

BEFORE THE BOARD OF NURSE EXAMINERS
FOR THE STATE OF TEXAS

In the Matter of Registered Nurse License	§	
Number 627635 and Vocational Nurse	§	AGREED
License Number 144390, issued to	§	ORDER
VANESSA L. HAYES	§	

On this day the Board of Nurse Examiners for the State of Texas, hereinafter referred to as the Board, considered the matter of VANESSA L. HAYES, Registered Nurse License Number 627635, hereinafter referred to as Respondent.

Information received by the Board produced evidence that Respondent may have violated Sections 301.452(b)(9)&(10) and 302.402(a)(9)&(10), Texas Occupations Code. Respondent waived informal conference, notice and hearing, and agreed to the entry of this Order offered on April 13, 2006, 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 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 delinquent.
4. Respondent received a Certificate in Vocational Nursing from Lamar University, Orange, Texas, on August 24, 1993, and received an Associate Degree in Nursing from Lamar University, Orange, Texas, in December 1995. Respondent was licensed to practice vocational nursing in the State of Texas on December 1, 1993 and was licensed to practice professional nursing in the State of Texas on April 8, 1996.

5. Respondent's professional and vocational nursing employment history includes:

08/93 - 11/93	GVN/LVN	CHRITUS St. Mary Hospital Port Arthur, Texas
10/93 - 08/96	LVN/RN	Baptist Hospital Orange, Texas
09/96 - 11/96	RN	Superior Home Health Beaumont, Texas
11/96 - 12/96	Staff Nurse	Stiles Unit Beaumont, Texas
01/97 - 08/97	RN	Amedysis Home Health Beaumont, Texas
11/98 - 10/98	RN	Community In Home Health Beaumont, Texas
11/98 - 08/99	Staff Nurse	Gulf Healthcare Rehabilitation Port Arthur, Texas
06/99 - 08/99	Office Nurse	Office of Dr. Homer Stuntz Beaumont, Texas
06/99 - 12/99	Agency RN	Med Force Beaumont, Texas
03/00 - 02/03	Staff Nurse	CHRISTUS St. Mary Hospital Port Arthur, Texas
03/03 - Present	Unknown	

6. At the time of the incidents, Respondent was employed as a Staff Nurse with CHRISTUS St. Mary Hospital, Port Arthur, Texas, and had been in this position for two (2) years and eleven (11) months.

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7. On or about February 5, 2003, while employed with CHRISTUS St. Mary Hospital, Port Arthur, Texas, Respondent withdrew Morphine Sulfate from the pyxis medication dispensing system for patient J.H., but failed to document the administration of the medication in the patient's Medication Administration Record (MAR) and Nurses Notes, as follows:

Date	Time	Patient	Physician's Order	Pyxis Record	MAR	Nurses Notes	Wastage
2/5/03	0644	J.H.	1mg MS IV PRN for chest pain	Morphine 10mg	No	No	No wastage
2/5/03	2355	same	same	Morphine 10mg	No	No	No wastage
2/5/03	0012	same	same	Morphine 2mg	No	No	No wastage
2/5/03	0554	same	same	Morphine 2mg	No	No	No wastage

Respondent's conduct above was likely to injure the patients in that subsequent care givers would rely on her documentation to further medicate the patient which could result in an overdose.

8. On or about February 5, 2003, while employed with CHRISTUS St. Mary Hospital, Port Arthur, Texas, Respondent withdrew Morphine Sulfate from the pyxis medication dispensing system for patient J.H., but failed to follow the policy and procedure for the wastage, as follows:

Date	Time	Patient	Physician's Order	Pyxis Record	MAR	Nurses Notes	Wastage
2/5/03	0644	J.H.	1mg MS IV PRN for chest pain	Morphine 10mg	No	No	No wastage
2/5/03	2355	same	same	Morphine 10mg	No	No	No wastage
2/5/03	0012	same	same	Morphine 2mg	No	No	No wastage
2/5/03	0554	same	same	Morphine 2mg	No	No	No wastage

Respondent's conduct was likely to deceive the hospital pharmacy and placed them in violation of Chapter 481 of the Texas Health and Safety Code (Controlled Substances Act).

9. On or about February 5, 2003, while employed with CHRISTUS St. Mary Hospital, Port Arthur, Texas, Respondent misappropriated Morphine Sulfate belonging to the facility and/or the patients thereof, or failed to take precautions to prevent such misappropriation . Respondent's conduct was likely to defraud the facility and patients of the cost of the medication.

10. In a letter dated November 23, 2003, Respondent states that on the night in question there were many contributing factors leading to the mistakes made by herself. Upon arrival to the unit she was told that they would be short staffed. At the time that she removed the Morphine Sulfate from the Pyxis she had one of her LVNs witness the removal and walk to the patient's room with Respondent. Respondent states that the LVN witnessed the administration of the medication. After giving the medication Respondent returned to the nurse's station to document it in the patient's medical record, but before she could write the time of the administration and her initials, she heard a loud bump and ran from the nurse's station to see what had happened. Respondent states that she found a patient on the floor. A couple of days after that night she ran into her supervisor in the parking lot and he informed Respondent of the overlooked documentation.
11. Charges were filed on October 25, 2005.
12. Charges were mailed to Respondent on October 31, 2005.
13. On or about December 13, 2005, Respondent's license to practice professional nursing in the State of Texas was Revoked by default by the Board of Nurse Examiners, Austin, Texas. A copy of the Order of the Board dated December 13, 2005, is attached and incorporated by reference as part of this Order.
14. On December 21, 2005, Respondent filed a Motion for Rehearing and Request for Vacation of Order of Default Judgement.
15. On February 14, 2006, Respondent was issued an Order of the Board granting Respondent's Motion for Rehearing. A copy of the Order of the Board dated February 14, 2006, is attached and incorporated by reference as part of this Order.

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 Sections 301.452(b)(9) & (10) and 302.402(a)(9) & (10), Texas Occupations Code, and 22 TEX. ADMIN. CODE §§239.11(1)(4)&(28) and 217.12(4)(18)(19)& (20).
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 627635 and Vocational Nurse License Number 144390, heretofore issued to VANESSA L. HAYES, 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 Board of Nurse Examiners, that RESPONDENT SHALL receive the sanction of a WARNING WITH STIPULATIONS, 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 and Vocational 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 privileges, 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 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 VANESSA L. HAYES, to the office of the Board of Nurse Examiners within ten (10) days from 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. 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, and documentation of care. 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 on the Board's website, www.bne.state.tx.us (under BNE events).*

(3) RESPONDENT SHALL, within one (1) year of entry of this Order, successfully complete a course in nursing 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. The course shall be a minimum of six (6) contact hours in length. In order for the course to be approved, the target audience shall include Nurses. The course shall include content on the following: principles of nursing ethics; confidentiality; and professional boundaries. RESPONDENT SHALL CAUSE the sponsoring institution to submit a Verification of Course Completion form, provided by the Board, to verify RESPONDENT's successful completion of the course. This course is to be taken in addition to any continuing education requirements the Board may have for relicensure. *Board approved courses may be found on the Board's website, www.bne.state.tx.us (under BNE events).*

(4) RESPONDENT SHALL, within one (1) year of entry of this Order, successfully complete a course in nursing documentation. 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. The course shall be a minimum of six (6) hours in length of classroom time. In order for the course to be approved, the target audience shall include Nurses. The course shall include content on the following: nursing standards related to accurate and complete documentation; legal guidelines for recording; methods and processes of recording; methods of alternative record-keeping; and computerized documentation. RESPONDENT SHALL cause the instructor to submit a Verification of Course Completion form, provided by the Board, to the Board's office 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 on the Board's website, www.bne.state.tx.us (under BNE events).*

IT IS FURTHER AGREED, SHOULD RESPONDENT PRACTICE AS A REGISTERED OR 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 TWO (2) YEARS OF EMPLOYMENT. THE LENGTH OF THE STIPULATION PERIOD WILL BE EXTENDED UNTIL SUCH TWENTY-FOUR (24) MONTHS HAVE ELAPSED. PERIODS OF UNEMPLOYMENT OR OF EMPLOYMENT THAT DO NOT REQUIRE THE USE OF A REGISTERED NURSE (RN) OR VOCATIONAL NURSE (LVN) LICENSE WILL NOT APPLY TO THIS STIPULATION PERIOD:

(5) RESPONDENT SHALL notify each present employer in professional or vocational 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 professional or vocational 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.

(6) RESPONDENT SHALL CAUSE each present employer in professional or vocational 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 professional or vocational nurse.

(7) 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.

(8) 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 professional or vocational 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) months for two (2) years of employment as a professional or vocational nurse.

(9) RESPONDENT SHALL abstain from the consumption of alcohol, Nubain, Stadol, Dalgan, Ultram, or other synthetic opiates, and/or the use of controlled substances, except as prescribed by a licensed practitioner for a legitimate purpose. If prescribed, RESPONDENT SHALL CAUSE the licensed practitioner to submit a written report identifying the medication, dosage and the date the medication was prescribed. The report shall be submitted directly to the office of the Board by the prescribing practitioner, within ten (10) days of the date of the prescription. **In the event that prescriptions for controlled substances are required for periods of two (2) weeks or longer, the Board may require and RESPONDENT SHALL submit to an evaluation by a Board approved physician specializing in Pain Management or Psychiatry. The performing evaluator will submit a written report to the Board's office, including results of the evaluation, clinical indications for the prescriptions, and recommendations for on-going treatment within thirty (30) days from the Board's request.**

(10) RESPONDENT SHALL submit to random periodic screens for controlled substances, tramadol hydrochloride (Ultram), and alcohol. For the first three (3) month period, random screens shall be performed at least once per week. For the second three (3) month period, random screens shall be performed at least once per month. For the remainder of the stipulation period, random screens shall be performed at least once every three (3) months.

Specimens shall be screened for at least the following substances:

Amphetamines	Meperidine
Barbiturates	Methadone
Benzodiazepines	Methaqualone
Cannabinoids	Opiates
Cocaine	Phencyclidine
Ethanol	Propoxyphene
tramadol hydrochloride (Ultram)	

A Board representative may appear at the RESPONDENT's place of employment at any time during the stipulation period and require RESPONDENT to produce a specimen for screening.

All screens shall be properly monitored and produced in accordance with the Board's policy on Random Drug Testing. A complete chain of custody shall be maintained for each specimen obtained and analyzed. RESPONDENT SHALL be responsible for the costs of all random drug screening during the stipulation period.

Any positive result for which the nurse does not have a valid prescription will be regarded as non-compliance with the terms of this Order and may subject the nurse to further disciplinary action by this Board. Failure to report for a drug screen may be considered the same as a positive result and may result in further disciplinary action by this Board.

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

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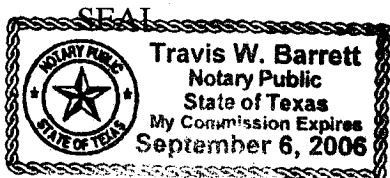
RESPONDENT'S CERTIFICATION

I understand that I have the right to legal counsel prior to signing this Agreed Order. I 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 2 day of May, 2006.

Vanessa L. Hayes
VANESSA L. HAYES, Respondent

Sworn to and subscribed before me this 2nd day of May, 2006.



Travis W. Barrett
Notary Public in and for the State of Texas


Approved as to form and substance.

James R. Davis
James R. Davis, Attorney for Respondent

Signed this 2nd day of May, 2006.

WHEREFORE, PREMISES CONSIDERED, the Board of Nurse Examiners for the State of Texas does hereby ratify and adopt the Agreed Order that was signed on the 2nd day of May, 2006, by VANESSA L. HAYES, Registered Nurse License Number 627635 and Vocational Nurse License Number 144390, and said Order is final.

Effective this 13th day of June, 2006.



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

IN THE MATTER OF	§	BEFORE THE ELIGIBILITY
	§	
PERMANENT CERTIFICATES	§	AND DISCIPLINARY
	§	
NUMBERS 627635(RN) & 144390(LVN)	§	COMMITTEE OF THE BOARD
	§	
ISSUED TO	§	OF NURSE EXAMINERS OF THE
	§	
VANESSA L. HAYES	§	STATE OF TEXAS

ORDER OF THE BOARD

TO: Vanessa L. Hayes
5199 Avenue B
Orange, Texas 77630

During open meeting held in Austin, Texas, on December 13, 2005, the Eligibility and Disciplinary Committee (hereinafter "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 the Texas Occupations Code, for retention of Respondent's licenses to practice professional and vocational 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 TEX. ADMIN. 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 Numbers 627635 and 144390, previously issued to VANESSA L. HAYES, to practice professional and vocational nursing in the State of Texas be, and the same is hereby, REVOKED.

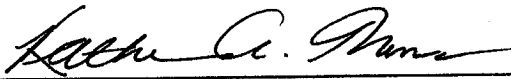
IT IS FURTHER ORDERED that Permanent Certificate Numbers 627635 and 144390 , previously issued to VANESSA L. HAYES, upon receipt of this Order, be immediately delivered to the office of the Board of Nurse Examiners for the State of Texas.

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

Entered this 13th day of December, 2005.

BOARD OF NURSE EXAMINERS
FOR THE STATE OF TEXAS

BY:


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

Re: Permanent Certificate Numbers 627635 and 144390
Issued to VANESSA L. HAYES
DEFAULT ORDER -REVOKE

CERTIFICATE OF SERVICE

I hereby certify that on the 16th day of December, 2025, a true and correct copy of the foregoing DEFAULT ORDER was served by placement in the U.S. Mail via certified mail, and addressed to the following person(s):

Vanessa L. Hayes
5199 Avenue B
Orange, Texas 77630

BY:



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

**In the Matter of Registered Nurse License
Number 627635 and Vocational Nurse
License Number 144390, Issued to
VANESSA L. HAYES, Respondent**

§
§
§
§

**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, VANESSA L. HAYES, is a Registered holding license number 627635 which is in current status at the time of this pleading and a Vocational Nurse holding license number 144390, which is in delinquent 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.

On or about February 5, 2003, while employed with CHRISTUS St. Mary Hospital, Port Arthur, Texas, Respondent withdrew Morphine Sulfate from the pyxis medication dispensing system for patient J.H., but failed to document the administration of the medication in the patient's Medication Administration Record (MAR) and Nurses Notes, as follows:

Date	Time	Patient	Physician's Order	Pyxis Record	MAR	Nurses Notes	Wastage
2/5/03	0644	J.H.	1mg MS IV PRN for chest pain	Morphine 10mg	No	No	No wastage
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2/5/03	0012	same	same	Morphine 2mg	No	No	No wastage
2/5/03	0554	same	same	Morphine 2mg	No	No	No wastage

Respondent's conduct above was likely to injure the patients in that subsequent care givers would rely on her documentation to further medicate the patient which could result in an overdose.

The above action constitutes a violation of Sections 301.452(b)(10) & 302.402(a)(10), Texas Occupations Code, and 22 TEX. ADMIN. CODE §217.12(4) & (20), and 22 TEX. ADMIN. CODE §239.11(4).

CHARGE II.

On or about February 5, 2003, while employed with CHRISTUS St. Mary Hospital, Port Arthur, Texas, Respondent withdrew Morphine Sulfate from the pyxis medication dispensing system for patient J.H., but failed to follow the policy and procedure for the wastage, as follows:

Date	Time	Patient	Physician's Order	Pyxis Record	MAR	Nurses Notes	Wastage
2/5/03	0644	J.H.	1mg MS IV PRN for chest pain	Morphine 10mg	No	No	No wastage
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2/5/03	0012	same	same	Morphine 2mg	No	No	No wastage
2/5/03	0554	same	same	Morphine 2mg	No	No	No wastage

Respondent's conduct was likely to deceive the hospital pharmacy and placed them in violation of Chapter 481 of the Texas Health and Safety Code (Controlled Substances Act).

The above action constitutes a violation of Sections 301.452(b)(10) & 302.402(a)(10), Texas Occupations Code, and 22 TEX. ADMIN. CODE §217.12(18), and 22 TEX. ADMIN. CODE §239.11(28).

CHARGE III.

On or about February 5, 2003, while employed with CHRISTUS St. Mary Hospital, Port Arthur, Texas, Respondent misappropriated Morphine Sulfate belonging to the facility and/or the patients thereof, or failed to take precautions to prevent such misappropriation. Respondent's conduct was likely to defraud the facility and patients of the cost of the medication.

The above action constitutes a violation of Sections 301.452(b)(10) & 302.402(a)(10), Texas Occupations Code, and 22 TEX. ADMIN. CODE §217.12(19), and 22 TEX. ADMIN. CODE §239.11(1).

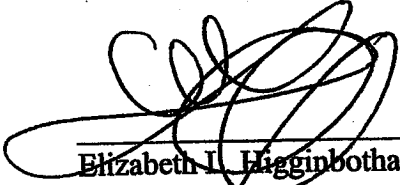
NOTICE IS GIVEN that staff will present evidence in support of the recommended disposition of revocation of Respondent's license to practice professional nursing in the State of Texas pursuant to the Board's rules, 22 TEX. ADMIN. CODE §§ 213.27 - 213.33 and 239.18 and the Board's Disciplinary Sanction Policies on Nurses with Chemical Dependency, Fraud, Theft and Deception, and Lying and Falsification. Additionally, staff will seek to impose on Respondent the administrative costs of the proceeding pursuant to § 301.461, TEX. OCC. CODE ANN. The cost of proceedings shall include, but is not limited to, the cost paid by the board to the State Office of Administrative Hearings and the Office of the Attorney General or other Board counsel for legal and investigative services, the cost of a court reporter and witnesses, reproduction of records, board staff time, travel, and expenses. These shall be in an amount of at least one thousand two hundred dollars (\$1200.00)

NOTICE IS GIVEN that all policies, statutes and rules cited in these Charges are incorporated as part of this pleading and can be found at the Board's website, www.bne.state.tx.us.

Filed this 25th day of October, 2005.

**BOARD OF NURSE EXAMINERS
FOR THE STATE OF TEXAS**

James W. Johnston, General Counsel
Board Certified - Administrative Law
Texas Board of Legal Specialization
State Bar No. 10838300
**BOARD OF NURSE EXAMINERS
FOR THE STATE OF TEXAS**
333 Guadalupe, Tower III, Suite 460
Austin, Texas 78701
P: (512) 305-6824
F: (512) 305-7401 or (512) 305-6870



Elizabeth I. Higginbotham, RN, JD
Assistant General Counsel
State Bar No. 00787694

E. Joy Sparks
Assistant General Counsel
State Bar No. 18874600
**BOARD OF NURSE EXAMINERS
FOR THE STATE OF TEXAS**
333 Guadalupe, Tower III, Suite 460
Austin, Texas 78701
P: (512) 305-6824
F: (512) 305-7401 or (512) 305-6870

IN THE MATTER OF
PERMANENT CERTIFICATE
NUMBERS 627635 (RN) / 144930 (LVN)
ISSUED TO
VANESSA L. HAYES

§
§
§
§
§

BEFORE THE BOARD
OF NURSE EXAMINERS FOR THE
STATE OF TEXAS

ORDER OF THE BOARD


TO: VANESSA L. HAYES
c/o JAMES R. DAVIS
ATTORNEY AT LAW
1447 YALE STREET
HOUSTON, TEXAS 77008

During open meeting on February 14, 2006, held in Austin, Texas, the Board of Nurse Examiners considered the Motion for Rehearing filed in the above-styled matter. The Eligibility and Disciplinary Committee of the Board approved an Order on December 13, 2005, revoking License Number 627635 and 144390, issued to VANESSA L. HAYES. Respondent filed a timely Motion for Rehearing in this matter and in compliance with 22 TEX. ADMIN. CODE 213.16(j). After review and due consideration of the filed motion, the Board GRANTS the Respondent's Motion for Rehearing.

Entered this 14th day of February, 2006.

BOARD OF NURSE EXAMINERS
FOR THE STATE OF TEXAS

BY:


KATHERINE A. THOMAS, MN, RN
EXECUTIVE DIRECTOR