

BON Background Check - Background checks will be required for students after admittance into a clinical cohort.

If you answer “YES” to any of the questions below or think something may come up on your criminal background check, please contact the Nursing Program for assistance.

- 1) ☐ **No** ☐ **Yes** For any criminal offense, including those pending appeal, have you:
- been arrested and have a pending criminal charge?
 - been convicted of a misdemeanor?
 - been convicted of a felony?
 - pled nolo contendere, no contest, or guilty?
 - received deferred adjudication?
 - been placed on community supervision or court-ordered probation, whether or not adjudicated guilty?
 - been sentenced to serve jail, prison time, or court-ordered confinement?
 - been granted pre-trial diversion?
 - been cited or charged with any violation of the law?
 - been subject of a court-martial; Article 15 violation; or received any form of military judgment/punishment/action?

(You may only exclude Class C misdemeanor traffic violations.)

- 2) ☐ **No** ☐ **Yes** Are you currently the target or subject of a grand jury or governmental agency investigation?

- 3) ☐ **No** ☐ **Yes** Has **any** licensing authority refused to issue you a license or ever revoked, annulled, cancelled, accepted surrender of, suspended, placed on probation, refused to renew a professional license, certificate or multi-state privilege held by you now or previously, or ever fined, censured, reprimanded or otherwise disciplined you?

- 4) ☐ **No** ☐ **Yes** *Within the past five (5) years have you been addicted to and/or treated for the use of alcohol or any other drug?

- 5) ☐ **No** ☐ **Yes** *Within the past five (5) years have you been diagnosed with, treated, or hospitalized for schizophrenia and/or psychotic disorder, bipolar disorder, paranoid personality disorder, antisocial personality disorder, or borderline personality disorder?

If “**YES**” indicate the condition:

- ☐ schizophrenia and/or psychotic disorders,
- ☐ bipolar disorder,
- ☐ paranoid personality disorder,
- ☐ antisocial personality disorder,
- ☐ borderline personality disorder.

*Pursuant to Occupations Code §301.207, information regarding a person’s diagnosis or treatment for a physical condition, mental condition, or chemical dependency is confidential to the same extent that information collected as part of an investigation is confidential under the Occupations Code §301.466. *If you are licensed as an LVN in the State of Texas and are currently participating in the Texas Peer Assistance Program for Nurses, you may answer “NO” to questions #4 and #5.*

NOTE: Expunged and Sealed Offenses: While expunged or sealed offense, arrests, tickets, or citations need not be disclosed, it is your responsibility to ensure the offense, arrest, ticket or citation has, in fact, been expunged or sealed. It is recommended that you submit a copy of the Court Order expunging or sealing the record in question to our office with your application. Non-disclosure of relevant offenses raises questions related to truthfulness and character. (See 22 TAC §213.27)

NOTE: Orders of Non-Disclosure: Pursuant to Tex. Gov't Code § 552.142(b), if you have criminal matters that are the subject of an order of non-disclosure, you are not required to reveal those criminal matters. However, a criminal matter that is the subject of an order of non-disclosure may become a character and fitness issue. Pursuant to Gov't Code chapter 411, the Texas Nursing Board is entitled to access criminal history record information that is the subject of an order of non-disclosure. If the Board discovers a criminal matter that is the subject of an order of non-disclosure, even if you properly did not reveal that matter, the Board may require you to provide information about any conduct that raises issues of character and fitness.

6) Are you currently suffering from any condition for which you are not being appropriately treated that impairs your judgment or that would otherwise adversely affect your ability to practice nursing in a competent, ethical, and professional manner?

7) *Are you currently a participant in an alternative to discipline, diversion, or a peer assistance program? (This includes all confidential programs.)

NOTE: Any positive response will remain confidential and not subject to public disclosure unless required by law.

9. Have you ever been granted the authority to practice nursing in any country, state, province, or territory?

NOTE: This does not apply to any nursing license(s) issued by another US state or territory, excluding Puerto Rico. If you were licensed in Puerto Rico, you should be answering yes.

*Pursuant to the Texas Occupations Code §301.207, information, including diagnosis and treatment, regarding an individual's physical or mental condition, intemperate use of drugs or alcohol, or chemical dependency and information regarding an individual's criminal history is confidential to the same extent that information collected as part of an investigation is confidential under the Texas Occupations Code §301.466.

In addition, some clinical agencies require background checks to meet their corporate policies.

Declaratory Order Process

Students who must pursue the Declaratory Order process with the Board of Nursing to confirm Eligibility for Licensure will need to set an appointment with the Chair of the School of Nursing to discuss starting this process. Results of this Declaratory Order must be submitted to the Nursing Program. In addition, some clinical agencies require background checks to meet their corporate policies.