

STATE OF VERMONT
SECRETARY OF STATE
OFFICE OF PROFESSIONAL REGULATION
BOARD OF NURSING

IN RE:)
DEBBIE MCRAE-PERRY) Docket No. 2019-56
License No. 026.0135082)

STIPULATION AND CONSENT ORDER

STIPULATION

NOW COMES the State of Vermont, by and through State Prosecuting Attorney Traci Leibowitz, and the respondent in this matter, Debbie McRae Perry, who stipulate and agree as follows:

Board Authority

1. The Vermont State Board of Nursing (the "Board") has authority to issue warnings or reprimands; suspend, revoke, limit, or condition current licenses; or prevent the renewal of lapsed licenses if, after disciplinary hearing, the Board finds that the Respondent has engaged in unprofessional conduct. 3 V.S.A. § 129(a); 3 V.S.A. § 129a; 3 V.S.A. § 814(d); 26 V.S.A. Chapter 28; the Administrative Rules of the Board of Nursing (the "ARBN"); and the Rules of the Office of Professional Regulation.

Stipulated Facts

2. Debbie McRae-Perry ("Respondent") of Harlingen, Texas is licensed by the State of Vermont as a Registered Nurse ("RN") under license number 026.0135082. This license was originally issued on April 11, 2018 and expires on March 31, 2021.
3. On April 10, 2018, Respondent submitted an application for licensure as an RN in the State of Vermont.
4. On the application, Respondent failed to disclose that she had been convicted of a crime other than a minor traffic violation. Specifically, Respondent answered "No" to the question:

"Have you EVER been convicted of a crime other than a minor traffic violation? If 'Yes,' you must provide a detailed written explanation and attach the official court documents (i.e. affidavit of probable cause, information, and/or docket report)."

5. On August 7, 2003, Respondent was convicted of the crime of Forgery of a Financial Instrument in Collin County Texas in case number 3808111202 and sentenced to state jail for a period of 180 days suspended upon two years of probation.

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6. Respondent appealed the conviction and the conviction was affirmed by a higher court.

Violation: 26 V.S.A §1582(a)(1) Making or causing to be made...false statement in procuring a nursing license.

7. The State re-alleges and incorporates Paragraphs 2 through 6 above.
8. As an applicant for an RN license in the State of Vermont, Respondent is prohibited from making false statements or representations on the licensure application.
9. Respondent was convicted of the crime of Forgery of a Financial Instrument in 2003. Respondent failed to disclose this conviction in her application for a Vermont RN license, as demonstrated in Paragraphs 2 through 6 above.
10. The act(s), omission(s), and/or circumstance(s) described above constitute grounds for discipline because Respondent has committed unprofessional conduct in violation of 26 V.S.A. §1582(a)(1).

Understandings

11. Respondent admits that the facts above are true and that the conditions below are necessary to protect the public.
12. Respondent understands that the Nursing Board must review and accept the terms of the Consent Order. If the Board rejects any portion, the entire Stipulation and Consent Order shall be null and void.
13. Respondent specifically waives any claims that any disclosures made to the full Board during its review of this agreement have prejudiced his rights to a fair and impartial hearing in future hearings if this agreement is not accepted by the Board.
14. Respondent has read and reviewed this entire document and agrees that it contains the entire agreement between the parties.
15. Respondent is not under the influence of any drugs or alcohol at the time he signs this Stipulation and Consent Order.
16. Respondent voluntarily enters into this agreement after the opportunity to consult with legal counsel and is not being coerced by anyone into signing this Stipulation and Consent Order.
17. Respondent voluntarily waives his right to a contested hearing before the Board of Nursing and waives any right to appeal from this Stipulation and Consent Order.

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18. Respondent agrees that the Order set forth below may be entered by the Board.

ORDER

Based on the Stipulation above, it is **ORDERED AND ADJUDGED** as follows:

- A. The Board of Nursing hereby **WARNS** Respondent's license.
- B. Notwithstanding any provision above, the Respondent must continue to meet all requirements for maintaining a license, license renewal, and license reinstatement.
- C. This Stipulation and Consent Order is a matter of public record and may be reported to other licensing authorities as provided in 3 V.S.A. § 129(a).
- D. This Stipulation and Consent Order will remain part of Respondent's licensing file and may be used for purposes of determining sanctions in any future disciplinary matter.

AGREED TO:

Dated:

9-3-2019

STATE OF VERMONT
SECRETARY OF STATE

By:

Traci Leibowitz
State Prosecuting Attorney

DEBBIE MCRAE PERRY
RESPONDENT

Dated:

8-28-19

By:

Debbie McRae Perry

STATE OF VERMONT



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APPROVED AND SO ORDERED:

Dated:

9/9/2019

Date of Entry:

9/10/19

VERMONT BOARD OF NURSING

By:

Chairperson

