day of May, 19 97.

Mary O'Neill
Signature of Respondent

910 13th St.
Current Address

Abernathy, TX. 79311
City, State and Zip

806 / 298-2838
Area Code and Telephone Number

The State of Texas
County of Hale

Before me, the undersigned authority, on this day personally appeared MARY RUTH O'NEILL, 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 23rd day of May, 19 97.

Suzanne Ellis
NOTARY PUBLIC IN AND FOR
THE STATE OF TEXAS
My Commission Expires 9-28-97

Marjorie A. Bronk, RN
Marjorie A. Bronk, RN
Agent for the Board of
Vocational Nurse Examiners

AGREED BOARD ORDER
RE: MARY RUTH O'NEILL, LVN #122956
PAGE 4

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SWORN TO AND SUBSCRIBED before me, the undersigned authority, on this the 3rd
day of June, 1997.

Linda Rae Kent
NOTARY PUBLIC IN AND FOR
THE STATE OF TEXAS



00122956

AGREED BOARD ORDER
RE: MARY RUTH O'NEILL, LVN #122956
PAGE 5

ENDORSEMENT OF THE BOARD
To The Agreed Board Order
in the matter of Vocational Nurse
License No. 122956
Issued to Mary Ruth O'Neill

At its regularly called session, on the 10th day of June, 1997, came on to be considered the indicated Agreed Board Order pertaining to Mary Ruth O'Neill. The Board having reviewed the contents of said Order, the Order should be, and is hereby, endorsed as an Order of the Board and made an official act of the Board of Vocational Nurse Examiners for the State of Texas.

Said Order is rendered on this the 10th day of June, 1997.

James Churney
Robert P. ...

Betty Sims

James Brenner

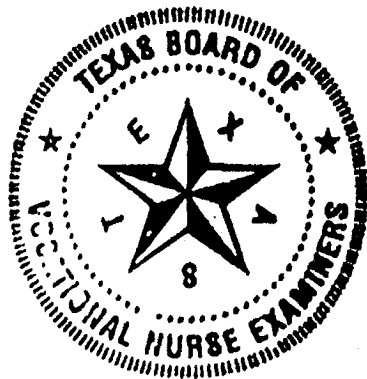
Melba Lee-Cravy, LVN

Paul M. Croan

William ...

Janet ...

Paul Robinson



00122956

BOARD ORDER
RE: MARY RUTH O'NEILL, LVN #122956
PAGE: 6

CERTIFICATE OF SERVICE

I hereby certify that on the 13th day of June, 1997.
a true and correct copy of the foregoing Order was served by placement in the
U.S. Mail, first class, and addressed to the following person(s):

MARY RUTH O'NEILL
910 13TH ST.
ABERNATHY, TX 79311

Marjorie A. Brock, RN
Marjorie A. Brock, RN
Executive Director
Agent for the Board of Vocational Nurse Examiners

00122956

BOARD OF VOCATIONAL NURSE EXAMINERS

STATE OF TEXAS

VS.

MARY RUTH O'NEILL

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 122956 held by MARY RUTH O'NEILL, 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 violated the Vocational Nurse Act or rule, regulation or order issued under the Act, contrary to Article 4528c, Section 10 (a) (1), Revised Civil Statutes of Texas, in the following manner:

- a. Respondent is a licensed vocational nurse, licensed by the State of Texas, and holds license number 122956.
- b. In about November, 1996, a random continuing education audit of licensees revealed that Respondent had failed to complete twenty (20) contact hours of continuing education between October 1, 1992 and September 30, 1994, as required by the Board of Vocational Nurse Examiners (Board) Rules and Regulations.

AGREED BOARD ORDER

RE: MARY RUTH O'NEILL, LVN #122956

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c. Board Rule 237.14 states that twenty (20) contact hours of continuing education within the two (2) years immediately preceding renewal of licensure are required.

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 MARY RUTH O'NEILL shall pay an administrative fine in the amount of \$100.00, in the form of a cashier's check or money order, payable to the Board of Vocational Nurse Examiners, within thirty (30) days of the date of the Board's endorsement of this Order. Said fee shall be sent to the Board office, addressed to the "Board Accountant".

Respondent shall successfully complete the required twenty (20) contact hours of Mandatory Continuing Education (C.E.) as defined in Board Rule 237.14 and submit documentation of successful completion of the C.E. requirements to the Board office within thirty (30) days of the endorsement of this Order.

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 5 day of February, 19 97.

Mary R. O'Neill
Signature of Respondent

9205 Danbrook #2
Current Address

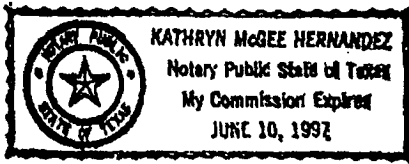
San Antonio TX. 78240
City, State and Zip

210 / 558-9171
Area Code and Telephone Number

The State of Texas
County of Bexar

Before me, the undersigned authority, on this day personally appeared MARY RUTH O'NEILL, 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.

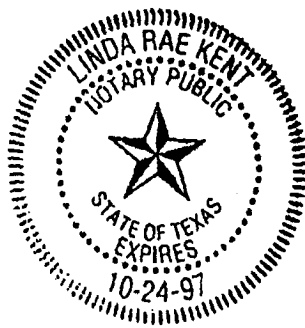
SWORN TO AND SUBSCRIBED before me on this the 5th day of February,
19 97.



Kathryn McGee Hernandez
NOTARY PUBLIC IN AND FOR
THE STATE OF TEXAS
My Commission Expires 6-10-97

Marjorie A. Bronk, RN
Marjorie A. Bronk, RN
Agent for the Board of
Vocational Nurse Examiners

SWORN TO AND SUBSCRIBED before me, the undersigned authority, on this the 18th
day of February, 19 97.



Linda Rae Kent
NOTARY PUBLIC IN AND FOR
THE STATE OF TEXAS

AGREED BOARD ORDER
RE: MARY RUTH O'NEILL, LVN #122956
PAGE 5

ENDORSEMENT OF THE BOARD
To The Agreed Board Order
in the matter of Vocational Nurse
License No. 122956
Issued to Mary Ruth O'Neill

At its regularly called session, on the 11th day of March, 1997, came on to be considered the indicated Agreed Board Order pertaining to Mary Ruth O'Neill. The Board having reviewed the contents of said Order, the Order should be, and is hereby, endorsed as an Order of the Board and made an official act of the Board of Vocational Nurse Examiners for the State of Texas.

Said Order is rendered on this the 11th day of March, 1997.

Melba Lee Hasey, LVN
Julian Padon
Albert Sargent
Vernice Lee
Janet Woodley
James Chapman
Paul Robinson
Sarah Perry

Fredrick G. Powell
Bob McCran
Betty E. Sims
George Brenner



00122956

BOARD ORDER
RE: MARY RUTH O'NEILL, LVN #122956
PAGE: 6

CERTIFICATE OF SERVICE

I hereby certify that on the 14th day of March, 1997,
a true and correct copy of the foregoing Order was served by placement in the
U.S. Mail, first class, and addressed to the following person(s):

MARY RUTH O'NEILL
9205 DARTBROOK, NO. 2
SAN ANTONIO, TX 78232

Marjorie A. Bronk, RN
Marjorie A. Bronk, RN
Executive Director
Agent for the Board of Vocational Nurse Examiners

BOARD OF VOCATIONAL NURSE EXAMINERS

STATE OF TEXAS

VS.

MARY RUTH O'NEILL.

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 122956 held by MARY RUTH O'NEILL, 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 engaged in unprofessional or dishonorable conduct that, in the opinion of the Board, is likely to deceive, defraud, or injure the public, in violation of Article 4528c, Section 10 (a) (9), Revised Civil Statutes of Texas, in the following manner:

a. Respondent was employed as a Licensed Vocational Nurse at Performance Management and on assignment to Premium Healthcare, Inc. in San Antonio, Texas, during May 20, 1994 through about May 23, 1994.

b. While so employed, on or about May 20, 1994, Respondent picked up her schedule from Performance Management for her May 21, 1994 and May 22, 1994, home healthcare nursing assignments through Premium Healthcare, Inc.

AGREED BOARD ORDER
RE: MARY RUTH O'NEILL
PAGE 2

c. While so employed, on or about May 21, 1994 and May 22, 1994, Respondent failed to cover her assigned visits for Premium Healthcare, Inc., and failed to notify the appropriate personnel that she would not be providing patient care.

d. As a result of Respondent's failure to cover her assigned home healthcare nursing visits on or about May 21, 1994, patient A. Lujan did not receive his morning decubitus treatment until about 3:20 p.m. and patient R. Narvaiz did not receive her morning insulin until about 2:45 p.m.

e. On or about May 23, 1994, when questioned by the Director of Human Resources for Performance Management, Respondent acknowledged her failure to cover her assigned visits on May 21, 1994 and May 22, 1994.

By Respondent's signature on this Order, Respondent neither admits nor denies the truth of the matters previously set out in this Order and in the Formal Complaint previously filed 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 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.

AGREED BOARD ORDER
RE: MARY RUTH O'NEILL
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ORDER OF THE BOARD

NOW THEREFORE, IT IS ORDERED that license number 122956, heretofore issued to MARY RUTH O'NEILL 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 nine (9) months.

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 Vocational Nurse Act 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 nursing employer(s) throughout the term of probation.
4. That Respondent shall cause his/her nursing employer(s) to submit satisfactory reports directly to the Board office on a monthly basis for the first six (6) months of probation. Thereafter, and throughout the remainder of said probation, Respondent shall cause his/her nursing employer(s) to submit satisfactory reports directly to the Board office on a quarterly basis.
5. That any period(s) of 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 direct supervision of a licensed medical professional throughout the term of probation.
7. That Respondent shall not be employed by a nurse registry/temporary nurse 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.

AGREED BOARD ORDER
RE: MARY RUTH O'NEILL
PAGE 4

9. That Respondent shall successfully complete nursing program course(s) encompassing the following areas of study: Legal Aspects of Nursing (to include Charting, & Patient Confidentiality), and submit documentation of successful course completion to the Board office within the first six (6) months of probation. Respondent shall be responsible for locating said course(s) and obtaining approval of Board staff prior to committing to said course(s). Said course(s) shall be correspondence (through a recognized provider), in-house at a community college, university or nursing program, and/or tutored by a state approved, licensed nursing program faculty member. The expense of said course(s) shall be borne by Respondent.

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 17th day of May, 1995.

APPROVED:

[Signature]
James M. Hendrex
Attorney for Respondent

Mary R. O'Neill
Signature of Respondent

2507 Hidden Glen
Current Address

San Antonio Tx. 78232
City, State and Zip

210, 721-3212
Area Code and Telephone Number

The State of Texas
County of BEXAR

Before me, the undersigned authority, on this day personally appeared MARY RUTH O'NEILL, 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.

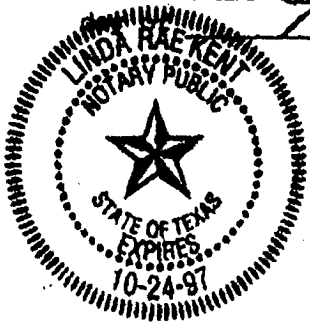
AGREED BOARD ORDER
RE: MARY RUTH O'NEILL
PAGE 5

SWORN TO AND SUBSCRIBED before me on this the 17th day of May,
19 95.

Edwin D. Cantu
NOTARY PUBLIC IN AND FOR
THE STATE OF TEXAS
My Commission Expires 1-11-96

Marjorie A. Bronk
Marjorie A. Bronk, R.N.
Agent for the Board of
Vocational Nurse Examiners

SWORN TO AND SUBSCRIBED before me, the undersigned authority, on this the 27th
May, 19 95.



Linda Rae Kent
NOTARY PUBLIC IN AND FOR
THE STATE OF TEXAS

AGREED BOARD ORDER

RE: MARY RUTH O'NEILL, LVN #122956

PAGE 6

ENDORSEMENT OF THE BOARD
To The Agreed Board Order
in the matter of Vocational Nurse
License No. 122956
Issued to MARY RUTH O'NEILL

At its regularly called session, on the 13th day of June, 1995, came on to be considered the indicated Agreed Board Order pertaining to Mary Ruth O'Neill. The Board having reviewed the contents of said Order, the Order should be, and is hereby, endorsed as an Order of the Board and made an official act of the Board of Vocational Nurse Examiners for the State of Texas.

Said Order is rendered on this the 13th day of June, 1995.

Ruth L. Brad
Nois A. Parkerson
R. Robert Williamson
Virginia E. Perry
Clay M. Robinson
Kjoko Lewis
James Wood, Jr., RN
Michelle Lee, RN

Ann K. ...
Susan Cherry
Carmel ...

BOARD ORDER

RE: MARY RUTH O'NEILL, LVN #122956

PAGE: 7

CERTIFICATE OF SERVICE

I hereby certify that on the 16th day of June, 1995,
a true and correct copy of the foregoing Order was served by placement in the
U.S. Mail, first class, and addressed to the following person(s):

MARY RUTH O'NEILL
2507 HIDDEN GLEN
SAN ANTONIO, TX 78232

JAMES M. HENDREX
ATTORNEY AT LAW
219 E. CRAIG PLACE
SAN ANTONIO, TX 78212

Marjorie A. Bronk
Marjorie A. Bronk, RN
Executive Director
Agent for the Board of Vocational Nurse Examiners