

Respondent's professional nursing employment history continued:

06/86 - 12/86	RN	Mid Jefferson County Hospital Nederland, Texas
01/87 - 12/89	RN	UpJohn Health Care Agency Beaumont, Texas
01/90 - 06/90	RN	San Marco Treatment Center San Marcos, Texas
08/90 - 02/92	RN	Healthcare Rehabilitation Hospital Austin, Texas
02/92 - 08/92	Unknown	
08/92 - 11/92	RN	Afton Oaks Hospital San Antonio, Texas
11/92 - 02/93	Unknown	
02/93 - 08/93	RN	Advanced Temporaries Agency San Antonio, Texas
08/93 - 01/94	Unknown	
01/94 - 04/94	RN	Favorite Nurses San Antonio, Texas
06/94 - 10/94	RN	Warm Springs Rehabilitation Hospital San Antonio, Texas
11/94 - 05/95	RN	University Hospital San Antonio, Texas
05/95 - 09/95	Unknown	
10/95 - 12/95	RN	San Antonio State Hospital San Antonio, Texas
01/96 - 04/03	Unknown	

Respondent's professional nursing employment history continued:

05/03 - 02/05	RN	Advanced Temporaries San Antonio, Texas
03/05 - 12/05	RN	Vista Care San Antonio, Texas
01/06 - 06/07	RN	SW Mental Health Center San Antonio, Texas
07/07 - 10/07	RN	Kerrville State Hospital Kerrville, Texas
11/07 - present	Unknown	

6. On or about October 8, 1996, Respondent license to practice professional nursing in the State of Texas was issued a WARNING WITH STIPULATIONS by the Board of Nurse Examiners for the State of Texas. A copy of the Findings of Fact, Conclusions of Law and Agreed Order dated October 8, 1996, is attached and incorporated, by reference, as part of this Order.
7. At the time of the initial incident, Respondent was employed as a registered nurse with Kerrville State Hospital, Kerrville, Texas, and had been in this position for three (3) months.
8. On or about October 22, 2007, while employed with Kerrville State Hospital, Kerrville, Texas, Respondent engaged in the improper management of client records in that she disposed of hospital records with her own personal household trash in a county ditch. Respondent's conduct exposed the patients unnecessarily to a risk of identity theft and was contrary to laws intended to ensure confidentiality of medical records, Health Insurance Portability and Accountability Act of 1996 (HIPAA), Title 45, Code of Federal Regulations, Parts 160 and 164, *et seq.*
9. In Response to the incident in Finding of Fact Number Eight (8), Respondent states:

"I had just moved from San Antonio, TX to start a new career with the Kerrville State Hospital... As embarrassing as it was, the trash pick-up company was going to charge me \$75.00 to begin my service. I did not have it at the time, and did something that I have never done before. I went into the country and dumped my trash...Kerrville State Hospital has a month long orientation. We were taught with client information. Somehow, I must have accidentally carried this client information home. I do not know how it ended up in my trash.

I have never brought client information home before and have never been accused of doing this...I was asked to resign and I also had to pay a fine of \$250 to the County. All client information was returned to the Kerrville State Hospital by the County."

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)(10)&(13), Texas Occupations Code, 22 TEX. ADMIN. CODE §217.11(1)(E), and 22 TEX. ADMIN. CODE §217.12(1)(A)&(C).
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 530033, heretofore issued to BEVERLY J. WRINKLE, 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 a REPRIMAND WITH STIPULATIONS, 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 professional nursing in compact states.

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 Texas Board of Nursing 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 BEVERLY J. WRINKLE, to the office of the Texas Board of Nursing within ten (10) days from the date of ratification of this Order.

(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) contact 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>

(3) RESPONDENT SHALL, within one (1) year of entry of this Order, successfully complete the course "Sharpening Critical Thinking Skills," a 3.6 contact hour online program provided by the National Council of State Boards of Nursing (NCSBN) Learning Extension. In order

to receive credit for completion of this program, RESPONDENT SHALL SUBMIT the continuing education certificate of completion for this program to the Board's office, to the attention of Monitoring. This course is to be taken in addition to any continuing education requirements the Board may have for relicensure. *Information regarding this workshop may be found at the following web address: <http://www.learningext.com/products/generalce/critical/ctabout.asp>.*

(4) RESPONDENT SHALL pay a monetary fine in the amount of five hundred dollars (\$500). 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, SHOULD RESPONDENT PRACTICE AS A REGISTERED NURSE IN THE STATE OF TEXAS, RESPONDENT WILL PROVIDE DIRECT PATIENT CARE AND PRACTICE IN A HOSPITAL, NURSING HOME, OR OTHER CLINICAL SETTING AND RESPONDENT MUST WORK IN SUCH SETTING A MINIMUM OF SIXTY-FOUR (64) HOURS PER MONTH UNDER THE FOLLOWING STIPULATIONS FOR ONE (1) YEAR OF EMPLOYMENT. THE LENGTH OF THE STIPULATION PERIOD WILL BE EXTENDED UNTIL SUCH TWELVE (12) MONTHS HAVE ELAPSED. PERIODS OF UNEMPLOYMENT OR OF EMPLOYMENT THAT DO NOT REQUIRE THE USE OF A REGISTERED NURSE (RN) LICENSE WILL NOT APPLY TO THIS STIPULATION PERIOD:

(5) RESPONDENT SHALL notify each present employer in nursing of this Order of the Board and the stipulations on RESPONDENT's license. RESPONDENT SHALL present a complete copy of this Order and all Proposals for Decision issued by the Administrative Law Judge, if any, to each present employer within five (5) days of receipt of this Order. RESPONDENT

SHALL notify all future employers in nursing of this Order of the Board and the stipulations on RESPONDENT's license. RESPONDENT SHALL present a complete copy of this Order and all Proposals for Decision issued by the Administrative Law Judge, if any, to each future employer prior to accepting an offer of employment.

(6) RESPONDENT SHALL CAUSE each present employer in nursing to submit the Notification of Employment form, which is provided to the Respondent by the Board, to the Board's office within ten (10) days of receipt of this Order. RESPONDENT SHALL CAUSE each future employer to submit the Notification of Employment form, which is provided to the Respondent by the Board, to the Board's office within five (5) days of employment as a nurse.

(7) RESPONDENT SHALL be supervised by a Registered Nurse who is on the premises. The supervising nurse is not required to be on the same unit or ward as RESPONDENT, but should be on the facility grounds and readily available to provide assistance and intervention if necessary. The supervising nurse shall have a minimum of two (2) years experience in the same or similar practice setting to which the Respondent is currently working. RESPONDENT SHALL work only regularly assigned, identified and predetermined unit(s). RESPONDENT SHALL NOT be employed by a nurse registry, temporary nurse employment agency, hospice, or home health agency. RESPONDENT SHALL NOT be self-employed or contract for services. Multiple employers are prohibited.

(8) RESPONDENT SHALL CAUSE each employer to submit, on forms provided to the Respondent by the Board, periodic reports as to RESPONDENT's capability to practice nursing. These reports shall be completed by the Registered Nurse who supervises the RESPONDENT. These reports shall be submitted by the supervising nurse to the office of the Board at the end of each three (3) month period for one (1) year of employment as a nurse.

IT IS FURTHER AGREED, that upon full compliance with the terms of this Order, RESPONDENT SHALL be issued an unencumbered license and multistate licensure privileges, if any, to practice professional 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 this Order is subject to ratification by the Board. When this Order is ratified, the terms of this Order become effective, and 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.

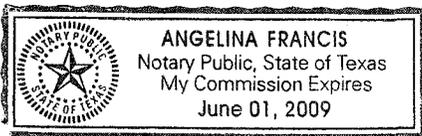
Signed this 22nd day of December, 2008.

Beverly J. Wrinkle
BEVERLY J. WRINKLE, Respondent

Sworn to and subscribed before me this 22nd day of December, 2008.

Angela A. Francis
Notary Public in and for the State of Texas.

SEAL



WHEREFORE, PREMISES CONSIDERED, the Texas Board of Nursing does hereby ratify and adopt the Agreed Order that was signed on the 22nd day of December, 2008, by BEVERLY J. WRINKLE, Registered Nurse License Number 530033, and said Order is final.

Effective this 22nd day of January, 20 09.



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



BEFORE THE BOARD OF NURSE EXAMINERS
FOR THE STATE OF TEXAS

In the Matter of Permanent Certificate §
Number 530033 issued to § AGREED ORDER
BEVERLY J. WRINKLE §

An investigation by the Board produced evidence indicating that BEVERLY J. WRINKLE, hereinafter referred to as Respondent, may have violated Article 4525(b)(9), Revised Civil Statutes of Texas, as amended.

An informal conference was held on April 16, 1996, at the office of the Board of Nurse Examiners, in accordance with Article 4524C, Revised Civil Statutes of Texas, as amended.

Respondent appeared in person. Respondent was notified of her right to be represented by legal counsel and elected to waive representation by counsel. In attendance were Katherine A. Thomas, MN, RN, Executive Director; Sharon Sanders, Assistant Attorney General; Anthony L. Diggs, Supervising Investigator; and Diane E. Burrell, Investigator.

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, notice and hearing, and consented to the entry of this order.
3. Respondent is currently licensed to practice professional nursing in Texas.
4. Respondent received an Associate Degree in Nursing from Lamar University, Beaumont, Texas in August of 1985.

5. Respondent's professional employment history includes:

11/85 - 6/86	Staff RN St. Elizabeth Hospital Beaumont, Texas
6/86 - 12/86	Charge Nurse Mid Jefferson County Hospital Nederland, Texas
1/87 - 12/89	Private Duty and Occupational Health Nurse UpJohn Health Care Agency Beaumont, Texas
1/90 - 6/90	Charge Nurse San Marcos Treatment Center San Marcos, Texas
8/90 - 2/92	Charge Nurse Healthcare Rehabilitation Hospital Austin, Texas
2/92 - 8/92	Unknown
8/92 - 11/92	Charge Nurse Afton Oaks Hospital San Antonio, Texas
11/92 - 2/93	Unknown
2/93 - 8/93	Agency Nurse Advanced Temporaries Agency San Antonio, Texas
8/93 - 1/94	Unknown
1/94 - 4/94	Agency Nurse Favorite Nurses San Antonio, Texas

Employment history continued:

6/94 - 10/94	Charge and Staff RN Warm Springs Rehabilitation Hospital San Antonio, Texas
11/94 - 5/95	Staff RN University Hospital San Antonio, Texas
5/95 - 9/95	Unknown
10/95 - 12/95	Staff RN San Antonio State Hospital San Antonio, Texas

6. At the time of the incident, described in Finding of Fact #7, Respondent was employed as a Staff RN with University Hospital, San Antonio, Texas and had been in this position for six (6) months.
7. On or about May 19, 1995, while employed with University Hospital, San Antonio, Texas, Respondent left her nursing assignment without notifying her immediate supervisor. Respondent's conduct placed patients at risk of harm by leaving the nursing unit understaffed.
8. On or about September 26, 1995, applying for employment at San Antonio State Hospital, San Antonio, Texas, Respondent provided false information on her application by indicating the specific reason for leaving employment with University Hospital, San Antonio, Texas, "was recently married and want to take the summer off." Respondent was terminated from the hospital. Respondent's deceptive information and failure to accurately answer specific questions may have affected their decision to employ her.
9. On or about September 26, 1995, while applying for employment at San Antonio State Hospital, San Antonio, Texas, Respondent mislead the facility by failing to answer the question regarding the specific reason for leaving employment with Healthcare Rehabilitation Hospital, Austin, Texas. Respondent had been terminated from this facility. Respondent's omission deceived the facility by failing to accurately answer specific questions which may have affected their decision to employ her.

CONCLUSIONS OF LAW

1. Pursuant to Article 4525, Revised Civil Statutes of Texas, 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 Article 4525(b)(9), TEX. REV. CIV. STAT. ANN., and 22 TEX. ADMIN. CODE §217.13(13) and (17).
4. The evidence received is sufficient cause pursuant to Article 4525(b), TEX. REV. CIV. STAT. ANN., to take disciplinary action against license number 530033, heretofore issued to BEVERLY J. WRINKLE.

AGREED SANCTIONS

IT IS THEREFORE AGREED, subject to ratification by the Board of Nurse Examiners, that RESPONDENT SHALL receive the sanction of a warning with stipulations, and RESPONDENT SHALL comply in all respects with the Nursing Practice Act, Revised Civil Statutes of Texas as amended, Art. 4513 et. seq., the Rules and Regulations Relating to Professional Nurse Education, Licensure and Practice, 22 TEX. ADMIN. CODE §211.01 et. seq. and this order.

IT IS FURTHER AGREED that RESPONDENT SHALL comply with the following stipulations:

- (1) RESPONDENT SHALL deliver the wallet-size license issued to BEVERLY J. WRINKLE, to the office of the Board of Nurse Examiners within ten (10) days of the date of this order for appropriate notation.

(2) RESPONDENT SHALL, within one (1) year of entry of this order, successfully complete a course in Nursing Jurisprudence. RESPONDENT SHALL obtain Board approval of the course prior to enrollment. Home Study courses and video programs will not be approved. In order for the course to be approved, the target audience must include registered nurses. It must be a minimum of six (6) contact hours in length. The course's content should include the Nursing Practice Act, Standards of Practice, and documentation of care. 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 is to be taken in addition to any continuing education requirements the Board may have for relicensure.

(3) RESPONDENT SHALL pay a monetary fine in the amount of \$500.00. RESPONDENT SHALL pay this fine within forty-five (45) days of entry of this order. Payment is to be made directly to the Board of Nurse Examiners in the form of cashier's check or U.S. money order.

IT IS FURTHER AGREED, that upon full compliance with the terms of this order, RESPONDENT SHALL be issued an unencumbered license to practice professional nursing in the State of Texas.

RESPONDENT'S CERTIFICATION

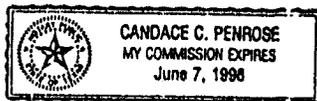
I understand that I have the right to legal counsel prior to signing this Agreed Order. I waive representation by counsel. I have reviewed this order. I neither admit nor deny the violations alleged. By my signature on this order, I agree to the Findings of Fact, Conclusions of Law, Agreed Sanctions, and any stipulation of this order to avoid further disciplinary action in this matter. I consent to the issuance of the Agreed Sanctions. I waive judicial review of this order. I understand that this order is subject to ratification by the Board. When the order is ratified, the terms of this order become effective, and a copy will be mailed to me.

Signed this 23rd day of SEPT, 1996.

Beverly J. Wrinkle
BEVERLY J. WRINKLE

Sworn to and subscribed before me this 23rd day of Sept., 1996

SEAL



Candace C. Penrose
Notary Public in and for the State of Texas

WHEREFORE, PREMISES CONSIDERED, the Board of Nurse Examiners
for the State of Texas does hereby ratify and adopt the Agreed Order that was signed on the
23rd day of September, 1996, by BEVERLY J. WRINKLE, license number
530033, and said order is final.

Effective this 8th day of October, 1996.


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