

5. Respondent's nursing employment history includes:

1991	Unknown	
1992 - 1993	Staff Nurse	Truman Medical Center Kansas City, Missouri
1993 - 1994	Staff Nurse	Shawnee Mission Medical Center Shawnee, Kansas
1994 - 1996	Nursing Instructor	Kansas City Kansas Area Vocational Technical School, Kansas City, Kansas
1996 - 1998	Staff Nurse & Researcher	University of Kansas Medical Center Kansas City, Kansas
1998 - 2001	Hospital Administrator & FNP	Kiowa County Memorial Hospital Greensburg, Kansas
1998 - Unknown	Instructor	University of Kansas School of Nursing Department of Continuing Education Kansas City, Kansas
2001 - Unknown	FNP	McLouth Medical Clinic McLouth, Kansas
2004 - Unknown	FNP	Atchison Family Medicine, Inc. Atchison, Kansas
09/2005 - 01/2007	FNP	The University of Texas at Austin University Health Services Austin, Texas
02/2007 - Present	Unknown	

6. At the time of the incident in Finding of Fact Number Seven (7), Respondent was employed as a FNP with The University of Texas at Austin, University Health Services, Austin, Texas, and had been in this position for two (2) months.

7. On or about November 2005 through November 2006, while employed as a FNP with The University of Texas at Austin, University Health Services, Austin, Texas, Respondent prescribed Dangerous Medications and Controlled Substances without Prescriptive Authority from the Board of Nursing, as required, without Registration for Controlled Substances from the Texas Department of Public Safety, as required, and without a Certificate for Controlled Substances from the Drug Enforcement Agency, as required. Respondent's conduct violated

Chapters 481 (Controlled Substances Act) and 483 (Dangerous Drug Act) of the Texas Health & Safety Code, and mistakenly caused staff, patients and the public to believe that she was in compliance with all state and federal requirements necessary for writing prescriptions.

8. In response to the incident in Finding of Fact Number Seven (7), Respondent states that she self-reported the situation after realizing that the requirements for prescriptive authority in Texas were different from those in Kansas, where Respondent indicates prescriptive authority was included in the Board authorization as a FNP. According to Respondent, she had several family emergency situations during this time, and as a result, was on leaves of absence from February 20, 2006, through March 10, 2006, and again from March 15, 2006, through August 13, 2006.

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)(10)&(13), Texas Occupations Code, and 22 TEX. ADMIN. CODE §§ 217.11(1)(A)&(4)(A), 217.12(11)(B), 222.2(a) and 222.6(c).
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 723324, heretofore issued to CECELIA NOLL, including revocation of Respondent's license to practice professional nursing in the State of Texas.

BALANCE OF THIS PAGE INTENTIONALLY LEFT BLANK.
CONTINUED ON NEXT PAGE.

ORDER

IT IS THEREFORE AGREED and ORDERED, subject to ratification by the Texas Board of Nursing, that RESPONDENT SHALL receive the sanction of REMEDIAL EDUCATION WITH FINE, 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 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 privilege, if any, to practice nursing in the State of Texas.

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 Texas Board of Nursing 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 CECELIA NOLL to the office of the Texas Board of Nursing within ten (10) days of 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 and 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. 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,

documentation of care, principles of nursing ethics, confidentiality, professional boundaries, and the Board's Disciplinary Sanction Policies regarding Sexual Misconduct, Fraud, Theft and Deception, Nurses with Chemical Dependency, and Lying and Falsification. 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 at the following Board website address: <http://www.bon.state.tx.us/about/stipscourses.html>.*

(3) RESPONDENT SHALL pay a monetary fine in the amount of five hundred dollars (\$500.00). RESPONDENT SHALL pay this fine within forty-five (45) days of entry of this Order. Payment is to be made directly to the Texas Board of Nursing in the form of cashier's check or U.S. money order. Partial payments will not be accepted.

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

BALANCE OF THIS PAGE INTENTIONALLY LEFT BLANK.

CONTINUED ON NEXT PAGE.

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 when this Order becomes final and the terms of this Order become effective, 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 license to practice nursing in the State of Texas, as a consequence of my noncompliance.

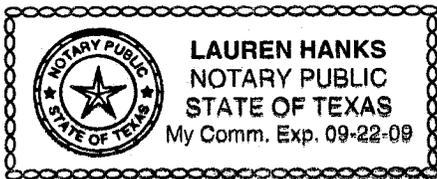
Signed this 9 day of Jan, 2008.

Cecelia L Noll
CECELIA NOLL, Respondent

Sworn to and subscribed before me this 9 day of Jan, 2008.

SEAL

Lauren Hanks
Notary Public in and for the State of Texas



WHEREFORE, PREMISES CONSIDERED, the Executive Director, on behalf of the Texas Board of Nursing, does hereby ratify and adopt the Agreed Order that was signed on the 9th day of January, 2008, by CECELIA NOLL, Registered Nurse License Number 723324, and said Order is final.

Effective this 16th day of January, 2008.



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