TEXAS BOARD OF NURSING
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.
Executive Director of the Board

BEFORE THE TEXAS BOARD OF NURSING

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In the Matter of Registered Nurse License	§	
Number 555844 and Vocational Nurse	§	AGREED
License Number 103984, issued to	§	ORDER
MAXINE RENEE TAYLOR	§	

On this day the Texas Board of Nursing, hereinafter referred to as the Bo considered the matter of MAXINE RENEE TAYLOR, Registered Nurse License Number 555844 and Vocational Nurse License Number 103984, hereinafter referred to as Respondent.

Information received by the Board produced evidence that Respondent may have violated Section 301.452(b)(10), Texas Occupations Code. Respondent waived representation by counsel, informal conference, notice and hearing, and agreed to the entry of this Order offered on October 8, 2008, by Katherine A. Thomas, MN, RN, Executive Director, subject to ratification by the Board.

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 conference, 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 and holds a license to practice vocational nursing in the State of Texas which is in delinquent status.

4. Respondent received a Certificate in Vocational Nursing from William Buchanan School of Nursing, Texarkana, Texas, on September 15, 1983 and received an Associate Degree in Nursing from Texarkana Community College, Texarkana, Texas, in May 1989. Respondent was licensed to practice vocational nursing in the State of Texas on November 30, 1983 and was licensed to practice professional nursing in the State of Texas on August 25, 1989.

5. Respondent's professional nursing employment history includes:

11/83 - 06/90	Unknown	
07/90 - 07/95	RN III	LSU Medical Center Shreveport, Louisiana
08/95- 03/98	Staff Nurse	North Caddo Home Health Shreveport, Louisiana
07/98 - 05/01	Case Manager/ Director of Nursing	Reliable Home Health Marshall, Texas
05/01 - 09/04	Staff Nurse	GSMC Longview, Texas
09/04 - 06/08	Staff Nurse	Good Shepherd Home Care Marshall, Texas
07/08 - Present	Staff Nurse	Cypress Home Health Marshall, Texas

6. At the time of the incidents, Respondent was employed as a Staff Nurse with Good Shepherd Home Care, Marshall, Texas, and had been in this position for three (3) years and ten (10) months.

7. On or about December 1, 2007, through June 12, 2008, while employed with Good Shepherd Home Care, Marshall, Texas, Respondent practiced professional nursing without a current license. Respondent's license became delinquent on December 1, 2007 and was not renewed until June 19, 2008. Respondent's conduct was likely to deceive the employer and could have affected the decision to continue employment.

8. On or about December 1, 2007, while employed with Good Shepherd Home Care, Marshall, Texas, Respondent submitted a copy of an altered wallet-sized license to practice professional nursing to her employer for verification of licensure. The copy Respondent provided had an expiration date of November 2009, however pursuant to Board records Respondent's license expired in November 2007. Respondent's conduct was likely to deceive the employer and could have affected the decision to continue her employment.

9. Respondent states that in November 2007, she received a renewal notice in the mail along with a request for fingerprinting. She had her fingerprints done and submitted them to the Board along with her renewal and payment in the form of a money order. Approximately three (3) weeks later she received her license which was current until November 2009 and she gave a copy of the license to the office manager. In June 2008 she was informed that there was a problem with her license after the Branch Manager looked at her license and told her it looked altered. She contacted the Board, submitted a reactivation application and received her current license.

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)(5)&(10), Texas Occupations Code, and 22 TEX. ADMIN. CODE §217.12(6)(A)(H)(I)&(11)(B).

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 555844 and Vocational Nurse License Number 103984, heretofore issued to MAXINE RENEE TAYLOR, including revocation of Respondent's licenses to practice professional and 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 WARNING 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 and vocational 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 MAXINE RENEE TAYLOR, 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 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 OR A LICENSED VOCATIONAL 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. RESPONDENT MAY BE EMPLOYED WITH CYPRESS HOME CARE, MARSHALL, TEXAS. 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) OR A VOCATIONAL NURSE (LVN) LICENSE WILL NOT APPLY TO THIS STIPULATION PERIOD:

(4) 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.

(5) 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.

(6) For the duration of the stipulation period, 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. **RESPONDENT is exempt from this Stipulation while employed with Cypress Home Health, Marshall, Texas. Should RESPONDENT'S employment with Cypress Home Health cease, this Stipulations will have full force and effect.**

(7) 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 licenses and multistate licensure privileges, if any, to practice professional and vocational nursing in the State of Texas.

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RESPONDENT'S CERTIFICATION

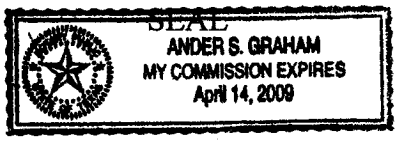
I understand that I have the right to legal counsel prior to signing this Agreed Order. I waive representation by counsel. I have reviewed this Order. I neither admit nor deny the violations alleged herein. By my signature on this Order, I agree to the Findings of Fact, Conclusions of Law, Order, and 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 licenses to practice professional and vocational nursing in the State of Texas, as a consequence of my noncompliance.

Signed this 14th day of JANUARY, 2009.

Maxine Renee Taylor

MAXINE RENEE TAYLOR, Respondent

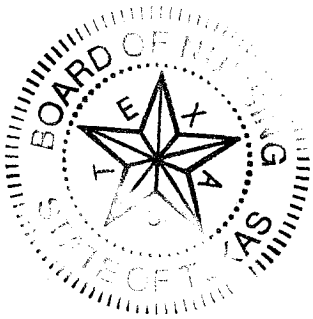
Sworn to and subscribed before me this 14th day of January, 2009.



Ander S. Graham

Notary Public in and for the State of Texas

WHEREFORE, PREMISES CONSIDERED, the Texas Board of Nursing does hereby ratify and adopt the Agreed Order that was signed on the 14th day of January, 2009, by MAXINE RENEE TAYLOR, Registered Nurse License Number 555844 and Vocational Nurse License Number 103984, and said Order is final.



Effective this **10th** day of **February**, **2009**.

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