



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. Thomas
Executive Director of the Board

BEFORE THE TEXAS BOARD OF NURSING

In the Matter of Registered Nurse § AGREED
License Number 526778 §
issued to CHRISTENE SCOTT-JOHNSON § ORDER

An investigation by the Texas Board of Nursing, hereinafter referred to as the Board, produced evidence indicating that CHRISTENE SCOTT-JOHNSON, hereinafter referred to as Respondent, Registered Nurse License Number 526778, may have violated Section 301.452(b)(2),(10)&(13), Texas Occupations Code.

An informal conference was held on August 21, 2007, at the office of the Texas Board of Nursing, in accordance with Section 301.464 of the Texas Occupations Code.

Respondent appeared in person. Respondent was represented by Elizabeth L. Higginbotham, Attorney at Law. In attendance were Mary Beth Thomas, RN, PhD, Director of Nursing, Executive Director's Designee; Victoria Cox, Assistant General Counsel; Anthony L. Diggs, MSCJ, Director, Enforcement Division; and J. L. Skylar Caddell, RN,C, Lead Investigator.

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 formal hearing, and consented to the entry of this Order.
3. Respondent is currently licensed to practice professional nursing in the State of Texas.
4. Respondent received an Associate Degree in Nursing from Amarillo College, Amarillo, Texas, in December 1984, received a Baccalaureate Degree in Nursing from Texas Woman's University, Denton, Texas, on May 12, 1990, and received a Master of Science Degree in Nursing from Texas Tech University Health Sciences Center, Lubbock, Texas, on August 14, 2004. Respondent was licensed to practice professional nursing in the State of Texas on August 28, 1985.

5. Respondent's nursing employment history includes:

8/1985 - 1986	Staff Nurse, PICU	Lubbock General Hospital Lubbock, Texas
1986 - 1990	Staff Nurse	Memorial Hermann Texas Medical Center, Houston, Texas
1990 - 1991	Nurse Educator	University Medical Center (UMC) Lubbock, Texas
1991 - 1995	Nurse Manager, PICU/Pediatric	University Medical Center Lubbock, Texas
1995 - 2003	Emergency Nurse	University Medical Center Lubbock, Texas
2003 - 2005	Staff Nurse	Fast Track Clinic, UMC Lubbock, Texas
2004 - Present	Sexual Assault Nurse Examiner, As Needed	Covenant Medical Center Lubbock, Texas
2004 - Present	Sexual Assault Nurse Examiner, As Needed	University Medical Center Lubbock, Texas
2005 - Present	Emergency Nurse	University Medical Center Lubbock, Texas

6. At the time of the initial incident in Finding of Fact Number Seven (7), Respondent was enrolled as a Family Nurse Practitioner Student with Texas A&M University, Canyon, Texas, and was assigned to clinical practicum with Planned Parenthood, Lubbock, Texas.
7. On or about August 5, 2005, while enrolled as a Family Nurse Practitioner Student at West Texas A&M University, Canyon, Texas, and assigned to clinical practicum with Planned Parenthood, Lubbock, Texas, Respondent falsified a "Preceptor Evaluation of Student Performance" document regarding her clinical performance, which was then submitted to West Texas A&M University, Canyon, Texas.
8. In response to the incident in Finding of Fact Number Seven (7), Respondent categorically denies that she falsified, forged or submitted such a preceptor evaluation, and states that the evaluation in question was a copy of an oral evaluation by an employee of Planned Parenthood, Lubbock, Texas, that was intended to be kept in

Respondent's private records. Respondent further states that the oral evaluation was inadvertently faxed to West Texas A&M University, Canyon, Texas, by her husband. A. Phillips, RN, submitted a "Practicum Site Visit Record" on July 28, 2005, which indicated Respondent was "professional and confidential with her care."

9. During the informal conference held on August 21, 2007, Respondent submitted letters of reference from various co-workers and peers, including other Registered Nurses, Advanced Practice Nurses and Physicians, which described Respondent as having excellent priority setting and nursing skills, as being reliable and efficient, as having expertise in clinical abilities and knowledge of pathophysiology, and as being an outstanding nurse.

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)(2), (10)&(13), Texas Occupations Code, and 22 TEX. ADMIN. CODE §§ 217.11(1)(A) and 217.12(6)(A),(6)(H)&(6)(I).
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 526778, heretofore issued to CHRISTENE SCOTT-JOHNSON.

ORDER

IT IS THEREFORE AGREED and ORDERED, subject to ratification by the Texas Board of Nursing, 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 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 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 CHRISTENE SCOTT-JOHNSON, to the office of the Texas Board of Nursing 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 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, SHOULD RESPONDENT PRACTICE AS A 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 ONE (1) YEAR OF EMPLOYMENT. THE LENGTH OF THE STIPULATION PERIOD WILL BE EXTENDED UNTIL SUCH TWELVE (12) MONTHS HAVE ELAPSED. PERIODS OF UNEMPLOYMENT, OF EMPLOYMENT AS A SEXUAL ASSAULT NURSE EXAMINER (NOT EXCEEDING SIXTEEN [16] HOURS PER MONTH), OR OF EMPLOYMENT THAT DO NOT REQUIRE THE USE OF A REGISTERED NURSE (RN) LICENSE WILL NOT APPLY TO THIS STIPULATION PERIOD:

(4) RESPONDENT SHALL notify each present employer in 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 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.

(5) RESPONDENT SHALL CAUSE each present employer in 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 nurse.

(6) RESPONDENT SHALL be supervised by a Registered Nurse who is on the premises **with the exception of Respondent's current employment as a Sexual Assault Nurse Examiner, Lubbock, Texas.** 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 **with the exception of Respondent's current employment as an Emergency Nurse with University Medical Center, Lubbock, Texas, and as a Sexual Assault Nurse Examiner, Lubbock, Texas.**

(7) 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 nursing **with the exception of Respondent's current employment as a Sexual Assault Nurse Examiner, Lubbock, Texas.** 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 one (1) year of employment as a nurse.

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.

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RESPONDENT'S CERTIFICATION

I understand that I have the right to and have obtained legal counsel prior to signing this Agreed Order. I have reviewed this Order. I neither admit nor deny the violations alleged herein and agree to this Order only to avoid the uncertainty of Administrative Hearing. By my signature on this Order, I understand the Findings of Fact, Conclusions of Law, Order, and any conditions of said Order, and agree to sign in order to settle this matter and 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 license to practice professional nursing in the State of Texas, as a consequence of my noncompliance.

Signed this 19 day of Nov., 2007.

Christene Scott-Johnson

CHRISTENE SCOTT-JOHNSON, Respondent

Sworn to and subscribed before me this 19th day of November, 2007.

SEAL



Melissa Huse

Notary Public in and for the State of Texas

Approved as to form.

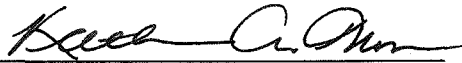
Elizabeth L. Higginbotham

Elizabeth L. Higginbotham, RN, JD, Attorney for Respondent

Signed this 5th day of November, 2007.

WHEREFORE, PREMISES CONSIDERED, the Texas Board of Nursing does hereby ratify and adopt the Agreed Order that was signed on the 19th day of November, 2007, by CHRISTENE SCOTT-JOHNSON, Registered Nurse License Number 526778, and said Order is final.

Effective this 17th day of January, 2008.

A handwritten signature in black ink, appearing to read "Katherine A. Thomas", written over a horizontal line.

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