

BEFORE THE BOARD OF NURSE EXAMINERS
FOR THE STATE OF TEXAS

In the Matter Multi-State Compact § AGREED
Privilege of ALLISON BEASLEY NIXON, Respondent § ORDER

An investigation by the Board of Nurse Examiners for the State of Texas, hereinafter referred to as the Board, produced evidence indicating that ALLISON BEASLEY NIXON, hereinafter referred to as Respondent, who possesses Texas Registered Nursing License Number 635112, which is currently in Multi-State Regulation (MSR) invalid status due to her holding a current Home State Registered Nursing License in the State of Arkansas (License Number R65073), may have violated Section 301.452(b)(8) & (10), Texas Occupations Code. This action was taken in accordance with Section 301.453(c) of the Texas Occupations Code.

Respondent waived representation by counsel, informal conference and hearing, and agreed to the entry of this Order.

The Board makes the following Findings of Fact and Conclusions of Law.

FINDINGS OF FACT

1. Prior to the institution of Agency proceedings, notice of the matters specified below in these Findings of Fact was provided to 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 agreed to the entry of this Order.
3. Respondent holds a license to practice professional nursing in the State of Texas, which is in Multi State Regulation (MSR) Invalid status.
4. Respondent received an Associate Degree in Nursing from Texarkana Community College, Texarkana, Texas, on May 1, 1996. Respondent was licensed to practice professional nursing in the State of Texas on October 29, 1996.



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 R. Plummer
Executive Director of the Board

5. Respondent's professional employment history is unknown.
6. On or about November 22, 2004, Respondent was issued a Cease and Desist Order by the Board of Nurse Examiners for the State of Texas. A copy of the November 22, 2004, Cease and Desist Order is attached and incorporated by reference as part of this Order.
7. On or about March 1, 2002, through April 6, 2002, while employed as a Registered Nurse in the State of Texas, utilizing a multi-state compact privilege through her Arkansas license with Dubuis Hospital of Texarkana, Texarkana, Texas, Respondent withdrew Hydrocodone and Alprazolam from the PYXIS for patients but failed to document the administration of these medications in patient's Medication Administration Record (MAR) and Nurses Notes, as follows:

Date	Time	Patient	Physician's Order	Pyxis Record	MAR	Nurses Notes
3/08/02	07:57	E.R.	Lortab 7.5 mg po Q6 prn pain	Hydrocodone 7.5 mg	Not documented	Not documented
3/08/02	11:00	E.R.	Lortab 7.5 mg po Q6 prn pain	Hydrocodone 7.5 mg	Not documented	Not documented
3/09/02	11:57	E.R.	Lortab 7.5 mg po Q6 prn pain	Hydrocodone 7.5 mg	Not documented	Not documented
3/09/02	16:05	E.R.	Lortab 7.5 mg po Q6 prn pain	Hydrocodone 7.5 mg	Not documented	Not documented
3/10/02	12:23	E.R.	Lortab 7.5 mg po Q6 prn pain	Hydrocodone 7.5 mg	Not documented	Not documented
3/10/02	16:18	E.R.	Lortab 7.5 mg po Q6 prn pain	Hydrocodone 7.5 mg	Not documented	Not documented
3/16/02	07:28	E.R.	Lortab 7.5 mg po Q6 prn pain	Hydrocodone 7.5 mg x 2	Not documented	Not documented
3/16/02	12:09	E.R.	Lortab 7.5 mg po Q6 prn pain	Hydrocodone 7.5 mg x 2	Not documented	Not documented
3/16/02	16:49	E.R.	Lortab 7.5 mg po Q6 prn pain	Hydrocodone 7.5 mg x 2	Not documented	Not documented
3/17/02	07:14	E.R.	Lortab 7.5 mg po Q6 prn pain	Hydrocodone 7.5 mg x 2	Not documented	Not documented
3/17/02	11:46	E.R.	Lortab 7.5 mg po Q6 prn pain	Hydrocodone 7.5 mg x 2	Not documented	Not documented
3/18/02	07:49	E.R.	Lortab 7.5 mg po Q6 prn pain	Hydrocodone 7.5 mg x 2	Not documented	Not documented
3/18/02	12:25	E.R.	Lortab 7.5 mg po Q6 prn pain	Hydrocodone 7.5 mg x 2	Not documented	Not documented
3/18/02	16:42	E.R.	Lortab 7.5 mg po Q6 prn pain	Hydrocodone 7.5 mg x 2	Not documented	Not documented
3/22/02	10:50	E.R.	Lortab 7.5 mg po Q6 prn pain	Hydrocodone 7.5 mg x 2	Not documented	Not documented
3/22/02	15:48	E.R.	Lortab 7.5 mg po Q6 prn pain	Hydrocodone 7.5 mg x 2	Not documented	Not documented

3/23/02	07:09	E.R.	Lortab 7.5 mg po Q6 prn pain	Hydrocodone 7.5 mg x 2	Not documented	Not documented
3/23/02	10:55	E.R.	Lortab 7.5 mg po Q6 prn pain	Hydrocodone 7.5 mg x 2	Not documented	Not documented
3/23/02	14:51	E.R.	Lortab 7.5 mg po Q6 prn pain	Hydrocodone 7.5 mg x 2	Not documented	Not documented
3/24/02	06:50	E.R.	Lortab 7.5 mg po Q6 prn pain	Hydrocodone 7.5 mg x 2	Not documented	Not documented
3/24/02	12:01	E.R.	Lortab 7.5 mg po Q6 prn pain	Hydrocodone 7.5 mg x 2	Not documented	Not documented
3/24/02	13:48	E.R.	Lortab 7.5 mg po Q6 prn pain	Hydrocodone 7.5 mg x 2	Not documented	Not documented
3/24/02	15:55	E.R.	Lortab 7.5 mg po Q6 prn pain	Hydrocodone 7.5 mg	Not documented	Not documented
3/24/02	15:56	E.R.	Lortab 7.5 mg po Q6 prn pain	Hydrocodone 7.5 mg	Not documented	Not documented
3/24/02	17:51	E.R.	Lortab 7.5 mg po Q6 prn pain	Hydrocodone 7.5 mg x 2	Not documented	Not documented
3/29/02	07:18	E.R.	Lortab 7.5 mg po Q6 prn pain	Hydrocodone 7.5 mg x 2	Not documented	Not documented
3/29/02	11:40	E.R.	Lortab 7.5 mg po Q6 prn pain	Hydrocodone 7.5 mg x 2	Not documented	Not documented
3/29/02	16:42	E.R.	Lortab 7.5 mg po Q6 prn pain	Hydrocodone 7.5 mg x 2	Not documented	Not documented
3/30/02	07:07	E.R.	Lortab 7.5 mg po Q6 prn pain	Hydrocodone 7.5 mg x 2	Not documented	Not documented
3/30/02	16:49	E.R.	Lortab 7.5 mg po Q6 prn pain	Hydrocodone 7.5 mg x 2	Not documented	Not documented
3/31/02	06:30	E.R.	Lortab 7.5 mg po Q6 prn pain	Hydrocodone 7.5 mg x 2	Not documented	Not documented
3/31/02	12:11	E.R.	Lortab 7.5 mg po Q6 prn pain	Hydrocodone 7.5 mg x 2	Not documented	Not documented
3/31/02	14:28	E.R.	Lortab 7.5 mg po Q6 prn pain	Hydrocodone 7.5 mg x 2	Not documented	Not documented
3/31/02	16:41	E.R.	Lortab 7.5 mg po Q6 prn pain	Hydrocodone 7.5 mg x 2	Not documented	Not documented
4/05/02	07:52	E.R.	Lortab 7.5 mg po Q6 prn pain	Hydrocodone 7.5 mg x 2	Not documented	Not documented
4/05/02	11:17	E.R.	Lortab 7.5 mg po Q6 prn pain	Hydrocodone 7.5 mg x 2	Not documented	Not documented
4/05/02	13:17	E.R.	Lortab 7.5 mg po Q6 prn pain	Hydrocodone 7.5 mg x 2	Not documented	Not documented
3/29/02	12:57	A.H.	Xanax 0.5mg po q 6-8 prn anxiety	Alprazolam 0.5 mg	Not documented	Not documented

3/30/02	08:24	A.H.	Xanax 0.5mg po q 6-8 pm anxiety	Alprazolam 0.5 mg	Not documented	Not documented
3/30/02	13:08	A.H.	Xanax 0.5mg po q 6-8 pm anxiety	Alprazolam 0.5 mg	Not documented	Not documented
3/30/02	16:49	A.H.	Xanax 0.5mg po q 6-8 pm anxiety	Alprazolam 0.5 mg	Not documented	Not documented
3/31/02	06:30	A.H.	Xanax 0.5mg po q 6-8 pm anxiety	Alprazolam 0.5 mg	Not documented	Not documented
3/31/02	12:11	A.H.	Xanax 0.5mg po q 6-8 pm anxiety	Alprazolam 0.5 mg	Not documented	Not documented
3/31/02	14:28	A.H.	Xanax 0.5mg po q 6-8 pm anxiety	Alprazolam 0.5 mg	Not documented	Not documented
3/31/02	16:41	A.H.	Xanax 0.5mg po q 6-8 pm anxiety	Alprazolam 0.5 mg	Not documented	Not documented
4/05/02	07:52	A.H.	Xanax 0.5mg po q 6-8 pm anxiety	Alprazolam 0.5 mg	Not documented	Not documented
4/05/02	13:17	A.H.	Xanax 0.5mg po q 6-8 pm anxiety	Alprazolam 0.5 mg	Not documented	Not documented
4/05/02	16:16	A.H.	Xanax 0.5mg po q 6-8 pm anxiety	Alprazolam 0.5 mg	Not documented	Not documented
4/06/02	07:22	A.H.	Xanax 0.5mg po q 6-8 pm anxiety	Alprazolam 0.5 mg	Not documented	Not documented
3/08/02	06:49	M.E.	Lorcet 10/650 1-2 tabs q 4 pm	Hydrocodone 10/500 mg x 2	Not documented	Not documented
3/08/02	10:56	M.E.	Lorcet 10/650 1-2 tabs q 4 pm	Hydrocodone 10/500 mg x 2	Not documented	Not documented
3/08/02	15:23	M.E.	Lorcet 10/650 1-2 tabs q 4 pm	Hydrocodone 10/500 mg x 2	Not documented	Not documented
3/09/02	07:16	M.E.	Lorcet 10/650 1-2 tabs q 4 pm	Hydrocodone 10/500 mg x 2	Not documented	Not documented
3/09/02	11:57	M.E.	Lorcet 10/650 1-2 tabs q 4 pm	Hydrocodone 10/500 mg x 2	Not documented	Not documented
3/09/02	16:04	M.E.	Lorcet 10/650 1-2 tabs q 4 pm	Hydrocodone 10/500 mg x 2	Not documented	Not documented
3/10/02	07:21	M.E.	Lorcet 10/650 1-2 tabs q 4 pm	Hydrocodone 10/500 mg x 2	Not documented	Not documented
3/10/02	12:23	M.E.	Lorcet 10/650 1-2 tabs q 4 pm	Hydrocodone 10/500 mg x 2	Not documented	Not documented
3/10/02	16:17	M.E.	Lorcet 10/650 1-2 tabs q 4 pm	Hydrocodone 10/500 mg x 2	Not documented	Not documented

3/16/02	07:27	M.E.	Lorcet 10/650 1-2 tabs q 4 prn	Hydrocodone 10/500 mg x 2	Not documented	Not documented
3/16/02	11:44	M.E.	Lorcet 10/650 1-2 tabs q 4 prn	Hydrocodone 10/500 mg x 2	Not documented	Not documented
3/16/02	16:49	M.E.	Lorcet 10/650 1-2 tabs q 4 prn	Hydrocodone 10/500 mg x 2	Not documented	Not documented
3/17/02	07:14	M.E.	Lorcet 10/650 1-2 tabs q 4 prn	Hydrocodone 10/500 mg x 2	Not documented	Not documented
3/17/02	11:46	M.E.	Lorcet 10/650 1-2 tabs q 4 prn	Hydrocodone 10/500 mg x 2	Not documented	Not documented
3/18/02	07:48	M.E.	Lorcet 10/650 1-2 tabs q 4 prn	Hydrocodone 10/500 mg x 2	Not documented	Not documented
3/18/02	12:25	M.E.	Lorcet 10/650 1-2 tabs q 4 prn	Hydrocodone 10/500 mg x 2	Not documented	Not documented
3/18/02	16:41	M.E.	Lorcet 10/650 1-2 tabs q 4 prn	Hydrocodone 10/500 mg x 2	Not documented	Not documented
3/22/02	07:10	M.E.	Lorcet 10/650 1-2 tabs q 4 prn	Hydrocodone 10/500 mg x 2	Not documented	Not documented
3/22/02	10:54	M.E.	Lorcet 10/650 1-2 tabs q 4 prn	Hydrocodone 10/500 mg x 2	Not documented	Not documented
3/22/02	14:11	M.E.	Lorcet 10/650 1-2 tabs q 4 prn	Hydrocodone 10/500 mg x 2	Not documented	Not documented
3/01/02	07:00	M.H.	Lortab 7.5mg 1 po q 4-6 prn	Hydrocodone 7.5mg x 2	Not documented	Not documented
3/01/02	11:58	M.H.	Lortab 7.5mg 1 po q 4-6 prn	Hydrocodone 7.5mg x 2	Not documented	Not documented
3/01/02	14:37	M.H.	Lortab 7.5mg 1 po q 4-6 prn	Hydrocodone 7.5mg x 2	Not documented	Not documented
3/01/02	15:53	M.H.	Lortab 7.5mg 1 po q 4-6 prn	Hydrocodone 7.5mg x 2	Not documented	Not documented
3/02/02	07:17	M.H.	Lortab 7.5mg 1 po q 4-6 prn	Hydrocodone 7.5mg x 2	Not documented	Not documented
3/02/02	11:08	M.H.	Lortab 7.5mg 1 po q 4-6 prn	Hydrocodone 7.5mg x 2	Not documented	Not documented
3/02/02	16:11	M.H.	Lortab 7.5mg 1 po q 4-6 prn	Hydrocodone 7.5mg x 2	Not documented	Not documented
3/03/02	07:12	M.H.	Lortab 7.5mg 1 po q 4-6	Hydrocodone 7.5mg x 2	Not documented	Not documented
3/03/02	11:58	M.H.	Lortab 7.5mg 1 po q 4-6	Hydrocodone 7.5mg x 2	Not documented	Not documented

3/03/02	15:11	M.H.	Lortab 7.5mg 1 po q 4-6	Hydrocodone 7.5mg x 2	Not documented	Not documented
3/08/02	07:57	M.H.	Lortab 7.5mg 1 po q 4-6	Hydrocodone 7.5mg	Not documented	Not documented
3/08/02	15:23	M.H.	Lortab 7.5mg 1 po q 4-6	Hydrocodone 7.5mg	Not documented	Not documented
3/09/02	07:16	M.H.	Lortab 7.5mg 1 po q 4-6	Hydrocodone 7.5mg	Not documented	Not documented
3/09/02	11:57	M.H.	Lortab 7.5mg 1 po q 4-6	Hydrocodone 7.5mg	Not documented	Not documented
3/09/02	16:04	M.H.	Lortab 7.5mg 1 po q 4-6	Hydrocodone 7.5mg	Not documented	Not documented
3/10/02	07:21	M.H.	Lortab 7.5mg 1 po q 4-6	Hydrocodone 7.5mg	Not documented	Not documented
3/10/02	12:23	M.H.	Lortab 7.5mg 1 po q 4-6	Hydrocodone 7.5mg	Not documented	Not documented
3/10/02	16:18	M.H.	Lortab 7.5mg 1 po q 4-6	Hydrocodone 7.5mg	Not documented	Not documented

Respondent's conduct was likely to injure patients in that subsequent care givers would rely on her documentation to further medicate patients which could result in an overdose and is in violation of Chapter 481 of the Texas Health and Safety Code (Controlled Substances Act).

8. On or about March 1, 2002, through April 6, 2002, while employed as a Registered Nurse in the State of Texas, utilizing a multi-state compact privilege through her Arkansas license with Dubuis Hospital of Texarkana, Texarkana, Texas, Respondent misappropriated Hydrocodone and Alprazolam belonging to the facility and patients thereof. Respondent's conduct was likely to defraud the facility and patients of the cost of the medication.
9. On or about September 23, 2003 through September 25, 2003, while employed as a Registered Nurse in the State of Texas, utilizing a multi-state compact privilege through her Arkansas license with Wadley Regional Hospital, Texarkana, Texas, Respondent withdrew narcotics from the medication dispensing system for patients, but failed to document or accurately document the administration of the narcotics in patients' medical records, as follows:

Date/Time	Patient	Pyxis Record	Medication Administration Record	Nurses Not es	Waste
9/23/03 @ 2100	W09872862	10 mg Morphine	Not documented	Not documented	Not documented
9/24/03 @ 0020	""	25 mg Demerol	Not documented	Not documented	Not documented
9/24/03 @ 0027	""	10 mg Morphine	Not documented	Not documented	Not documented
9/24/03 @ 0307	""	10 mg Morphine	Not documented	Not documented	Not documented
9/24/03 @ 0459	""	10 mg Morphine	Not documented	Not documented	Not documented
9/24/03 @ 0459	""	1 tab Xanax	Not documented	Not documented	Not documented
9/24/03 @ 1911	""	10 mg Morphine	Not documented	Not documented	Not documented

9/24/03 @ 2140	""	10 mg Morphine	Not documented	Not documented	Not documented
9/24/03 @ 2141	""	1 tab Xanax	Not documented	Not documented	Not documented
9/24/03 @ 2352	""	10 mg Morphine	Not documented	Not documented	Not documented
9/25/03 @ 0427	""	10 mg Morphine	Not documented	Not documented	Not documented
9/25/03 @ 0428	""	1 tab Xanax	Not documented	Not documented	Not documented
9/25/03 @ 0604	""	10 mg Morphine	Not documented	Not documented	Not documented
9/24/03 @ 2140	W0882234	10 mg Morphine	Not documented	Not documented	Not documented
9/25/03 @ 0136	""	10 mg Morphine	Not documented	Not documented	Not documented
9/25/03 @ 0429	""	10 mg Morphine	Not documented	Not documented	Not documented
9/25/03 @ 0605	""	10 mg Morphine	Not documented	Not documented	Not documented
9/25/03 @ 0137	W09873944	50 mg Demerol	Not documented	Not documented	Not documented
9/25/03 @ 0428	""	50 mg Demerol	Not documented	Not documented	Not documented
9/25/03 @ 0519	""	Lortab 10, COMBO	Not documented	Not documented	Not documented
9/23/03 @ 2322	W09879230	Vicodin/Lortab 5 COMBO	Not documented	Not documented	Not documented
9/24/03 @ 0447	W09879230	Vicodin/Lortab 5 COMBO	Not documented	Not documented	Not documented

Respondent's conduct was likely to injure patients in that subsequent care givers would rely on her documentation to further medicate patients which could result in an overdose and is in violation of Chapter 481 of the Texas Health and Safety Code (Controlled Substances Act).

10. On or about September 23, 2003 through September 25, 2003, while employed as a Registered Nurse in the State of Texas, utilizing a multi-state compact privilege through her Arkansas license with Wadley Regional Hospital, Texarkana, Texas, Respondent misappropriated narcotics from the facility and the patients thereof. Respondent's conduct defrauded the facility and the patients thereof of the cost of the medications.
11. On or about August 11, 2004, Respondent's license to practice nursing in the State of Arkansas was issued an Order by the Arkansas State Board of Nursing, probating her license for three (3) years. A copy of the Arkansas State Board of Nursing Consent Agreement, Findings of Fact, Conclusions of Law, and Order, are attached and incorporated, by reference, as part of this Order.
12. Formal Charges were filed on November 22, 2004.
13. Formal Charges were mailed to Respondent on November 22, 2004.

14. Respondent, by her signature to this Order, expresses her desire to voluntarily surrender her invalidated Texas Registered Nursing License, and her Multi-State Compact Privilege to practice professional nursing in the State of Texas.
15. 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.
16. 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 violations of Section 301.452(b)(8) & (10), Texas Occupations Code, and 22 TEX. ADMIN. CODE §217.12(1), (4) & (19).
4. The evidence received is sufficient cause pursuant to Chapter 304 and Section 301.452(b), Texas Occupations Code, to take disciplinary action against the Multi-State Compact Privilege to practice professional nursing in the State of Texas of ALLISON BEASLEY NIXON, Respondent, including revocation of Respondent's license to practice professional nursing in the State of Texas.
5. Under Chapter 304 and Section 301.453(c), Texas Occupations Code, the Board has the authority to accept the voluntary surrender of a Multi-State Compact Privilege and any rights associated with her previously held Texas Registered Nursing License.
6. Under Section 301.453(d), Texas Occupations Code, the Board may impose conditions for reinstatement of a Multi-State Compact Privilege or Texas licensure.
7. Any subsequent reinstatement of this license will be controlled by Section 301.453(d), Texas Occupations Code, and 22 TEX. ADMIN. CODE §213.26-.29, and any amendments thereof in effect at the time of the reinstatement.

ORDER

IT IS THEREFORE AGREED and ORDERED, that the VOLUNTARY SURRENDER of her invalid MSR Texas license and the Multi-State Compact Privilege to practice professional nursing in the State of Texas of ALLISON BEASLEY NIXON, is accepted by the Board of Nurse Examiners. In connection with this acceptance, the Board imposes the following conditions:

1. RESPONDENT SHALL NOT practice professional nursing in the State of Texas, use the title "registered nurse" or the abbreviation "RN" or wear any insignia identifying ALLISON BEASLEY NIXON as a registered nurse in the State of Texas, or use any designation which, directly or indirectly, would lead any person to believe that RESPONDENT is a registered nurse in the State of Texas during the period in which the Multi-State Compact Privilege is surrendered.
2. RESPONDENT SHALL NOT petition for reinstatement of licensure or multi-state privilege 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 or multi-state privilege.

IT IS FURTHER AGREED and ORDERED that this Order SHALL be applicable to Respondent's multistate privilege or license, 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 becomes final when accepted by the Executive Director at which time the terms of this Order become effective and a copy will be mailed to me.

Signed this 26 day of JAN, 2005.

Allison Beasley Nixon
ALLISON BEASLEY NIXON, Respondent

Sworn to and subscribed before me this 26 day of JAN, 2005.

SEAL

Charlene E. Cooper

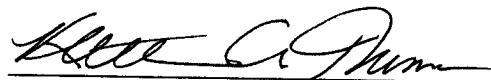
Notary Public in and for the State of ARKANSAS

Comm Exp.: 05-30-14

OFFICIAL SEAL
CHARLENE E. COOPER
NOTARY PUBLIC-ARKANSAS
LITTLE RIVER COUNTY

WHEREFORE, PREMISES CONSIDERED, the Executive Director on behalf of the Board of Nurse Examiners for the State of Texas does hereby accept the voluntary surrender of Multi-State Compact Privilege and invalid Texas MSR License Number 635112, previously issued to ALLISON BEASLEY NIXON.

Effective this 14th day of February, 2005.



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

7003 3110 0003 3442 1727



Board of Nurse Examiners For the

Location Address: William P. Hobby Building, Ste. 3-460, 333 Guadalupe St., Houston, TX 77002
Phone: (512) 305-7400 Fax: (512) 305-7401 Web: www.bnenr.state.tx.us

Katherine A. Thomas, MN, RN
Executive Director

November 22, 2004

Certified Mail Number 7003 3110 0003 3442 1727
Return Receipt Requested

Allison Beasley Nixon
181 Country Club Estates Rd.
Ashdown, Arkansas 71822

Re: RN Multistate privilege in Texas

CEASE AND DESIST ORDER

Dear Ms. Nixon:

The Board of Nurse Examiners for the State of Texas has become aware of certain events that indicate you may not be safe and competent to practice nursing and that you may have violated the Nursing Practice Act. The events generally involve conduct in which you:

- failed to document or accurately document the administration of narcotics in patients' medical records;
- misappropriated narcotics;
- Intemperately used narcotics; and
- had disciplinary action taken against your license in another jurisdiction.

Summary of Events

You are licensed as a registered nurse by the Board of Nursing for the State of Arkansas, a member of the Nurse Licensure Compact which allows you the privilege of working in member states. The Board of Nurse Examiners for the State of Texas is also a member of the Nurse Licensure Compact. On or about

- On or about March 1, 2002, through April 6, 2002, while employed as a Registered Nurse in the State of Texas, utilizing a multi-state compact privilege through your Arkansas license with Dubuis Hospital of Texarkana, Texarkana, Texas, Respondent misappropriated Hydrocodone and Alprazolam belonging to the facility and patients thereof;

Members of the Board

Joyce Adams, PhD, RN Houston	Thomas Barton, MSN, RN Pampa	Deborah Bell, CLU, ChFC Abilene	Virginia Campbell, BSN, RN, CNOR Mesquite	Blanca Rosa Garcia, PhD, RN Corpus Christi
Richard Gibbs, LVN Mesquite	Rachel Gomez, LVN Harlingen	Brenda Jackson, PhD, RN San Antonio	Beverly Jean Nutall, LVN Bryan	
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U.S. Postal Service
CERTIFIED MAILTM RECEIPT
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Sent to: Allison Beasley Nixon
Street, Apt. No.:
or PO Box No.
City, State, ZIP+4

PS Form 3800, June 2002 See Reverse for Instructions

Allison Beasley Nixon

November 5, 2004

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- On or about March 1, 2002, through April 6, 2002, while employed with Dubuis Hospital of Texarkana, Texarkana, Texas, you misappropriated Hydrocodone and Alprazolam belonging to the facility and patients thereof;
- On or about September 23, 2003 through September 25, 2003, while employed as a Registered Nurse in the State of Texas, utilizing a multi-state compact privilege through your Arkansas license and at Wadley Regional Hospital, Texarkana, Texas, you withdrew narcotics from the medication dispensing system for patients, but failed to document or accurately document the administration of the narcotics in patients' medical records;
- On or about September 23, 2003 through September 25, 2003, while employed as a Registered Nurse in the State of Texas, utilizing a multi-state compact privilege through your Arkansas license with Wadley Regional Hospital, Texarkana, Texas, you misappropriated narcotics from the facility and the patients thereof; and
- On or about August 11, 2004, your license was issued an Order by the Arkansas State Board of Nursing, probating your license for three (3) years.

The evidence received is sufficient cause pursuant to section 304.001, Article 5(c), Texas Occupations Code, to revoke your multistate licensure privilege in the State of Texas.

On October 23, 2003, November 21, 2003, and August 26, 2004, you were provided notice of these allegations by certified mail, return receipt requested, to your address of record. This office received return receipts verifying receipt of each of these notices, as well as your responses.

Nursing Practice Act Violations if the Allegations are True

The evidence indicates that you may have violated the Nursing Practice Act, Texas Occupations Code § 301.452(b)(8) & (10), and 22 Texas Administrative Code § 217.12 (1), (4) & (19).

- (1) failing to know and conform to the Texas Nursing Practice Act and the board's rules and regulations as well as all federal, state, or local laws, rules or regulations affecting the RN's current area of nursing practice;
- (4) failing to accurately and completely report and document;
- (19) misappropriating, in connection with the practice of nursing, anything of value or benefit, including but not limited to, any property, real or personal of the client, employer, or any other person or entity, or failing to take precautions to prevent such misappropriation.

Allison Beasley Nixon
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Legal Remedy and/or Options for Resolution

For the reasons stated above, the Board of Nurse Examiners for the State of Texas orders you to **CEASE AND DESIST** from the practice of nursing in Texas. The Board is allowed to "take adverse action affecting the multistate licensing privilege to practice in that party state." TEX. OCC. CODE ANN. § 304.001, Article 5(c). The Board may also "issue a cease and desist order to limit or revoke a nurse's authority to practice in the state." *Id.* Article 6(a)(3). You must immediately **CEASE AND DESIST** from the practice of nursing in Texas based on your compact privileges granted through your home state, the State of Arkansas.

You **SHALL** immediately **CEASE AND DESIST** from the practice of nursing in Texas. Please be advised that the Board of Nurse Examiners will continue to pursue formal action to revoke your multistate privilege to practice nursing in the State of Texas. The results of any final disciplinary action are public information, and such information will be forwarded to the National Council of State Boards or Nursing, Inc., and to the Health Integrity and Protection Data Bank (HIPDB).

If you have any questions, please do not hesitate to contact our Director of Enforcement, Mr. Anthony Diggs at (512) 305-6825.

Sincerely,



Katherine Thomas
Executive Director for the
Texas Board of Nurse Examiners

Enclosures: Formal Charges

cc: Phyllis DeClerk, RN
Arkansas Board of Nursing
1123 S. University, Suite 800
Little Rock, Arkansas 72204