

BEFORE THE TEXAS BOARD OF NURSING

In the Matter of Vocational Nurse	§	AGREED
License Number 174907	§	
issued to CHRISTOPHER PAUL BRIGHTBILL	§	ORDER

On this day the Texas Board of Nursing, hereinafter referred to as the Board, considered the matter of CHRISTOPHER PAUL BRIGHTBILL, Vocational Nurse License Number 174907, hereinafter referred to as Respondent.

Information received by the Board produced evidence that Respondent may have violated Article 4528c, Sec. 10(9), Revised Civil Statutes of Texas, as amended, and Sections 301.452(b)(1) & (10), and former Vocational Nurse Act, Sections 302.402(a)(2) & (10), Texas Occupations Code. Respondent waived representation by counsel, informal conference, notice and hearing, and agreed to the entry of this Order offered on July 7, 2008, 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 representation by counsel, informal conference, notice and hearing, and agreed to the entry of this Order.
3. Respondent is currently licensed to practice vocational nursing in the State of Texas.
4. Respondent received a Certificate in Vocational Nursing from South Plains College, Lubbock, Texas, on December 17, 1999. Respondent was licensed to practice vocational nursing in the State of Texas on January 25, 2000.

5. Respondent's vocational nursing employment history includes:

January 2000 - January 2002	Staff LVN University Medical Center Lubbock, Texas
February 2002	Unknown
March 2002 - April 2002	Staff LVN St. Paul Medical Center Dallas, Texas
May 2002 - July 2002	Unknown
August 2002 - September 2003	Staff LVN Baylor University Medical Center Dallas, Texas
October 2003 - Present	Unknown

6. On February 28, 2007, Respondent was issued an Agreed Order by the Board of Nurse Examiners for the State of Texas which required him to participate in and successfully complete the Texas Peer Assistance Program for Nurses (TPAPN). A copy of the Findings of Fact, Conclusions of Law, and Agreed Order dated February 28, 2007, is attached and incorporated, by reference, as part of this Order.
7. On or about March 13, 1996, Respondent was arrested for the offense of "Driving While Intoxicated," a Class B Misdemeanor, by the West Texas A&M Police Department, Canyon, Texas. On July 17, 1996, Respondent plead guilty to the offense of "Deadly Conduct," a Class A Misdemeanor, in the Randall County Court at Law, Canyon, Texas, under Cause Number 46609L. An adjudication of guilt was deferred, and Respondent was placed on probation for a period of one hundred eighty (180) days and ordered to pay a fine and court costs in the total amount of one thousand four hundred seventeen dollars (\$1,417.00).
8. On or about May 25, 2001, Respondent was convicted of the offense "Driving While Intoxicated," a Class B Misdemeanor, in the Lubbock County Court at Law #1, Lubbock, Texas, under Cause Number 2000-472288. Respondent was sentenced to confinement for a period of ninety (90) days in the Lubbock County Jail. The imposition of the confinement was suspended, and Respondent was placed on probation for a period of eighteen (18) months, and ordered to pay restitution and court costs.

9. On or about May 16, 2003, Respondent submitted a renewal application to the Board of Vocational Nurse Examiners for the State of Texas in which he provided false, deceptive, and/or misleading information, in that he answered "no" to the following question:

"Were you convicted of a misdemeanor other than a minor traffic violation since your last renewal?"

On or about May 25, 2001, Respondent convicted of the offense "Driving While Intoxicated," a Class B Misdemeanor, in the Lubbock County Court at Law #1, Lubbock, Texas, under Cause Number 2000-472288.

10. On or about July 19, 2007, Respondent became non-compliant with the Agreed Order issued to him by the Board of Nurse Examiners for the State of Texas on February 28, 2007. Non-compliance is the result of Respondent's failure to apply to and be accepted into the Texas Peer Assistance Program for Nurses (TPAPN) in that he received no substance abuse diagnosis and subsequently refused further participation. Stipulation Number One (1) of the Agreed Order dated February 28, 2007, states:

"RESPONDENT SHALL, within forty-five (45) days following the date of entry of this final Order, apply to and be accepted into TPAPN, which SHALL include payment of a non-refundable participation fee in the amount of three hundred fifty dollars (\$350) payable to TPAPN."

11. Regarding the conduct outlined in Finding of Fact Number Nine (9), Respondent states that when he was completing his renewal to the Board he did not think about the DWI conviction and was not trying to deceive the Board. Regarding the conduct outlined in Finding of Fact Number Ten (10), Respondent states that he did apply to TPAPN and paid his fee. Although Respondent's TPAPN Order dated February 28, 2007, contained findings of fact and Respondent's agreement that supported that he met the criteria for acceptance, Respondent had his assessment done but was found to not have a diagnosis of chemical dependency. He understood that an individual must have that diagnosis to be accepted into TPAPN so his case was closed and referred back to the Board.
12. 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.

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 Article 4528c Sec. 10(9), TEX. REV. CIV. STAT. ANN., Sections 301.452(b)(1) & (10), and former Vocational Nurse Act Sections 302.402(a)(2) & (10), Texas Occupations Code, 22 TEX. ADMIN. CODE §217.12(11)(B), and former Vocational Nurse Rules 22 TEX. ADMIN. CODE §239.11(8) & (29)(A).
4. The evidence received is sufficient cause pursuant to Section 301.452(b), Texas Occupations Code, to take disciplinary action against Vocational Nurse License Number 174907, heretofore issued to CHRISTOPHER PAUL BRIGHTBILL, including revocation of Respondent's license to practice vocational nursing in the State of Texas.

ORDER

IT IS THEREFORE AGREED and ORDERED, subject to ratification by the Texas Board of Nursing, that Vocational Nurse License Number 174907, previously issued to CHRISTOPHER PAUL BRIGHTBILL, to practice vocational nursing in Texas is hereby SUSPENDED for a period of three (3) years with the suspension STAYED and Respondent is hereby placed on PROBATION for three (3) with the following agreed terms of probation:

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

IT IS FURTHER AGREED and ORDERED that while Respondent's license is encumbered by this order the 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.

(1) RESPONDENT SHALL comply 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 §211.1 *et seq.* and this Order.

(2) RESPONDENT SHALL deliver the wallet-sized license issued to CHRISTOPHER PAUL BRIGHTBILL, to the office of the Texas Board of Nursing within ten (10) days of the date of this Order for appropriate notation.

(3) 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 Substance Abuse, Misuse, Substance Dependency, or other Substance Use Disorder; 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/disciplinaryaction/stipscourses.html>.

(4) RESPONDENT SHALL pay a monetary fine in the amount of seven hundred fifty (\$750). 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 PROBATION CONDITIONS FOR THREE (3) YEARS OF EMPLOYMENT. THE LENGTH OF THE PROBATIONARY PERIOD WILL BE EXTENDED UNTIL SUCH THIRTY-SIX (36) MONTHS HAVE ELAPSED. PERIODS OF UNEMPLOYMENT OR OF EMPLOYMENT THAT DO NOT REQUIRE THE USE OF A VOCATIONAL NURSE (LVN) LICENSE WILL NOT APPLY TO THIS PROBATIONARY PERIOD:

(5) RESPONDENT SHALL notify all future employers in vocational nursing of this Order of the Board and the probation conditions 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 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 vocational nurse.

(7) For the first year of employment as a Licensed Vocational Nurse under this Order, RESPONDENT SHALL be directly supervised by a Registered Nurse or Licensed Vocational Nurse. Direct supervision requires another nurse to be working on the same unit as RESPONDENT and immediately available to provide assistance and intervention. RESPONDENT SHALL work only on regularly assigned, identified and predetermined unit(s). The 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) For the remainder of the probation period, RESPONDENT SHALL be supervised by a Registered Nurse or Licensed Vocational 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.

(9) RESPONDENT SHALL NOT practice as a vocational nurse on the night shift, rotate shifts, work overtime, accept on-call assignments, or be used for coverage on any unit other than the identified, predetermined unit(s) to which Respondent is regularly assigned for one (1) year of employment as a vocational nurse.

(10) RESPONDENT SHALL NOT practice as a vocational nurse in any critical care area for one (1) year of employment as a vocational nurse. Critical care areas include, but are not limited to, intensive care units, emergency rooms, operating rooms, telemetry units, recovery rooms, and labor and delivery units.

(11) RESPONDENT SHALL NOT administer or have any contact with controlled substances, Nubain, Stadol, Dalgan, Ultram, or other synthetic opiates for one (1) year of employment as a vocational nurse.

(12) 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 vocational nursing. These reports shall be completed by the Registered Nurse or Licensed Vocational 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 three (3) years of employment as a vocational nurse.

(13) 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.

(14) 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 next three (3) month period, random screens shall be performed at least twice per month. For the next six (6) month period, random screens shall be performed at least once per month. For the remainder of the probation 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 probation 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 probation 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.

(15) RESPONDENT SHALL attend at least two (2) support group meetings each week, one of which shall be for substance abuse; and RESPONDENT SHALL provide acceptable evidence of attendance. Acceptable evidence shall consist of a written record of at least; the date of each meeting, the name of each group attended, and the signature and printed name of the chairperson of each group attended by RESPONDENT. RESPONDENT SHALL submit the required evidence on the forms provided by the Board at the end of every three (3) months. No duplications, copies, third party signatures, or any other substitutions will be accepted as evidence.

IT IS FURTHER AGREED and ORDERED that if during the period of probation, an additional allegation, accusation, or petition is reported or filed against the Respondent's license, the probationary period shall not expire and shall automatically be extended until the allegation, accusation, or petition has been acted upon by the Board.

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 vocational nursing in the State of Texas.

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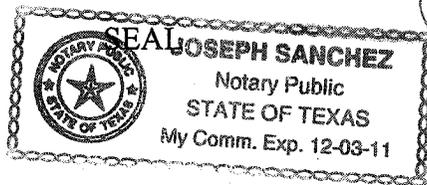
RESPONDENT'S CERTIFICATION

I understand that I have the right to legal counsel prior to signing this Agreed Order. I 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 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 vocational nursing in the State of Texas, as a consequence of my noncompliance.

Signed this 20 day of August, 2008.

Christopher Paul Brightbill
CHRISTOPHER PAUL BRIGHTBILL, Respondent

Sworn to and subscribed before me this 20 day of Aug, 2008.



Joseph Sanchez
Notary Public in and for the State of Texas

WHEREFORE, PREMISES CONSIDERED, the Texas Board of Nursing does hereby ratify and adopt the Agreed Order that was signed on the 20th day of August, 2008, by CHRISTOPHER PAUL BRIGHTBILL, Vocational Nurse License Number 174907, and said Order is final.

Effective this 9th day of September, 2008.


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

BEFORE THE BOARD OF NURSE EXAMINERS
FOR THE STATE OF TEXAS

In the Matter of Vocational Nurse § AGREED
License Number 174907 §
issued to CHRISTOPHER PAUL BRIGHTBILL § ORDER

On this day the Board of Nurse Examiners for the State of Texas, hereinafter referred to as the Board, considered the matter of CHRISTOPHER PAUL BRIGHTBILL, Vocational Nurse License Number 174907, hereinafter referred to as Respondent.

Information received by the Board produced evidence that Respondent may have violated Section 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 February 1, 2007, by Katherine A. Thomas, MN, RN, Executive Director.

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 vocational nursing in the State of Texas.
4. Respondent received a Certificate in Vocational Nursing from South Plains College, Lubbock, Texas, on December 17, 1999. Respondent was licensed to practice vocational nursing in the State of Texas on January 25, 2000.
5. Respondent's nursing employment history includes:

01/2000 - 01/2002	Staff Nurse	University Medical Center Lubbock, Texas
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Respondent's nursing employment history continued:

02/2002	Unknown	
03/2002 - 04/2002	Staff Nurse	St. Paul Medical Center Dallas, Texas
05/2002 - 07/2002	Unknown	
08/2002 - 09/2003	Staff Nurse	Baylor University Medical Center, Dallas, Texas
10/2003 - Present	Unknown	

6. At the time of the incident in Finding of Fact Number Seven (7), Respondent was employed as a Staff Nurse with St. Paul Medical Center, Dallas, Texas, and had been in this position for less than one (1) month.
7. On or about March 31, 2002, while employed as a Staff Nurse with St. Paul Medical Center, Dallas, Texas, Respondent withdrew Hydrocodone/APAP 5/500 from the AcuDose Medication Dispensing System for Patient Number 13014159 but failed to document administration of the Hydrocodone/APAP 5/500 in the medical record, as required. Respondent states he administered the medication to the patient on behalf of another nurse. Respondent's conduct resulted in an incomplete medical record, was likely to injure the patient in that subsequent care givers would not have accurate information on which to base their care decisions, and placed the facility in violation of Chapter 481, Texas Health & Safety Code (Controlled Substances Act).
8. On or about April 8, 2002, through April 10, 2002, while employed as a Staff Nurse with St. Paul Medical Center, Dallas, Texas, Respondent withdrew Morphine Sulfate from the AcuDose Dispensing System for Patient Number 13019827 but failed to document administration of the Morphine Sulfate in the medical record, as follows:

AcuDose Medication Dispensing System Withdrawals				Medication Administration Record	Nurse Notes	Wastage
Date & Time	Quantity	Dosage	Medication			
4/8/02 @ 03:54	1	10 mg	Morphine Sulfate	No	No	7 mg
4/8/02 @ 19:23	1	10 mg	Morphine Sulfate	No	No	7 mg
4/10/02 @ 00:46	1	10 mg	Morphine Sulfate	No	No	7 mg
4/10/02 @ 05:50	1	10 mg	Morphine Sulfate	No	No	6 mg

Respondent's conduct resulted in an incomplete medical record, was likely to injure the patient in that subsequent care givers would not have accurate information on which to base their care decisions, and placed the facility in violation of Chapter 481, Texas Health & Safety Code (Controlled Substances Act).

9. On or about April 9, 2002, while employed as a Staff Nurse with St. Paul Medical Center, Dallas, Texas, Respondent withdrew two (2) capsules of Temazepam 15 mg from the AcuDose Dispensing System for Patient Number 13019827 at 23:55 but documented that the medication was administered to the patient seventy (70) minutes earlier, at 22:45, before it had been obtained. Respondent states that he documented the entry four (4) or five (5) hours after the fact, and mistakenly documented the wrong time of administration. Respondent's conduct resulted in an incomplete medical record, was likely to injure the patient in that subsequent care givers would not have accurate information on which to base their care decisions, and placed the facility in violation of Chapter 481, Texas Health & Safety Code (Controlled Substances Act).
10. On or about April 14, 2002, through April 16, 2002, while employed as a Staff Nurse with St. Paul Medical Center, Dallas, Texas, Respondent withdrew Morphine Sulfate from the AcuDose Dispensing System for Patient Number 13023743 but failed to document administration of the Morphine in the medical record, as follows:

AcuDose Medication Dispensing System Withdrawals			Physician's Order	Medication Administration Record	Nurse Notes	Wastage
Date & Time	Qty	Dosage				
4/14/02 @ 03:27	1	10 mg	Morphine Sulfate 1 - 2 mg IV q 2- 4 hr prn	No	No	8 mg
4/15/02 @ 20:31	1	10 mg	Morphine Sulfate 1 - 2 mg IV q 2- 4 hr prn	No	No	8 mg
4/16/02 @ 03:37	1	10 mg	Morphine Sulfate 1 - 2 mg IV q 2- 4 hr prn	No	No	8 mg
4/16/02 @ 23:11	1	10 mg	Morphine Sulfate 1 - 2 mg IV q 2- 4 hr prn	No	No	8 mg

- Respondent's conduct resulted in an incomplete medical record, was likely to injure the patient in that subsequent care givers would not have accurate information on which to base their care decisions, and placed the facility in violation of Chapter 481, Texas Health & Safety Code (Controlled Substances Act).
11. On or about September 30, 2003, while employed as a Staff Nurse with Baylor University Medical Center, Dallas, Texas, Respondent engaged in the intemperate use of Hydrocodone and Oxycodone in that Respondent produced a specimen for a drug screen which tested positive for Hydrocodone and Oxycodone. Possession of Hydrocodone and Oxycodone without a valid prescription is prohibited by Chapter 481 of the Texas Health and Safety Code (Controlled Substances Act). The use of Hydrocodone and Oxycodone by a nurse, while subject to call or duty, could impair the nurse's ability to recognize subtle signs, symptoms or changes in the patients' conditions, and could impair the nurse's ability to make rational, accurate, and appropriate assessments, judgments, and decisions regarding patient care, thereby placing patients in potential danger.

12. Respondent's conduct described in the preceding Findings of Fact was reportable under the provisions of Sections 302.201-302.206, Texas Occupations Code.
13. 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.
14. Respondent's conduct described in the preceding Findings of Fact resulted from and/or was significantly influenced by Respondent's impairment by dependency on chemicals.
15. Respondent's compliance with the terms of a Board approved peer assistance program should be sufficient to protect patients and the public.

CONCLUSIONS OF LAW

1. Pursuant to Texas Occupations Code, Sections 301.451-301.455, the Board has jurisdiction over this matter.
2. Notice was served in accordance with law.
3. The evidence received is sufficient to prove violation of Section 302.402(a)(9)&(10), Texas Occupations Code, and 22 TEX. ADMIN. CODE §239.11(3),(10)&(28).
4. The evidence received is sufficient cause pursuant to Section 301.452(b), Texas Occupations Code, to take disciplinary action against Vocational Nurse License Number 174907, heretofore issued to CHRISTOPHER PAUL BRIGHTBILL, including revocation of Respondent's license to practice vocational nursing in the State of Texas.
5. The Board may, in its discretion, order a nurse to participate in a peer assistance program approved by the Board if the nurse would otherwise have been eligible for referral to peer assistance pursuant to Section 301.410, Texas Occupations Code.

ORDER

IT IS THEREFORE AGREED and ORDERED that RESPONDENT, in lieu of the sanction of Revocation under Section 301.453, Texas Occupations Code, SHALL comply with the following conditions for such a time as is required for RESPONDENT to successfully complete the Texas Peer Assistance Program for Nurses (TPAPN):

(1) RESPONDENT SHALL, within forty-five (45) days following the date of entry of this final Order, apply to and be accepted into the TPAPN, which SHALL include payment of a non-refundable participation fee in the amount of three hundred fifty dollars (\$350) payable to TPAPN.

(2) Upon acceptance into the TPAPN, RESPONDENT SHALL waive confidentiality and provide a copy of the executed TPAPN contract to the Board of Nurse Examiners.

(3) RESPONDENT SHALL comply with all requirements of the TPAPN contract during its term.

(4) RESPONDENT SHALL CAUSE the TPAPN to notify the Board of Nurse Examiners of any violation of the TPAPN contract.

IT IS FURTHER AGREED and ORDERED, RESPONDENT SHALL comply in all respects with the Nursing Practice Act, Revised Civil Statutes of Texas as amended, Texas Occupations Code, Section §§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 privileges, 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 State of Texas and the Board of Nursing in the party state where Respondent wishes to work.

IT IS FURTHER AGREED, SHOULD RESPONDENT fail to comply with this Order or the terms of the participation agreement with the TPAPN, such noncompliance will result in further disciplinary action including revocation of Respondent's license and multistate licensure privileges, if any, to practice nursing in the State of Texas.

RESPONDENT'S CERTIFICATION

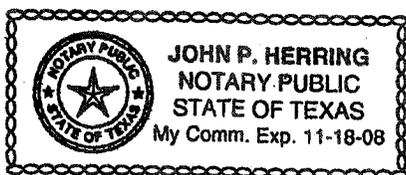
I understand that I have the right to legal counsel prior to signing this Agreed Order. I waive representation by counsel. I have reviewed this Order. I neither admit nor deny the violations alleged herein. I do acknowledge possessing a diagnosis that deems me eligible to participate in the Texas Peer Assistance Program for Nurses. By my signature on this Order, I agree to the Findings of Fact, Conclusions of Law, and Conditions One (1) through Four (4) of this Order to obtain disposition of the allegations through peer assistance and to avoid further disciplinary action in this matter. I waive judicial review of this Order. I understand that this Order becomes effective upon acceptance by the Executive Director on behalf of the Board of Nurse Examiners, 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 nursing in the State of Texas, as a consequence of my noncompliance.

Signed this 24 day of February, 2007.

Christopher Paul Brightbill
CHRISTOPHER PAUL BRIGHTBILL, Respondent

Sworn to and subscribed before me this 24 day of Feb, 2007.

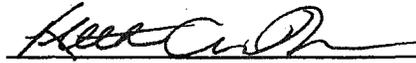
SEAL



John Herring
Notary Public in and for the State of Texas

WHEREFORE PREMISES CONSIDERED, the Executive Director, on behalf of the Board of Nurse Examiners for the State of Texas, does hereby accept and enter the Agreed Order that was signed on the 24th day of February, 2007, by CHRISTOPHER PAUL BRIGHTBILL, Vocational Nurse License Number 174907, and said Order is final.

Entered and effective this 28th day of February, 2007.



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