



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 Vocational Nurse                               §           AGREED  
License Number 183324   §  
issued to LOIS VIRGINIA HICKMAN                               §           ORDER

On this day the Texas Board of Nursing, hereinafter referred to as the Board, considered the matter of LOIS VIRGINIA HICKMAN, Vocational Nurse License Number 183324, hereinafter referred to as Respondent.

Information received by the Board produced evidence that Respondent may have violated Article 4528c, Section 10(2)&(9), Tex. Rev. Civ. Stat. Respondent waived representation by counsel, informal proceedings, notice and hearing, and agreed to the entry of this Order offered on May 22, 2009, 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 vocational nursing in the State of Texas.
4. Respondent received a Certificate of Vocational Nursing from San Jacinto College North, Houston, Texas, on December 14, 2001. Respondent was licensed to practice vocational nursing in the State of Texas on January 31, 2002.
5. Respondent's vocational nursing employment history is unknown.

6. On or about November 15, 2001, Respondent submitted an Application By Examination to the Board of Vocational Nurse Examiners for the State of Texas in which she provided false, deceptive, and/or misleading information, in that she answered "No" to the question:

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

7. Respondent failed to disclose the following criminal history:

A. On or about September 5, 1975, Respondent entered a plea of "Guilty" and was convicted of FORGERY (a misdemeanor offense committed on January 23, 1975), in the County court No. 1 of Galveston County, Texas, under Cause Number 30121. As a result of the conviction, Respondent was placed on probation for a period of six (6) months and ordered to pay a fine and court costs.

B. On or about October 3, 1975, Respondent of and was convicted of DRIVING WHILE INTOXICATED (a misdemeanor offense committed on June 24, 1975), in the Harris County District Court, Houston, Texas under Cause Number 894248501010. As a result of the conviction, Respondent was placed on probation for a period of two (2) year and ordered to pay a fine.

C. On or about July 15, 1985, Respondent entered a plea of "Guilty" and was convicted of PROSTITUTION (a class B misdemeanor offense committed on July 15, 1985), in the Harris County District Court, Houston, Texas under Cause Number 08425230101. As a result of the conviction, Respondent was placed on probation for a period to serve ten (10) days confinement.

D. On or about July 23, 1985, Respondent entered a plea of "Guilty" and was convicted of PROSTITUTION (a class B misdemeanor offense committed on July 22, 1985), in the Harris County District Court, Houston, Texas under Cause Number 08425230101. As a result of the conviction, Respondent was placed on probation for a period to serve ten (10) days confinement.

E. On or about September 11, 1985, Respondent entered a plea of "Guilty" and was convicted of PROSTITUTION (a class B misdemeanor offense committed on September 10, 1985) in the Harris County District Court, Houston, Texas under Cause Number 08425230101. As a result of the conviction, Respondent was placed on probation for a period to serve thirty (30) days confinement.

F. On or about December 24, 1988, Respondent entered a plea of "Guilty" and was convicted of DRIVING WHILE INTOXICATED (a class A misdemeanor offense committed on December 23, 1988), in the Harris County District Court, Houston, Texas, under Cause Number 884558401010. As a result of the conviction, Respondent was placed on probation for a period to serve sixty (60) days confinement and ordered to pay a fine.

G. On or about December 24, 1988, Respondent entered a plea of "Guilty" and was convicted of FAILURE TO STOP AND GIVE INFORMATION (a class b misdemeanor offense), in the Harris County District Court, Houston, Texas, under Cause Number 88455850101. As a result of the conviction, Respondent was placed on probation for a period to serve sixty (60) days in confinement..

H. On or about November 9, 1989, Respondent entered a plea of "Guilty" and was convicted of THEFT \$20-\$200 (a class B misdemeanor offense committed on November 5, 2009), in the Harris County District Court, Houston, Texas, under Cause Number 894248501010. As a result of the conviction, Respondent was placed on probation for a period to serve seventy-five (75) days confinement.

8. In response to Findings of Fact Numbers Six (6) and Seven (7), Respondent states she was licensed at the age of 48 years old, and in her prior life she was involved in relationships which were not conducive to a Christian life. Her early life was hard and, she realizes now it included many abusive situations from which she was not able to extricate herself from. All the incidents enumerated in the letter sent to her have been fully adjudicated and the disposition of each of them became final many years prior to her career as an LVN.

#### 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 Article 4528c, Section 10(2)&(9), Tex. Rev. Civ. Stat., and 22 TEX. ADMIN. CODE §239.11(8).
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 183324, heretofore issued to LOIS VIRGINIA HICKMAN 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 Texas Board of Nursing, that RESPONDENT SHALL receive the sanction of a REMEDIAL EDUCATION AND 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 pay a monetary fine in the amount of two hundred and fifty (\$250.00) dollars. RESPONDENT SHALL pay this fine within forty-five 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.

(2) 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 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 to practice vocational nursing in the State of Texas, as a consequence of my noncompliance.

Signed this 9 day of July, 2009.  
Lois Virginia Hickman  
LOIS VIRGINIA HICKMAN, Respondent

Sworn to and subscribed before me this 9<sup>th</sup> day of July, 2009.


SEAL



Rhea P. Shol  
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 9th day of July, 2009, by LOIS VIRGINIA HICKMAN, Vocational Nurse License Number 183324, and said Order is final.

Effective this 14th day of July, 2009.

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