

BEFORE THE TEXAS BOARD OF NURSING

In the Matter of Registered Nurse §
License Number 696736 §
issued to WILLIAM HIRAM DAVIS §



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.
William H. Thomas
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 Registered Nurse License Number 696736, issued to WILLIAM HIRAM DAVIS, 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 is currently licensed to practice professional nursing in the State of Texas.
2. Respondent waived representation by counsel, informal proceedings, notice and hearing.
3. Respondent received an Associate Degree in Nursing from North Harris Montgomery Community College, Houston, Texas, on May 9, 2003. Respondent was licensed to practice professional nursing in the State of Texas on June 24, 2003.

4. Respondent's nursing employment history includes:

5/2003-8/2004	RN	Conroe Regional Medical Center Conroe, Texas
9/2004-4/2007	RN	DRG Staffing San Francisco, California
5/2007-9/2007	RN	Select Specialty Hospital Conroe, Texas

Respondent's nursing employment history continued:

10/2007-4/2009 RN ProTouch Nurse Staffing
Houston, Texas

4/2009-Present Unknown

5. At the time of the initial incidents, Respondent was employed as a PACU Nurse through ProTouch Nurse Staffing, Houston, Texas, and was assigned to Tomball Regional Hospital, Tomball, Texas.
6. On or about April 3, 2009, the Board provided Respondent with notice of alleged violations of the Nursing Practice Act for the State of Texas, which included in relevant part:

That, on or about July 20, 2008, through August 6, 2008, while employed as a PACU Nurse through ProTouch Nurse Staffing, Houston, Texas, and assigned to Tomball Regional Hospital, Tomball, Texas, Respondent withdrew narcotics from the Medication Dispensing System (Pyxis) for patients:

- That were not under his care;
- Without valid physicians' orders;
- In excess frequency/dosage of the physicians' orders;
- Without documenting, or accurately documenting, the administration of the medications in the patients' Medication Administration Records and/or nurse's notes; and
- Without following the facility's policy and procedures for wastage of any of the unused portions of the medications.

Additionally, Respondent misappropriated narcotics from the facility and patients thereof, or failed to take precautions to prevent such misappropriation.

Respondent's conduct, as alleged, violated Chapter 481 of the Texas Health and Safety Code (Controlled Substance Act).

7. On or about April 21, 2009, the Board provided Respondent with notice of alleged violations of the Nursing Practice Act for the State of Texas, which included in relevant part:

That, on or about March 15, 2009, and March 16, 2009, while employed with ProTouch Nurse Staffing, Houston, Texas, and assigned to Triumph Healthcare, Baytown, Texas, Respondent failed to adequately assess and intervene for patient M.J.O. when he administered Insulin in an excessive dose and failed to follow up with subsequent assessments throughout his shift.

Respondent's conduct, as alleged, was likely to injure the patient from adverse reaction to excess Insulin, including possible demise.

8. On or about April 1, 2010, Respondent returned Registered Nurse License Number 696736 and submitted a notarized statement to the Board voluntarily surrendering the right to practice professional nursing in Texas. A copy of Respondent's notarized statement, dated March 26, 2010, is attached and incorporated herein 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 violations of Section 301.452(b)(10)&(13), Texas Occupations Code, and 22 TEX. ADMIN. CODE §§217.11(1)(C)&(3)(A) and 217.12(1)(A),(1)(B),(1)(C),(6)(G),(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.

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ORDER

NOW, THEREFORE, IT IS ORDERED that the voluntary surrender of Registered Nurse License Number 696736, heretofore issued to WILLIAM HIRAM DAVIS, to practice professional 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 professional nursing, use the title of registered nurse or the abbreviation RN or wear any insignia identifying himself as a registered nurse or use any designation which, directly or indirectly, would lead any person to believe that RESPONDENT is a registered 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; and, RESPONDENT has obtained objective, verifiable proof of twelve (12) consecutive months of sobriety immediately preceding the petition.
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 professional nursing in the State of Texas.

Effective this 1st day of April, 2010.



TEXAS BOARD OF NURSING

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

William Hiram Davis
9853 Flamingo Lane
Conroe, Texas 77385
Texas RN License #696736

Voluntary Surrender Statement

March 22, 2010

Dear Texas Board of Nursing:

I no longer desire to be licensed as a professional nurse. Accordingly, I voluntarily surrender my license to practice in Texas. I waive representation by counsel and consent to the entry of an Order which outlines requirements for reinstatement of my license. I understand that I will be required to comply with the Board's Rules and Regulations in effect at the time I submit any petition for reinstatement.

Signature *William Hiram Davis*

Date 03/26/2010

Texas Nursing License Number/s 07078593

The State of Texas

Before me, the undersigned authority, on this date personally appeared William Hiram Davis who, being duly sworn by me, stated that he executed the above for the purpose therein contained and that he understood same.

Sworn to before me the 26th day of March, 2010.

SEAL

Rosalie Zamora
Notary Public in and for the State of Texas

