IN THE MATTER OF	§	BEFORE THE TEXAS
VOCATIONAL NURSE	§	
LICENSE NUMBER 184990	§	
ISSUED TO KATINA SHANTA HUBBARD	§	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

NUNC PRO TUNC ORDER OF THE BOARD

TO: Katina Shanta Hubbard
3752 FM 2026
Center, TX 75935

During open meeting held in Austin, Texas, the Texas Board of Nursing (Board) finds that an Agreed Order of the Board was mistakenly entered by the Executive Director on behalf of the Board for Katina Shanta Hubbard. The Order contains the incorrect effective date. Upon notice and hearing, administrative agencies, like the Courts, have the power to enter nunc pro tunc orders where it can be seen by reference to a record that what was intended to be entered, but was omitted by inadvertence or mistake, can be corrected upon satisfactory proof of its rendition provided that no intervening rights will be prejudiced. *Railroad Comm'n v. McClain*, 356 S.W.2d 330, 334 (Tex. App.--Austin 1962, no writ) (citing *Frankfort Ky. Nat. Gas Co. v. City of Frankfort*, 276 Ky. 199, 123 S.W.2d 270, 272).

The Executive Director, as agent of the Texas Board of Nursing, after review and due consideration of the record and the facts therein, invalidates the Agreed Order of the Board for Katina Shanta Hubbard that is dated January 3, 2011, and submits and enters the corrected Agreed Order of the Board, which contains the correct effective date of February 3, 2011. No other changes to the Order have been made. Ms. Hubbard received due process regarding her license; therefore, her rights have not been prejudiced.

NOW, THEREFORE, IT IS ORDERED that the corrected Agreed Order of the Board is hereby approved and entered on the dates set forth below.

Order effective February 3, 2011.

Entered this 25th day of February, 2011.

TEXAS BOARD OF NURSING

BY: _____
KATHERINE A. THOMAS, MN, RN
EXECUTIVE DIRECTOR, ON BEHALF OF THE BOARD

BEFORE THE TEXAS BOARD OF NURSING

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In the Matter of Vocational Nurse	§	AGREED
License Number 184990	§	
issued to KATINA SHANTA HUBBARD	§	ORDER

On this day the Texas Board of Nursing, hereinafter referred to as the Board, considered the matter of KATINA SHANTA HUBBARD, Vocational Nurse License Number 184990, hereinafter referred to as Respondent.

Information received by the Board produced evidence that Respondent may have violated Section 302.402(a)(2)&(10), Texas Occupations Code (effective 9/1/2001). Respondent waived representation by counsel, informal proceedings, notice and hearing, and agreed to the entry of this Order offered on November 2, 2010, by Katherine A. Thomas, MN, RN, Executive Director.

FINDINGS OF FACT

1. Prior to the institution of Agency proceedings, notice of the matters specified below in these Findings of Fact was served on Respondent and Respondent was given an opportunity to show compliance with all requirements of the law for retention of the license(s).

2. Respondent waived representation by counsel, informal proceedings, 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 received a Certificate in Nursing from Louisiana Technical College, Shreveport, Louisiana, on April 10, 2002. Respondent was licensed to practice vocational nursing in the State of Texas on July 17, 2002.

5. Respondent's nursing employment history is unknown.

6. On or about June 11, 2002, Respondent submitted an Application for Licensure by Endorsement to the Board of Vocational Nurse Examiners for the State of Texas, in which Respondent provided false, deceptive, and/or misleading information, in that Respondent answered "No" to the question:

   "Have you ever been convicted of a misdemeanor other than a minor traffic violation?"

   Respondent failed to disclose that on or about June 29, 1994, Respondent entered a plea of Guilty and was convicted of THEFT OVER $200 (a Misdemeanor offense committed on March 31, 1994), in the County Court at Law, Gregg County, Texas, under Cause No. 86403. Respondent was placed on probation for a period of one (1) year. Additionally, Respondent was ordered to pay a fine and court costs.

7. In response to Finding of Fact Number Six (6), Respondent states the February 1994 incident was due to a lack of judgement. Respondent was 21 years-old and hanging with a crowd that plotted on a daily basis on how to get over in life. They would get what they wanted for free. She was told to just drive her friends and drop them off. When Respondent picked them up they were followed to her car and Respondent was charged with whatever they had. Respondent states she received probation and 40 hours community service.

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 302.402(a)(2)&(10), Texas Occupations Code (effective 9/1/2001), and 22 TEX. ADMIN. CODE §239.11(8)(effective 9/1999- 1/2004).

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 184990, heretofore issued to KATINA SHANTA HUBBARD, including revocation of Respondent's license(s) to practice nursing in the State of Texas.

ORDER

IT IS THEREFORE AGREED and ORDERED that RESPONDENT SHALL receive the sanction of a REMEDIAL EDUCATION WITH A FINE, and RESPONDENT SHALL comply in all respects with the Nursing Practice Act, Texas Occupations Code §§301.001 *et seq.*, the Rules and Regulations Relating to Nurse Education, Licensure and Practice, 22 TEX. ADMIN. CODE §211.1 *et seq.* and this Order.

IT IS FURTHER AGREED and ORDERED that this Order SHALL be applicable to Respondent's nurse licensure compact privileges, if any, to practice nursing in the State of Texas.

IT IS FURTHER AGREED and ORDERED that while Respondent's license(s) is/are encumbered by this Order, Respondent may not work outside the State of Texas pursuant to a nurse licensure compact 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, within one (1) year of entry of this Order, successfully complete a course in Texas nursing jurisprudence and 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. In order for the course to be approved, the target audience shall include nurses. It shall be a minimum of six (6) hours in length. The course's content shall include the Nursing Practice Act, standards of practice, documentation of care, principles of nursing ethics, confidentiality, professional boundaries, and the Board's Disciplinary Sanction Policies regarding: Sexual Misconduct; Fraud, Theft and Deception; Nurses with Substance Abuse, Misuse, Substance Dependency, or other Substance Use Disorder;

and Lying and Falsification. 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 at the following Board website address: http://www.bon.state.tx.us/disciplinaryaction/stipscourses.html.*

(2) RESPONDENT SHALL pay a monetary fine in the amount of two hundred and fifty ($250) dollars. RESPONDENT SHALL pay this fine within forty-five (45) days of entry of this Order. Payment is to be made directly to the Texas Board of Nursing in the form of cashier's check or U.S. money order. Partial payments will not be accepted.

IT IS FURTHER AGREED, that upon full compliance with the terms of this Order, all encumbrances will be removed from RESPONDENT'S license(s) to practice nursing in the State of Texas and RESPONDENT shall be eligible for nurse licensure compact privileges, if any.

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RESPONDENT'S CERTIFICATION

I understand that I have the right to legal counsel prior to signing this Agreed Order. I waive representation by counsel. I have reviewed this Order. I neither admit nor deny the violations alleged herein. 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(s) to practice nursing in the State of Texas, as a consequence of my noncompliance.

Signed this 31 day of January, 2011.

Katina Hubbard

KATINA SHANTA HUBBARD, Respondent

Sworn to and subscribed before me this 31st day of January, 2011.

SEAL

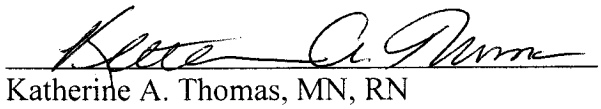
Veronica Berry

Notary Public in and for the State of Texas

VERONICA BERRY
NOTARY PUBLIC
STATE OF TEXAS
EXPIRES
12-06-2012

WHEREFORE, PREMISES CONSIDERED, the Executive Director, on behalf of the Texas Board of Nursing, does hereby ratify and adopt the Agreed Order that was signed on the 31st day of January, 2011, by KATINA SHANTA HUBBARD, Vocational Nurse License Number 184990, and said Order is final.

Effective this 3rd day of February, 2011.



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

BEFORE THE TEXAS BOARD OF NURSING

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License Number 184990	§	
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Signed this 31 day of January, 2011.

Katina Hubbard

KATINA SHANTA HUBBARD, Respondent

Sworn to and subscribed before me this 31st day of January, 2011.

SEAL

Veronica Berry

Notary Public in and for the State of Texas

VERONICA BERRY
NOTARY PUBLIC
STATE OF TEXAS
EXPIRES
12-06-2012

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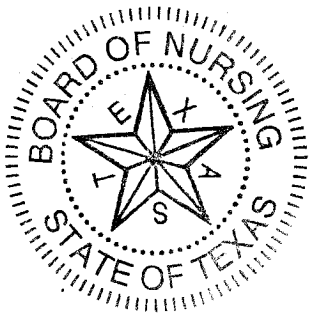

Effective this 3rd day of January, 2011.

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