



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.
Patricia P. Thomas
Executive Director of the Board

BEFORE THE TEXAS BOARD OF NURSING

In the Matter of Registered Nurse §
License Number 686021 §
issued to JESSICA ANNE ZACHARY §

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 686021, issued to JESSICA ANNE ZACHARY, 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 a Baccalaureate Degree in Nursing from Arkansas Tech University, Russellville, Arkansas on May 11, 1996. Respondent was licensed to practice professional nursing in the State of Texas on May 3, 2002.
4. Respondent's nursing employment history is unknown.

5. On March 5, 2009, the Board of Nursing provided notice to Respondent for the following allegations:
 - a. On or about January 30, 2009, while utilizing Respondent's multistate licensure compact privilege associated with her license to practice Professional Nursing in the State of Texas, and while employed with St. Mary's Regional Medical Center, Russellville, Arkansas Respondent admitted to the misappropriation/diversion of Demerol from the facility and the patients thereof over a thirty (30) day period for her own personal use.
6. On July 28, 2009, the Arkansas State Board Of Nursing accepted the Voluntary Surrender of Registered Nurse License Number R53169(expired) and Licensed Practical Nurse License Number L34209 (expired) and issued an Order Of Voluntary Surrender, which is attached and incorporated, by reference, as part of this Order.
7. On August 26, 2009 Respondent returned License Number 686021 and submitted a notarized statement to the Board voluntarily surrendering the right to practice professional nursing in Texas. A copy of the notarized statement is attached and incorporated, by reference, as part of this Order.
8. The Board policy implementing Rule 213.29 in effect on the date of this Agreed Order provides discretion by the Executive Director for consideration of conditional reinstatement after proof of twelve (12) consecutive months of abstinence from alcohol and drugs followed by licensure limitations/stipulations and/or peer assistance program participation.
9. The Board finds that there exists serious risks to public health and safety as a result of impaired nursing care due to intemperate use of controlled substances or chemical dependency.

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 a violation of Section 301.452(b)(8) & (10), Texas Occupations Code, and 22 TEX. ADMIN. CODE §217.12(8).
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 Registered Nurse License Number 686021, heretofore issued to JESSICA ANNE ZACHARY, 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:

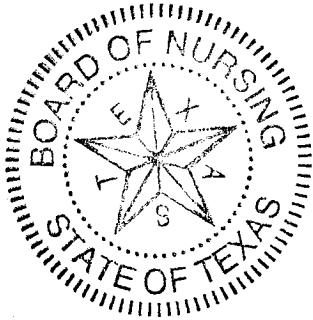
1. RESPONDENT SHALL NOT practice professional nursing, use the title of registered nurse or the abbreviation RN or wear any insignia identifying herself as a registered nurse or use any designation which, directly or indirectly, would lead any person to believe that RESPONDENT is a registered nurse during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

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IT IS FURTHER AGREED and ORDERED that this Order SHALL be applicable to Respondent's multistate licensure privilege, if any, to practice professional nursing in compact states.

Effective this 1st day of September, 2009.



TEXAS BOARD OF NURSING

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

Jessica Anne Zachary
1707 Wind Trace Cove
Sugar Land, Texas 77479
Texas RN License #686021

Voluntary Surrender Statement

August 11, 2009

Dear Texas Board of Nursing:

I no longer desire to be licensed as a professional nurse. Accordingly, I voluntarily surrender my license/licenses to practice in Texas. I Jessica Anne Zachary 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 Jessica Zachary
Date 8.24.09
Texas Nursing License Number/s 686021

The State of Texas

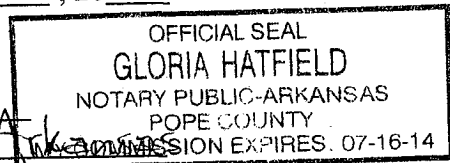
Before me, the undersigned authority, on this date personally appeared Jessica Anne Zachary who, being duly sworn by me, stated that she executed the above for the purpose therein contained and that she understood same.

Sworn to before me the 24th day of August, 2009.

SEAL

Gloria Hatfield

Notary Public in and for the State of Arkansas





ARKANSAS STATE BOARD OF NURSING

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August 24, 2009

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Fred Knight
General Counsel

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ATTN: Carla Krampota
Ad-Tech Supervisor
Texas Board of Nursing
333 Guadalupe Suite 3-460
Austin, TX 78701

CERTIFICATION

I, Phyllis DeClerk, Registered Nurse, Director of Nursing Practice, do hereby certify that the attached copy of the Arkansas State Board of Nursing's disciplinary documents, regarding Jessica Anne Taylor Trusty Zachary, RN License No. R53169, LPN License No. L34209, D.O.B. 12/09/1973, Social Security No. 432-65-0486 is a true and correct copy of the original documents on file in the office of the Arkansas State Board of Nursing.

A handwritten signature in black ink that reads "Phyllis DeClerk, RN". The signature is written in a cursive style and is positioned above a horizontal line.

Phyllis DeClerk, RN,
ASBN Assistant Director



**ORDER OF
VOLUNTARY SURRENDER**

The Arkansas State Board of Nursing hereby accepts the Voluntary Surrender. A written request and appropriate documentation must be submitted for consideration of reinstatement. The appropriate documentation will include a current addictive behavior evaluation from an evaluator who specializes in addiction or an evaluation and a certificate of completion from an inpatient or outpatient treatment center; statement indicating the Respondent's clean and sober date; a letter from sponsor, if applicable, supporting 12-step work involvement; and support group attendance records (AA or NA) indicating a consistent pattern of attendance. A criminal background check may be requested prior to reinstatement. Nurses reinstating a nursing license to active status after the expiration date of the current license shall document completion of continuing education as required by the Board. At time of application for reinstatement, the file will be provided to the General Counsel for consideration of re-entry into practice through a Consent Agreement. On the backside of this form, please explain the reason for your voluntary surrender. **SUBMIT YOUR LICENSE WITH THIS FORM.**

IT IS SO ORDERED that the Board hereby accepts the voluntary surrender of RN License No. R53169 (expired) and LPN License No. L34209 (expired), issued to Jessica Anne Trusty Taylor Zachary. Respondent may apply for reinstatement of said license after a period of one (1) year.

Jessica Zachary 7.16.09
Respondent Signature Date

ARKANSAS STATE BOARD OF NURSING

By: Faith A. Fields
Faith A, Fields, MSN, RN, Executive Director

Dated: 7/28/09

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please note this is my second attempt at mailing this to you as the first attempt was returned due to incorrect address.

I am seeking treatment in Russellville and am unable to pursue the terms of the consent agreement at this time.