



## BOARD OF VOCATIONAL NURSE EXAMINERS

333 GUADALUPE STREET, SUITE 3-400

AUSTIN, TEXAS 78701

(512) 305-8100

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September 12, 2003

STACIE CELESTE WINESKI  
3645 CRESTLINE, APT 202  
FORT WORTH TX 76107

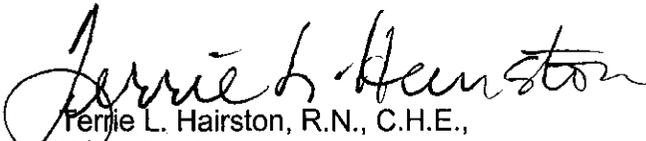
Dear Ms. Wineski:

The enclosed Agreed Board Order has been ratified by the Board of Vocational Nurse Examiners, and it is now in effect.

After you are licensed, our Enforcement Division will send you additional information concerning the reports or documentation required during the course of your probation.

If you have any questions concerning this matter, please contact the Enforcement Division.

Sincerely,

  
Terrie L. Hairston, R.N., C.H.E.,  
Executive Director

KWH/cd

Enclosure: Agreed Board Order

cc: STACIE CELESTE WINESKI  
2312 THOMAS PLACE  
FORT WORTH, TEXAS 76107

BOARD OF VOCATIONAL  
NURSE EXAMINERS

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STATE OF TEXAS

VS.

STACIE CELESTE WINESKI

COUNTY OF TRAVIS

**AGREED BOARD ORDER**

On this day came to be considered by the Board of Vocational Nurse Examiners the matter of STACIE CELESTE WINESKI, an Applicant for Licensure by endorsement hereinafter called Applicant.

By letter, the Board of Vocational Nurse Examiners sent preliminary notice to Applicant of its intent to take disciplinary action with respect to said Application for Licensure, as a result of a subsequent investigation. Said investigation produced evidence indicating that Applicant acknowledged the intemperate use of drugs and alcohol and that her licensure with the Louisiana State Board of Practical Nurse Examiners was currently on probation with stipulations, in the following manner:

**I.**

a. On or about January 29, 2003, Applicant submitted her Application for Licensure by Endorsement to the Board of Vocational Nurse Examiners for the State of Texas. On said Application, Applicant answered "yes" to the question(s) asking: "Have you engaged in the intemperate use of drugs within the past three (3) years?" Applicant also answered "yes" to the question(s) asking: "Have you engaged in the intemperate use of alcohol within the past three (3) years?"

b. With said Application for licensure, Applicant submitted a written statement acknowledging her past intemperate use of alcohol and drugs, and supportive documentation referencing her continuing efforts towards treatment and rehabilitation.

c. On said Application, Applicant also answered "yes" to the question(s) asking: "Have you ever had disciplinary action against your nursing license?"

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d. By Order of the Board of Practical Nurse Examiners for the State of Louisiana dated December 18, 2001, Applicants license was suspended for twelve (12) months to practice Professional Nursing in the State of Louisiana. On or about March 25, 2002, after submitting documented evidence of sobriety, Applicant's license was reinstated and placed on probation for two (2) years with stipulations.

e. Said Order was based upon the findings that Applicant, while employed as a licensed practical nurse, on or about April 12, 2001, misappropriated and switched Ativan with another medication.

By Applicant's signature on this Order, Applicant neither admits nor denies the truth of the matters previously set out in this Order with respect to the above mentioned investigation. By Applicant's signature on this Order, Applicant acknowledges that they have read and understood this Order and have approved it for consideration by the Board.

*By their notarized signature on this Order, Applicant does hereby waive the right to a formal Complaint, Notice of Hearing, and a Public Hearing held before an Administrative Law Judge with the State Office of Administrative Hearings, and to judicial review of this disciplinary action. Notice of this disciplinary action will appear in the Board's newsletter sent to Texas employers.*

**ORDER OF THE BOARD**

**NOW THEREFORE, IT IS ORDERED**, subject to ratification by the Board of Vocational Nurse Examiners that STACIE CELESTE WINESKI is hereby granted licensure as a vocational nurse in the State of Texas, upon meeting all requirements for endorsement

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Said license shall be suspended, with said suspension stayed and placed on probation for a period of two (2) years.

**The probation of said license is subject to the following stipulations, to wit:**

1. That if Applicant's place of employment, name, address or telephone number changes, Applicant is to notify the Board office immediately, or no later than ten (10) days after said change has occurred. Said Notification shall be in the form of a written letter or report.
2. That Applicant shall comply with Federal, State, and local laws, and all the provisions of the Texas Occupations Code and Rules and Regulations of the Board.
3. That Applicant shall not practice nursing in a Nurse Licensure Compact remote state without obtaining prior written authority of both the BVNE and the Board of Nursing of the remote state.
4. That by copy of this Board Order Applicant shall provide notice of Board disciplinary action to his/her immediate nursing supervisor(s) and Director(s) of Nursing, throughout the term of probation.
5. That Applicant shall be responsible for causing his/her immediate nursing supervisor(s) to submit satisfactory reports directly to the Board office on a monthly basis for the first six (6) months of probation. Thereafter, and throughout the remainder of said probation, Applicant shall be responsible for causing his/her immediate nursing supervisor(s) to submit satisfactory reports directly to the Board office on a quarterly basis. The receipt of an unfavorable and/or untimely report shall be considered a violation of probation.
6. That any period(s) of nursing unemployment must be documented in writing by Applicant and submitted to the Board office, as provided in Stipulation No. five.
7. That Applicant shall work only under the supervision of a licensed medical professional (M.D., R.N., L.V.N.) who is physically present on the work premises during Applicant's shift assignment(s), throughout the term of probation.
8. That Applicant shall attend a Chemical Dependency Support Group, (A.A./N.A.), and shall be responsible for causing his/her program sponsor to submit satisfactory reports directly to the Board office on a quarterly basis, throughout the term of probation. The receipt of an unfavorable and/or untimely report shall be considered a violation of probation.

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9. That Applicant shall and hereby agrees to abstain from the consumption of Alcohol, Nubain, Stadol, Dalgan or other synthetic opiates, and or use of unprescribed controlled substances. Any controlled or legend medication must be prescribed by a physician knowledgeable about the disease of addiction, as well as Applicant's history, and it is incumbent upon Applicant to ensure such physician knowledge. If prescribed medication, APPLICANT SHALL CAUSE the attending physician to submit a written report identifying the medication, dosage and the date the medication was prescribed. The report shall be submitted directly to the Board office by the prescribing physician, within ten (10) days of the date of the prescription.

10. That Applicant shall be responsible daily for telephoning NCPS, Inc., Voice Response (VR) at 1-800-580-1099. That said drug screen shall be administered through the policies and procedures of the National Confederation of Professional Services, Inc., (NCPS, Inc.), utilizing LabCorp facilities. That said drug-screening panel shall consist of the following:

Alcohol (Ethanol)	Cannabinoids	Methaqualone
Amphetamines	Cocaine	Opiates
Barbiturates	Meperidine	Phencyclidine
Benzodiazepines	Methadone	Propoxyphene

Said screen(s) shall be properly monitored with adherence to chain of custody procedures. A positive result shall be legally confirmed by Gas Liquid Chromatography/Mass Spectrometry (GCMS). The results of said screen(s) shall be submitted directly to the Board office by the laboratory. The expense of said screen(s) shall be borne by Applicant. Any report of failure to contact NCPS, Inc., and/or a positive drug screen for which the Applicant does not have a valid prescription, will be regarded as non-compliance with the terms of this Order and may subject the Applicant to further disciplinary action by the Board.

11. That if Applicant is discharged from Louisiana Board ordered probation prior to the completion of this probationary term, Applicant shall be responsible for causing his/her probation officer to submit a final satisfactory report directly to the Board office.

12. That Applicant pay a Probation Monitoring fee in the amount of thirty (\$30.00) dollars in the form of a cashier's check order, payable to the Board of Vocational Nurse Examiners. Said fee shall be paid quarterly, due on the 15th of each quarter, commencing the quarter following the date of the Board's ratification of the Order, and continuing thereafter until the successful completion of Applicant's probation. Said fee shall be sent to the Board office, addressed to the "Board of Vocational Nurse Examiners", 333 Guadalupe, Suite 3-400, Austin, TX 78701. Failure by Applicant to make any quarterly payment on time shall constitute a violation of Probation.

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13. That Applicant shall return their license to the Board office for a replacement license marked "**PROBATION**" and pay a license re-issue fee in the amount of twenty (\$20.00) dollars in the form of a cashier's check or money order, payable to the Board of Vocational Nurse Examiners. Said return of license and fee shall be made not later than thirty (30) days following the date of the Board's ratification of the Agreed Board Order. Said license and fee shall be sent to the Board office, addressed to the "Board of Vocational Nurse Examiners", 333 Guadalupe, Suite 3-400, Austin, TX 78701. Failure by Applicant to return said license or pay said fee shall constitute a violation of probation.

This Agreed Order shall not be effective or take effect and become enforceable in accordance with its terms until ratified by a majority of the Board present and voting, at its next regularly called session.

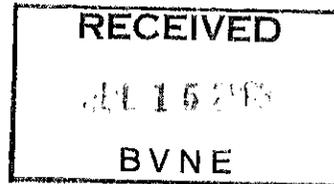
Dated this the 6<sup>th</sup> day of July, 2003.

Stacie W. Wineski  
Signature of Applicant

2312 Thomas Place  
Current Address

FW, TX 76107  
City, State and Zip

817, 569-5667  
Area Code and Telephone Number



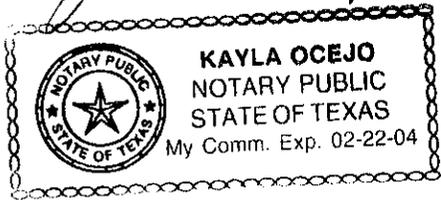
The State of Texas  
County of TARRANT

Before me, the undersigned authority, on this day personally appeared STACIE CELESTE WINESKI, who being duly sworn by me stated that he or she executed the above for the purpose therein contained, and that he or she understood same.

SWORN TO AND SUBSCRIBED before me on this the 10 day of July, 2003.

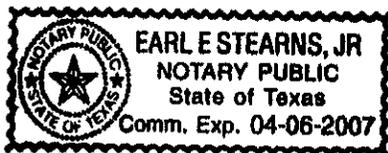
Notary Public: Kayla Ocejo  
Kayla Ocejo

Stacie Wilson Wineski  
NOTARY PUBLIC IN AND FOR  
THE STATE OF TEXAS



Terrie L. Hairston  
Terrie L. Hairston, R.N., C.H.E.,  
Agent for the Board of  
Vocational Nurse Examiners

SWORN TO AND SUBSCRIBED before me, the undersigned authority, on this the 9<sup>th</sup> day of SEPTEMBER, 2003.



[Signature]  
NOTARY PUBLIC IN AND FOR  
THE STATE OF TEXAS

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**WHEREFORE, PREMISES CONSIDERED,** the Board of Vocational Nurse Examiners for the State of Texas does hereby ratify and adopt the Agreed Board Order, notarized on the 6<sup>th</sup> day of July 2003 by STACIE CELESTE WINESKI, Applicant and that Said Order is Final.

**Effective this 9<sup>th</sup> day of September, 2003.**

  
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Terrie L. Hairston, R.N., C.H.E.,  
Executive Director  
On Behalf of Said Board

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**CERTIFICATE OF SERVICE**

I hereby certify that on the 12<sup>th</sup> day of September, 2003, a true and correct copy of the foregoing **BOARD ORDER** was served by placement in the U.S. Mail first class mail, and addressed to the following person(s):

STACIE CELESTE WINESKI  
3645 CRESTLINE, APT 202  
FORT WORTH TX 76107

STACIE CELESTE WINESKI  
2312 THOMAS PLACE  
FORT WORTH, TEXAS 76107

  
Terrie L. Hairston, R.N., C.H.E.,  
Executive Director  
Agent for the Board of Vocational Nurse Examiners