**Criminal Background Certification**

The following are the questions that each candidate for licensure must answer. You may access the full information form the BON’s website at [www.bon.state.tx.us](http://www.bon.state.tx.us)

**1. Write Yes or No for any criminal offense, including those pending appeal: (Please answer in each space provided**)

\_\_\_\_\_A. been convicted of a misdemeanor?

\_\_\_\_\_B. been convicted of a felony?

\_\_\_\_\_C. pled nolo contendere, no contest, or guilty?

\_\_\_\_\_D. received deferred adjudication?

\_\_\_\_\_E. been placed on community supervision or court-ordered probation, whether or not adjudicated guilty?

\_\_\_\_\_F. been sentenced to serve jail or prison time? court-ordered confinement?

\_\_\_\_\_G. been granted pre-trial diversion?

\_\_\_\_\_H. been arrested or have any pending criminal charges?

\_\_\_\_\_I. been cited or charged with any violation of the law?

\_\_\_\_\_J. 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 or offenses previously disclosed to the Texas Board of Nursing on an initial or renewal application. You will need a declaratory order for arrests while a minor.

**NOTE: Expunged and Sealed Offenses:**

While expunged or sealed offenses, 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.

**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.

**2. [ ] Yes [ ] No** Are you currently the target or subject of a grand jury or governmental agency investigation?

**3. [ ] Yes [ ] No** Have you ever had any licensing (other than a nursing license) or regulatory authority in any state, jurisdiction, country, or province revoked, annulled, cancelled, accepted surrender of, suspended, placed on probation, refused to renew or otherwise discipline any other professional or occupational license, certificate, nurse aide registration or multistate privilege to practice that you held?

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

**5. [**  **] Yes [ ] No** Are you currently suffering from any condition for which you are not being appropriately treated that impairs your judgment or that would be otherwise adversely affect your ability to practice nursing in a competent, ethical, and professional manner?

**6. [**  **] Yes [ ] No** 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.

\*Pursuant to 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.

**Attestation**

I, the Petitioner referenced in this application, acknowledge this document is a legal document and I attest that the statements herein contained are true in every respect. I understand that no one else may submit this form on my behalf and that I am accountable and responsible for the accuracy of any answer or statement on this form. Further, I understand that it is a violation of the 22 TAC § 217.12 (6)(I) and the Penal Code, sec 37.10, to submit a false statement to a government agency; and I consent to release of confidential information to the Texas Board of Nursing and further authorize the Board to use and to release said information as needed for the evaluation and disposition of my application.

I understand that if I have any questions regarding this affidavit, I should contact an attorney or the appropriate professional health provider.

I will immediately notify the Board if at any time after signing this affidavit I no longer meet the eligibility requirements.

**Date: \_\_\_\_\_\_\_\_\_/\_\_\_\_\_\_\_\_/\_\_\_\_\_\_\_\_\_\_**

**Applicant’s Signature: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_**

**Applicant’s Name (PRINT): \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_**

**Social Security#\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_**