



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

In the Matter of Registered Nurse License Number 244986 § AGREED
and Vocational Nurse License Number 74445 §
issued to MARTHA LOUISE WALKER § ORDER

On this day the Texas Board of Nursing for the State of Texas, hereinafter referred to as the Board, considered the matter of MARTHA LOUISE WALKER, a/k/a MARTHA L. LOWE, Registered Nurse License Number 244986 and Vocational Nurse License Number 74445, hereinafter referred to as Respondent.

Information received by the Board produced evidence that Respondent may have violated Section 301.452(b)(1)&(8), Texas Occupations Code. Respondent waived representation by counsel, informal conference, notice and hearing, and agreed to the entry of this Order offered on October 26, 2007, 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 conference, notice and hearing, and agreed to the entry of this Order.
3. Respondent's license to practice professional nursing in the State of Texas is inactive. Respondent's license to practice vocational nursing in the State of Texas is currently in "delinquent" status.
4. Respondent received a Certificate of Nursing from Angelina College, Lufkin, Texas, on July 7, 1977. Respondent was originally licensed as a Vocational Nurse in the State of Texas on November 22, 1977. Respondent received an Associate Degree from Angelina College, Lufkin, Texas, on May 1, 1978. Respondent was licensed to practice professional nursing in the State of Texas on September 1, 1978.

5. Respondent's nursing employment history is unknown.
6. On or about April 11, 2007, Respondent submitted a renewal application to the Board of Nurse Examiners for the State of Texas in which she answered "Yes" to the following question: "Have you been convicted, adjudged guilty by a court, plead guilty, no contest or nolo contendere to any crime in any state, territory or country, whether or not a sentence was imposed, including any pending criminal charges or unresolved arrest (excluding minor traffic violations)? This includes expunged offenses and deferred adjudications with or without prejudice of guilt."
 - A. In or about January 1980, Respondent pled guilty to felony charges of Stealing a Narcotic Drug and Possession of Narcotic Drugs in the El Paso County District Court, El Paso County, Colorado. Respondent received a deferred sentence.
 - B. In or about January 1981, Respondent pled guilty to the felony charge of Obtaining Narcotics by Fraud and Deceit and pled guilty to the misdemeanor charge of Use of Narcotics, in the Pueblo County District Court, Pueblo County, Colorado. Respondent received a deferred sentence.
 - C. On or about October 26, 2000, Respondent was convicted of the offense of Driving Under the Influence, a misdemeanor, in the County Court of El Paso County, Colorado, Cause #2000T000585. Respondent was sentenced to sixty-three (63) days in jail with the imposition of sentence suspended, and placed on twenty-four (24) months probation.
7. On or about April 11, 2007, Respondent submitted a renewal application to the Board of Nurse Examiners for the State of Texas in which she answered "Yes" to the following question: "In the past 5 years, have you been addicted to or treated for the use of alcohol or any other drug?"

In a letter dated April 2, 2007, Colorado Nurse Health Program states Respondent was enrolled in their Diversion Program as of June 6, 2003. In a letter dated September 27, 2007, Colorado Nurse Health Program discharged Respondent successfully from the Diversion Program.

8. On or about April 11, 2007, Respondent submitted a renewal application to the Board of Nurse Examiners for the State of Texas in which she answered "Yes" to the following question: "Has any licensing authority refused to issue you a license or ever revoked, annulled, cancelled, accepted surrender of, suspended, placed on probation, refused to renew a license, certificate or multi-state privilege held by you now or previously, or ever fined, censured, reprimanded or otherwise disciplined you?"

- A. On or about December 6, 1979, Respondent's license to practice professional nursing in the State of Colorado was issued a Summary Suspension by the Colorado State Board of Nursing, Denver, Colorado. A copy of the Findings of Fact, Conclusions of Law, and Agreed Order dated December 6, 1979, is attached.
 - B. On or about March 27, 1981, Respondent's license to practice professional nursing in the State of Colorado was issued a Stipulation and Order by the Colorado State Board of Nursing, Denver, Colorado. A copy of the Findings of Fact, Conclusions of Law, and Agreed Order dated March 27, 1981, is attached.
 - C. On or about March 21, 2003, Respondent's license to practice professional nursing in the State of Colorado was issued a Stipulation and Order by the Colorado State Board of Nursing, Denver, Colorado. A copy of the Findings of Fact, Conclusions of Law, and Agreed Order dated March 21, 2003, is attached.
9. On or about April 26, 2007, Respondent submitted a written statement related to Finding of Fact numbers six (6) and seven (7), in which she stated that she has been addicted to opiates and is an alcoholic; however, in 2003, the Colorado Nurse Health Program (CNHP) insisted she go to long-term treatment. Respondent went to Red River Psychiatric Hospital in Wichita Falls inpatient CD unit for 30 days, and then went to Birmingham, Alabama, and completed treatment through Bradford Health Services in June 2004. She has completed an extensive relapse prevention program through Parker Valley Hope. On September 26, 2007, the CNHP Impaired Professional Diversion Committee voted to successfully discharge Respondent from the diversion program.

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 violation of Section 301.452(b)(1)&(8), Texas Occupations Code.
- 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 244986 and Vocational Nurse License Number 74445, heretofore issued to MARTHA LOUISE WALKER, including revocation of Respondent's license to practice 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 REMEDIAL EDUCATION, and RESPONDENT SHALL comply in all respects with the Nursing Practice Act, Revised Civil Statutes of Texas as amended, Texas Occupations Code §§301.001 *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 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 deliver the wallet-sized license issued to MARTHA LOUISE WALKER to the office of the Texas Board of Nursing within ten (10) days of the date of ratification of this Order for appropriate notation.

(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 Chemical Dependency, 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/about/stipscourses.html>.*

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 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 violation 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 licenses to practice nursing in the State of Texas, as a consequence of my noncompliance.

Signed this 30th day of November, 2007.

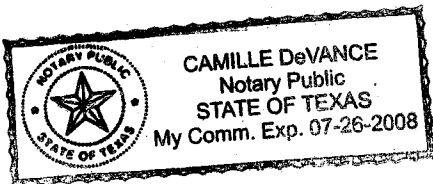
X Martha Louise Walker
MARTHA LOUISE WALKER, Respondent

Sworn to and subscribed before me this 30th day of November, 2007.

SEAL

Camille DeVance


Notary Public in and for the State of Texas



Exp. 7-26-2008

WHEREFORE, PREMISES CONSIDERED, the Executive Director, on behalf of the Texas Board of Nursing for the State of Texas, does hereby ratify and adopt the Agreed Order that was signed on the 30th day of November, 2007, by MARTHA LOUISE WALKER, Registered Nurse License Number 244986 and Vocational Nurse License Number 74445, and said Order is final.

Effective this 5th day of December, 2007.


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