

BEFORE THE 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

In the Matter of Registered Nurse §
 License Number 651036 § **REINSTATEMENT**
 issued to JAMIE WATKINS § **AGREED ORDER**

On this day came to be considered by the Texas Board of Nursing, hereinaft referred to as the Board, the Petition for Reinstatement of Registered Nurse License Numb 651036, held by JAMIE WATKINS, hereinafter referred to as Petitioner.

An informal conference was held on October 2, 2007, at the office of the Texas Board of Nursing, in accordance with Section 301.464, Texas Occupations Code.

Petitioner appeared in person. Petitioner was notified of her right to be represented by legal counsel and elected to waive representation by counsel. In attendance were Mary Beth Thomas, Ph.D., RN, Director of Nursing Practice, Executive Director’s Designee; Rachel Gomez, LVN, Board Member; Victoria Cox, Assistant General Counsel; Anthony L. Diggs, MSCJ, Director of Enforcement; Mike Abul-Saud, RN, Investigator; and Diane E. Burell, Investigator.

FINDINGS OF FACT

1. Prior to institution of Agency proceedings, notice of the matters specified below in these Findings of Fact was served on Petitioner and Petitioner was given an opportunity to show compliance with all requirements of the law for retention of the license.
2. Petitioner waived representation by counsel, notice and hearing, and consented to the entry of this Order.
3. Petitioner received an Associate Degree in Nursing from Northeast Texas Community College, Mt. Pleasant, Texas, on May 1, 1998. Petitioner was originally licensed to practice professional nursing in the State of Texas on June 9, 1998.

4. Petitioner's professional nursing employment history includes:

3/97 - 8/99	Scrub Tech./Staff Nurse	Titus Regional Medical Center Mt. Pleasant, Texas
9/99 - 6/02	Staff Nurse	East Texas Medical Center Pittsburg, Texas
9/99 - 3/03	Agency Nurse	Excel Staffing Agency Tyler, Texas
4/03 - present	Not employed in nursing	

5. On March 11, 2003, the Board revoked Petitioner's license to practice professional nursing in the State of Texas. A copy of the March 11, 2003, Order of the Board and Formal Charges, is attached and incorporated, by reference, as a part of this Order.

6. On or about June 6, 2007, Petitioner submitted a Petition for Reinstatement of License to practice professional nursing in the State of Texas.

7. Petitioner presented the following in support of her petition:

7.1. Documentation of Outpatient Treatment from October 28, 2004, through March 17, 2005.

7.2. Alcohol/drug evaluation, conducted on June 27, 2007, by Cindi Beck, LCDC, Longview, Texas, indicates Petitioner is living a sober lifestyle and there are no indicators of substance abuse or use. Ms. Beck finds there is no criteria for Petitioner to admit into Inpatient or Outpatient treatment. Her four (4) years of maintained sobriety indicates she has made appropriate changes in behavior and lifestyle. She seems to possess the skill and competence to practice without posing a risk to others.

7.3. Letter from Dr. Gregory Zarcone, Mt. Pleasant, Texas, states he has been the primary care physician for Petitioner since May 2006. She became a patient of his after the relocation of her previous physician, Dr. Ronald VanBuskirk, in November 2005. During the initial office visit, Petitioner informed the Dr. Zarcone and the nursing staff of her past problems with the abuse of her prescription medications. She stated her sobriety date of May 18, 2003. Throughout her visits to the office, Petitioner has never requested a controlled substance or exhibited behavior that would indicate she was seeking narcotics. In fact, when she was seen in the office as a follow-up for an emergency room visit for chest pain, she presented a negative drug screen that was performed during that ER visit. Her chest pain is being successfully managed with Atenolol 50mg daily. Dr. Zarcone strongly endorses Petitioner's fitness to practice nursing. As a physician, he understands the demands of the nursing profession, and firmly believes that she would serve as a great asset to the field of nursing.

- 7.4. Letter, dated April 28, 2007, from Rick Craig, RPH, states Petitioner has been employed by McKellar Medicine Chest for approximately eight (8) months. Initially, she was a tech in training and after successfully completing the national test, she is waiting to receive her pharmacy tech license. Petitioner has been an excellent employee since the beginning. She has learned and achieved every task assigned her with above average proficiency. Her strengths would be good sense of urgency, thoroughness, attention to detail, willing to work with others and achieve a plan, great communication skills, and very good problem solving skills. Petitioner is the kind of employee every pharmacist would love to have. She has the skills and desire that definitely makes the store a more enjoyable and efficient place to work.
- 7.5. Letter of support, dated August 19, 2005, from Reverend Jeff Croley, Greenhill United Methodist Church, Mt. Pleasant, Texas, states he has known Petitioner and her struggles. She was referred to him in hopes that he might be of service to her and her daughter at the depth of her low point. The struggles, both externally and internally, were myopic. It is Reverend Croley's view, over twenty years of dealing with situations like these, that Petitioner should not only be given a second chance, but an award to highlight her great effort, and accomplishment of working through and out of the most difficult journey.
- 7.6. Letter of support, dated May 15, 2007, from July Campbell, states she has known Petitioner her entire life, the last six (6) years being the most critical. Ms. Campbell has watched Petitioner succeed as a nurse, and then fall into a life of addiction which cost her the career she worked so hard for, her home, her family, relationships, and almost her daughter. Ms. Campbell knew Petitioner had an addiction by her demeanor and witnessed and supported Petitioner in her recovery process. Petitioner has proved to be a trustworthy, dependable person who possesses the qualities required to succeed in the nursing community. Her behavior ensures that she is a people person who strives to grow and continue learning throughout her experiences. She also actively participates in her daughters activities, family events, community wellness programs, proving that she once again is a productive member of society.
- 7.7. Letter of support from William McClinton states Petitioner is his dearest friend and has known her before, during and after her troubles. She has worked so very hard to clear her name and has paid her price. Petitioner was the most caring and hard working nurse.
- 7.8. Letter of support, dated May 23, 2007, from Louise Shepard, Mt. Pleasant, Texas, states Petitioner has been friends with Ms. Shepard's daughter since they were in elementary school. Ms. Shepard has known Petitioner and her family for over twenty-five (25) years. Petitioner is a problem solver. Much though goes into the things that Petitioner does, and she has an unusual ability to notice what

others overlook. She is organized, efficient, extremely competent, and has an excellent rapport with people of all ages. She has demonstrated her caring and empathetic nature through volunteer work. Ms. Shepard would strongly recommend Petitioner for any position or endeavor that she may seek to pursue.

7.9. Letter of support, dated May 24, 2006, from Jim Acock, Dallas, Texas, states as Petitioner's father, he has monitored her progress with great interest. She has worked very hard and has turned her life around. She is capable and deserving of reinstatement into the nursing profession.

8. Petitioner gives May 18, 2003, as her date of sobriety.

CONCLUSIONS OF LAW

1. Pursuant to Texas Occupations Code, Sections 301.451-301.555, the Board has jurisdiction over this matter.
2. 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.
3. Pursuant to Section 301.467, Texas Occupations Code, the Board may refuse to issue or renew a license, and may set a reasonable period that must lapse before reapplication. Pursuant to 22 TEX. ADMIN. CODE §213.26, the Board may impose reasonable conditions that a Petitioner must satisfy before reissuance of an unrestricted license.

ORDER

IT IS THEREFORE AGREED, subject to ratification by the Texas Board of Nursing, that the petition of JAMIE WATKINS, Registered Nurse License Number 651036, to practice professional nursing in the state of Texas, be and the same is hereby GRANTED SUBJECT TO THE FOLLOWING CONDITIONS SO LONG AS THE PETITIONER complies 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 §211.01 *et. seq.* and the stipulations contained in this Order:

IT IS FURTHER AGREED and ORDERED that this Order SHALL be applicable to Petitioner's multistate licensure privilege, if any, to practice professional nursing in the State of Texas

IT IS FURTHER AGREED and ORDERED that while Petitioner's license is encumbered by this Order, Petitioner 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 Petitioner wishes to work.

(1) PETITIONER SHALL NOT seek employment or practice nursing for compensation until she has completed the following pre-licensure conditions and obtained a license to practice professional nursing from the Board.

(2) PETITIONER SHALL apply for a "Six-Month Clinical Permit" for the limited purpose of completing a refresher course. PETITIONER SHALL NOT, in any way, attempt to use this clinical permit for any purpose other than attending this course.

(3) PETITIONER SHALL successfully complete a nursing refresher course prior to returning to the practice of professional nursing in the State of Texas. PETITIONER SHALL obtain Board approval of the course prior to enrollment. Home study courses and video programs will not be approved. The course content shall include: 1) the role of the professional nurse; 2) a review of the nursing process to include assessment, planning, implementation and evaluation; 3) Pharmacology review; 4) medication administration review for all standard route of administration; 5) documentation, quality assurance and legal implications for nursing practice; and 6) current CPR certification. This course must contain a minimum 80-hour clinical component, providing direct patient care, which is to be supervised by another registered nurse.

(4) Upon completion of the refresher course, PETITIONER SHALL return the clinical permit to the office of the Board, and PETITIONER SHALL CAUSE the sponsoring institution to notify the Board, on a form provided by the Board, of Petitioner's successful completion of the refresher course, including the required clinical component.

(5) Upon verification of successful completion of the agreed pre-licensure conditions of reinstatement, as set out in this Order, PETITIONER SHALL pay all re-registration fees and be issued a license to practice professional nursing in the State of Texas, which shall bear the appropriate notation. Said license issued to JAMIE WATKINS, shall be subject to the following agreed post-licensure stipulations:

(6) PETITIONER SHALL, within forty-five (45) days following relicensure, apply to and be accepted into the Texas Peer Assistance Program for Nurses (TPAPN), which SHALL include payment of a non-refundable participation fee in the amount of five hundred dollars (\$500) payable to TPAPN.

(7) Upon acceptance into the TPAPN, PETITIONER SHALL waive confidentiality and provide a copy of the executed TPAPN contract to the Board of Nursing.

(8) PETITIONER SHALL comply with all requirements of the TPAPN contract during its term.

(9) PETITIONER SHALL CAUSE the TPAPN to notify the Board of Nursing of any violation of the TPAPN contract.

IT IS FURTHER AGREED, that upon full compliance with the terms of this Order, PETITIONER SHALL be issued an unencumbered license and multistate licensure privileges, if any, to practice professional nursing in the State of Texas.

PETITIONER'S CERTIFICATION

I understand that I have the right to legal counsel prior to signing this Reinstatement Agreed Order. I waive representation by counsel. I certify that my past behavior, except as disclosed in my Petition for Reinstatement of Licensure, has been in conformity with the Board's professional character rule. I have provided the Board with complete and accurate documentation of my past behavior in violation of the penal law of any jurisdiction which was disposed of through any procedure short of convictions, such as: conditional discharge, deferred adjudication or dismissal. I have no criminal prosecution pending in any jurisdiction.

I have reviewed this Order. By my signature on this Order, I agree to the Findings of Fact, Conclusions of Law, Order, and any conditions of said Order. 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 agree to inform the Board of any other fact or event that could constitute a ground for denial of licensure prior to reinstating my license to practice professional nursing in the state of Texas. I understand that if I fail to comply with all terms and conditions of this Order, my license to practice professional nursing in the State of Texas will be revoked, as a consequence of my noncompliance.

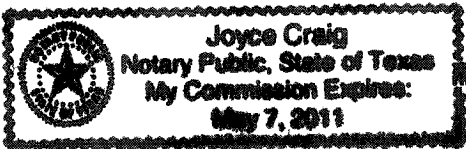
Signed this 6th day of November, 2007.

Jamie Watkins
JAMIE WATKINS, Petitioner

Sworn to and subscribed before me this 6 day of November, 2007.

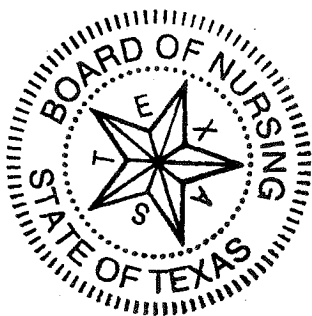
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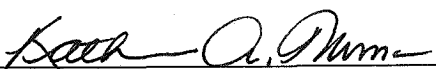
Joyce Craig
Notary Public in and for the State of Texas



WHEREFORE, PREMISES CONSIDERED, the Texas Board of Nursing does hereby ratify and adopt the Reinstatement Agreed Order that was signed on the 6th day of November, 2007, by JAMIE WATKINS, Registered Nurse License Number 651036, and said Order is final.

Effective this 12th day of November, 2007.




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

IN THE MATTER OF

PERMANENT CERTIFICATE

NUMBER 651036

ISSUED TO

JAMIE WATKINS

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BEFORE THE ELIGIBILITY

AND DISCIPLINARY

COMMITTEE OF THE BOARD

OF NURSE EXAMINERS OF THE

STATE OF TEXAS

ORDER OF THE BOARD

TO: Jamie Watkins
RT 1 Box 804
Cookville, TX 75558

During open meeting held in Austin, Texas, on March 11, 2003, the Eligibility and Disciplinary Committee (herinafter "Committee") heard the above-styled case. This case was heard, and based on the failure of the Respondent to file a written response to the Formal Charges as required by 22 TEX. ADMIN. CODE, §213.16.

The Committee of the Board of Nurse Examiners finds that notice of the facts or conduct alleged to warrant disciplinary action has been provided to Respondent in accordance with Texas Government Code, §2001.054 (c) and Respondent has been given an opportunity to show compliance with all the requirements of the Nursing Practice Act, chapter 301 of Texas Occupations Code, for retention of Respondent's license to practice professional nursing in the State of Texas.

The Committee finds that the Formal Charges were properly initiated and filed in accordance with section 301.458, Texas Occupations Code.

The Committee finds that after proper and timely notice of the violations alleged in the Formal Charges were given to Respondent in this matter, Respondent has failed to file an answer in accordance with 22 TEX. ADMIN. CODE, §213.16.

The Committee finds that the Board is authorized to enter a default order pursuant to Texas Government Code, §2001.056 and 22 Texas Administrative Code, §213.16.

The Eligibility and Disciplinary Committee, after review and due consideration, adopts the proposed findings of fact and conclusions of law as stated in the Formal Charges which are attached hereto and incorporated by reference for all purposes and the Staff's recommended sanction of revocation by default. This Order will be properly served on all parties and all parties will be given an opportunity to file a motion to set aside the default order (22 TEX. ADMIN.CODE § 213.16(j)). All parties have a right to judicial review of this Order.

All proposed findings of fact and conclusions of law filed by any party not specifically adopted herein are hereby denied.

NOW, THEREFORE, IT IS ORDERED that Permanent Certificate Number 651036, previously issued to JAMIE WATKINS, to practice professional nursing in the State of Texas be, and the same is hereby, REVOKED.

IT IS FURTHER ORDERED that Permanent Certificate Number 651036, previously issued to JAMIE WATKINS, upon receipt of this Order, be immediately delivered to the office of the Board of Nurse Examiners for the State of Texas.

IT IS FURTHER ORDERED that this Order SHALL be applicable to Respondent's multi-state privilege, if any, to practice professional nursing in the State of Texas.

Entered this 11th day of March, 2003

BOARD OF NURSE EXAMINERS
FOR THE STATE OF TEXAS

BY:



KATHERINE A. THOMAS, MN, RN
EXECUTIVE DIRECTOR ON BEHALF OF SAID BOARD

In the Matter of Permanent License
 Number 651036, Issued to
 JAMIE WATKNS, Respondent

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BEFORE THE BOARD
 OF NURSE EXAMINERS
 FOR THE STATE OF TEXAS

FORMAL CHARGES

This is a disciplinary proceeding under Section 301.452(b), Texas Occupations Code. Respondent, JAMIE WATKINS, is a Registered Nurse holding license number 651036, which is in current status at the time of this pleading.

Written notice of the facts and conduct alleged to warrant adverse licensure action was sent to Respondent at Respondent's address of record and Respondent was given opportunity to show compliance with all requirements of the law for retention of the license prior to commencement of this proceeding.

CHARGE I.

Respondent, on or about May 11, 2001, through June 15, 2001, while employed with East Texas Medical Center, Pittsburg, Texas, and on duty at the Gilmer Emergency Care Center, Gilmer, Texas, altered the physician's orders for patients 061052, 059229, 045701, 064081, 003413, 049284, 038976, 051195, 042323, 063584, 049729, 035098, 044494, and 050738, by adding Vicodin to the physician's order. Respondent signed out Vicodin for patients, and documented the administration of Vicodin in patient's Medication Administration Record, as follows:

Date/Time	Patient	Controlled Substance Record	Physician's Order	Medication Administration Record	Comments
05/11/02 @ 2245	044494	Vicodin ES x 2 tabs	Vicodin ES x 2 tabs PO now	Vicodin ES x 2 @ 2245	Donald Middleton, M.D., states that he did not write order for Vicodin, and gave no verbal order for Vicodin.
05/12/02 @0045	050738	Vicodin ES x 2 tabs	Vicodin 7.5 mg x 2 tabs PO now	Vicodin 7.5 mg x 2 @ 0025	Donald Middleton, M.D., states that his original order was for Vicodin 5 mg x 1 PO now, and gave no verbal order for Vicodin.
5/16/02 @ 2100	063584	Vicodin ES x 2 tabs	Vicodin ES x 2 tabs PO	Vicodin ES x 2 @ 2100	Lewis King, M.D., states that he only wrote the order for Vicodin x 1, and gave no verbal order for Vicodin.
5/17/02 @ 0045	049729	Vicodin ES x 2 tabs	Vicodin ES x 2 tabs PO	Vicodin ES x 2 @ 0045	Lewis King, M.D., states that the order is not in his handwriting, and gave no verbal order for Vicodin.
5/17/02 @0200	035098	Vicodin ES x 2 tabs	Vicodin ES x 2 tabs PO	Vicodin ES x 2 @0200	Lewis King, M.D., states that he did not write order for Vicodin, and gave no verbal order for Vicodin.
6/9/02 @ 2040	051195	Vicodin ES x 2 tabs	Vicodin ES x 2 tabs PO	Vicodin ES x 2 @ 2040	Robert J. Gabbay, D.O., states that he did not write order for Vicodin, and gave no verbal order for Vicodin.

CHARGE III.

Respondent, on or about August 30, 2001, while employed with Villa Visiting Nurses, Mount Pleasant, Texas, made false entries into the medical records of patient A.M., in that Respondent completed a Skilled Nursing Note for patient A.M. without properly assessing the patient. Respondent's conduct was likely to injure the patient.

The above action constitutes a violation of Section 301.452(b)(10), Texas Occupations Code, and 22 TEX. ADMIN. CODE §217.12(2), (4)&(20).

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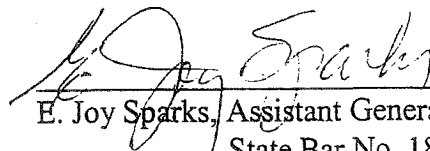
NOTICE IS GIVEN that staff will present evidence in support of any recommended disposition of this matter pursuant to the factors stated in the Board's rule regarding penalty/sanction factors, 22 TEX. ADMIN. CODE § 213.33. NOTICE IS GIVEN that all statutes and rules cited in these Charges are incorporated as a part of this pleading.

Filed this 17th day of December, 2022.

BOARD OF NURSE EXAMINERS
FOR THE STATE OF TEXAS

James W. Johnston, General Counsel

Board Certified - Administrative Law
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Attachments: Section 301.452(b)
~~Articles 4525(a) and (b), Texas Revised Civil Statutes Annotated, as amended~~
Section 213.33, 22 Texas Administrative Code (repeal and new chapter adopted 06/98,
change effective 09/01/98. Amended 06/99, effective 07/20/99)
Section 217.12, 22 Texas Administrative Code

Re: Permanent Certificate Number 651036
Issued to JAMIE WATKINS
DEFAULT ORDER -REVOKE

CERTIFICATE OF SERVICE

I hereby certify that on the 12th day of March, 2003, a true and correct copy of the foregoing DEFAULT ORDER was served by placement in the U.S. Mail via first class mail, and addressed to the following person(s):

Jamie Watkins

BY: 
KATHERINE A. THOMAS, MN, RN
EXECUTIVE DIRECTOR ON BEHALF OF SAID BOARD