

BEFORE THE TEXAS BOARD OF NURSING

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In the Matter of Registered Nurse License Number 526540 §  
issued to JANET PRYOR MORRISON §



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 A. Morrison*  
Executive Director of the Board

ORDER OF THE BOARD

On this day, the Texas Board of Nursing, hereinafter referred to as the Board, accepted the voluntary surrender of Registered Nurse License Number 526540, issued to JANET PRYOR MORRISON, hereinafter referred to as Respondent. This action was taken in accordance with Section 301.453(c), Texas Occupations Code.

Respondent waived representation by counsel, informal conference, notice and hearing.

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

FINDINGS OF FACT

1. Respondent is currently licensed to practice professional nursing in the State of Texas.
2. Respondent waived representation by counsel, informal conference, notice and hearing.
3. Respondent received a Baccalaureate Degree in Nursing from the University of Texas at Tyler, Tyler, Texas, on May 10, 1985. Respondent was licensed to practice professional nursing in the State of Texas on August 28, 1985.
4. Respondent's complete nursing employment history is currently unknown.
5. On or about June 27, 2007, September 20, 2007, and February 20, 2008, Respondent was noticed on the following allegations:
  - 5.1 On or about January 12, 2006, through October 30, 2006, while employed as a Registered Nurse with East Texas Medical Center, Tyler, Texas, Respondent called in unauthorized prescriptions for Hydrocodone to the CVS Pharmacy, Tyler, Texas, through the use of fraudulent prescriptions bearing the name and the Drug

Enforcement Agency (DEA) number assigned to Dr. James Kolker. Additionally, Respondent admitted that she attempted to obtain Hydrocodone from the CVS Pharmacy and that she has abused Hydrocodone.

- 5.2 On or about April 17, 2007, while employed as a Registered Nurse, Respondent engaged in the intemperate use of Opiates, Hydromorphone and Hydrocodone in that she produced a specimen for a random drug screen which resulted positive for Opiates, Hydromorphone and Hydrocodone.
  - 5.3 On or about December 26, 2006, through August 14, 2007, Respondent called in unauthorized prescriptions for Alprazolam and Hydrocodone to the Wal-Mart Pharmacy, Tyler, Texas, through the use of fraudulent prescriptions bearing the name of Dr. William Hyman and the Drug Enforcement Agency (DEA) number assigned to Dr. Hyman.
  - 5.4 On or about September 5, 2007, Respondent entered a plea of Guilty to and was Convicted of POSSESSION OF A CONTROLLED SUBSTANCE PENALTY GROUP 3 < 28G (a Misdemeanor offense committed on August 17, 2007). As a result of the conviction, Respondent was sentenced to confinement in the Smith County Jail for a period of forty (40) days, with credit given for time served.
  - 5.5 On or about September 14, 2007, Respondent entered a plea of Guilty to FRAUDULENT POSSESSION OF CONTROLLED SUBSTANCE (a 3<sup>rd</sup> Degree Felony offense committed on August 17, 2007), in the 241<sup>st</sup> District Court of Smith County, Texas, under Cause No. 241-1805-07. As a result of the plea, the proceedings against Respondent were deferred without entering an adjudication of guilt, and Respondent was placed on probation for a period of four (4) years. Additionally, Respondent was ordered to pay a fine and court costs.
6. On March 4, 2008, Respondent returned Registered Nurse License Number 526540 and submitted a notarized statement to the Board voluntarily surrendering the right to practice professional nursing in Texas. A copy of this statement is attached and incorporated by reference as part of this Order.
  7. 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.
  8. 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 violation of Section 301.452(b)(3),(9)&(10), Texas Occupations Code, and 22 TEX. ADMIN. CODE §217.12(5),(6)(H),(10)(A),(D)(E),(11)(B)&(13).
4. Under Section 301.453(c), Texas Occupations Code, the Board has the authority to accept the voluntary surrender of a license.
5. Under Section 301.453(d), Texas Occupations Code, the Board may impose conditions for reinstatement of licensure.
6. Any subsequent reinstatement of this license will be controlled by Section 301.452 (b), Texas Occupations Code, and 22 TAC§§213.26-.29, and any amendments thereof in effect at the time of the reinstatement.

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ORDER

NOW, THEREFORE, IT IS ORDERED that the voluntary surrender of Registered Nurse License Number 526540, heretofore issued to JANET PRYOR MORRISON, to practice professional nursing in the State of Texas, is accepted by the Executive Director on behalf of the Texas Board of Nursing. In connection with this acceptance, the Board imposes the following conditions:

1. RESPONDENT SHALL NOT practice professional nursing, use the title of "registered nurse" or the abbreviation "RN" or wear any insignia identifying herself as a registered nurse or use any designation which, directly or indirectly, would lead any person to believe that RESPONDENT is a registered nurse during the period in which the license is surrendered.
2. RESPONDENT SHALL NOT petition for reinstatement of licensure 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.

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.

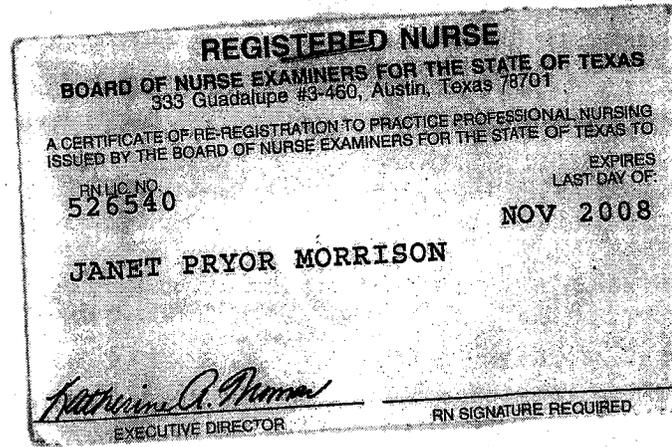
Effective this 18<sup>th</sup> day of March, 2008.

TEXAS BOARD OF NURSING

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

February 26, 2008

Texas Board of Nursing  
333 Guadalupe # 3-460  
Austin, TX 78701



Texas Board of Nursing,

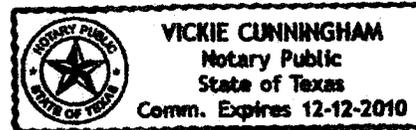
On Aug. 17, 2007, I was charged with a felony for forgery of a script of a controlled substance. I was released from Smith County Jail on Sept 19, 2007. Since that time, I have met on a regular basis with my probation officer 1-2 times per month including random drug screening. I have been enrolled in a recovery group program in addition to meeting with a counselor monthly. I have been an RN for 23 yrs carrying Certifications in Hospice/ Pallative Care as well as Oncology.

To my regret , I am voluntarily surrendering my RN license at this time. Please consider reinstating my license on Aug 17, 2008.

Please update my file to reflect my current residence: 1030 W. Tyler St. Cooper, TX 75432. RN License # 526540.

Sincerely,

*Janet P. Morrison*  
Janet P. Morrison



*Vickie Cunningham*  
02/28/08