



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 TEXAS BOARD OF NURSING

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In the Matter of Registered Nurse           §     AGREED  
License Number 250081                       §  
issued to MICHAEL A. SERRANO           §     ORDER

On this day the Texas Board of Nursing, hereinafter referred to as the Bc considered the matter of MICHAEL A. SERRANO, Registered Nurse License Number 250081, hereinafter referred to as Respondent.

Information received by the Board produced evidence that Respondent may have violated Section 301.452(b)(2)&(10), Texas Occupations Code. Respondent waived representation by counsel, informal proceedings, notice and hearing, and agreed to the entry of this Order offered on February 6, 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.
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 professional nursing in the State of Texas.
4. Respondent received an Associate Degree in Nursing from San Antonio College, San Antonio, Texas, on December 1, 1979. Respondent was licensed to practice professional nursing in the State of Texas on April 4, 1980.
5. Respondent's professional nursing employment history is unknown.

6. On or about October 12, 1981, Respondent entered a plea of Guilty to THEFT OVER \$20 AND UNDER \$200 (a Misdemeanor offense committed July 4, 1981), in the County Court at Law No. 5 of Bexar County, Texas, under Cause No. 286031. As a result the proceedings were deferred without entering adjudication of guilt, and Respondent was placed on probation for a period of six (6) months. Additionally, Respondent was ordered to pay a fine and court costs.
7. On or about June 24, 2005, Respondent entered a plea of Guilty and was convicted of UNLAWFUL CARRYING WEAPON (a Class A Misdemeanor offense June 17, 2005), in the Criminal Court at Law No. 12 of Harris County, Texas, under Cause No. 1310020. As a result of the conviction, Respondent was sentenced to confinement in the Harris County Jail for a period of two (2) days and ordered to pay a fine.
8. In response to Finding of Fact Number Seven (7), Respondent states: He had bought a sword cane and was walking with it while walking his dog. Respondent took his dog to Katy High School and unsheathed the sword. School was long out of session, no one was in sight and Respondent was dueling with the weeds. Respondent was seen by KISD police and they called the Harris County Constable. Since Respondent was on school property the police arrested him.
9. On or about July 23, 2006, Respondent submitted a License Renewal Form to the Board of Nurse Examiners for the State of Texas in which he provided false, deceptive, and/or misleading information, in that he answered "No" to the question:

"Have you ever been convicted, adjudicated guilty by a court, plead guilty, no contest or nolo contendere to any crime in any state, territory or country, whether or not a sentence was imposed, including any pending criminal charges or unresolved arrests (excluding minor traffic violations) since your last renewal?"

Respondent failed to disclose, On or about June 24, 2005, Respondent entered a plea of Guilty and was convicted of UNLAWFUL CARRYING WEAPON (a Class A Misdemeanor offense June 17, 2005), in the Criminal Court at Law No. 12 of Harris County, Texas, under Cause No. 1310020.

10. In response to Finding of Fact Number Nine (9), Respondent states: He did not include the June 17, 2005, Class A Misdemeanor offense, because he wanted to avoid the paperwork hoping that only a felony offense was of any concern. Respondent admits his judgement was terribly wrong. Other incidents were so long ago he felt they did not need to be reported.

#### 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)(2)&(10), Texas Occupations Code, and 22 TEX. ADMIN. CODE §217.12(6)(I).
4. The evidence received is sufficient cause pursuant to Section 301.452(b), Texas Occupations Code, to take disciplinary action against Registered Nurse License Number 250081, heretofore issued to MICHAEL A. SERRANO, including revocation of Respondent's license to practice professional nursing in the State of Texas.

ORDER

IT IS THEREFORE AGREED and ORDERED, subject to ratification by the Texas Board of Nursing, that RESPONDENT SHALL receive the sanction of 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 multistate licensure privilege, if any, to practice 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 MICHAEL A. SERRANO to the office of the Texas Board of Nursing within ten (10) days of the date of ratification of this Order.

(2) RESPONDENT SHALL pay a monetary fine in the amount of two hundred fifty 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.

(3) 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>.

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

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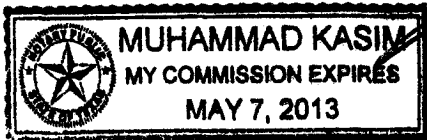
RESPONDENT'S CERTIFICATION

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 professional nursing in the State of Texas, as a consequence of my noncompliance.

Signed this 10 day of May, 2010  
Michael A. Serrano  
MICHAEL A. SERRANO, Respondent

Sworn to and subscribed before me this 10<sup>th</sup> day of May, 2010.

SEAL

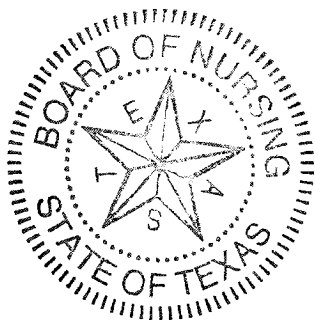



[Signature]  
Notary Public in and for the State of

**TEXAS**

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 19th day of May, 2010, by MICHAEL A. SERRANO, Registered Nurse License Number 250081, and said Order is final.

Effective this 18<sup>th</sup> day of May, 2010.



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