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Board of Nursing

KANSAS STATE BOARD OF NURSING
MARY BLUBAUGH MSN, RN, EXECUTIVE ADMINISTRATOR
April 28, 2004

KATHLEEN SEBELIUS, GOVERNOR

Sharolyn Jeffery
PO Box #51
Adair, OK 74330

SUMMARY ORDER

Dear Ms. Jeffery:

The Disciplinary Committee of the Kansas State Board of Nursing has reviewed your application materials and on behalf of the Board members I am denying your reinstatement application to practice nursing as a registered nurse (R.N.) in Kansas. This denial is based upon the following:

FINDINGS OF FACT

1. Respondent has submitted an application for a reinstatement of her nursing license received by the Board 11/12/2003.
2. On or about 7/31/2002 an Administrative Action in Oklahoma placed her Oklahoma license on probation and required educational requirements. The respondent has failed to intervene and failed to contact a physician regarding a patient's condition and falsified documentation.
3. The Oklahoma Board Order states the Respondent failed to contact the physician in a timely manner regarding a patient's deteriorating condition resulting in a delay in medical intervention by the physician. It also state that on or about 2/15/2002 while employed as a nurse the Respondent admitted to making entries in the medical records of seven (7) patients for the time period of 0500-0600, when the Respondent had left the facility before that, at 0413 due to illness.
4. The Oklahoma Board Order requires the following: Complete the Board's "Legal/Ethical Packet" within 30 days of receiving order; send Board documentation of the successful completion of a unit of education or course study on Critical Thinking within 90 days of receipt of the order; send Board documentation of the successful completion of a unit of education or course study Documentation in Nursing Care; Respondent was place on probation for twelve (12) months employment as a nurse, to completed within two (2) years; the employment during probationary period be done in a health care agency; comply with Board's Staff/Board Conference Guidelines; provide copy of Order to all employers; quarterly self-assessment reports to be sent to Board office; have "Restricted" marked on her license; pay penalty.
5. On or about 5/23/2003 the Respondent was sent an Order to Appear and Show Cause by the Oklahoma State Board to show cause why her probation and license should not be revoked due to failure to submit a Self-Assessment report which was due on 4/15/2003.

6. Respondent has not responded to the order to the Oklahoma Board of Nursing. An Order to Temporarily Suspend License Pending Hearing was issued on 5/29/2003. Due to the noncompliance with the Board Order and not responding to the Order to Appear, her Oklahoma nursing license is summarily suspended.

CONCLUSIONS OF LAW

7. ~~K.S.A. 65-1120(a) provides that it is a ground for denial of a license if the applicant is found to be guilty of:~~

K.S.A. 65-1120(a)(8) to have a license to practice nursing as a registered nurse or as a practical nurse denied, revoked, limited or suspended, or to be publicly or privately censured, by a licensing authority of another state, agency of the United States government, territory of the United States or country or to have other disciplinary action taken against the applicant or licensee by a licensing authority of another state, agency of the United States government, territory of the United States or country.

K.S.A. 65-1120(a)(6), unprofessional conduct by inaccurately recording, falsifying, or altering any record of a patient or agency or of the board; K.A.R. 60-3-110(d).

8. K.S.A. 77-511(a)(2)(a) of the Kansas Administrative Procedure Act authorizes the use of summary proceedings by a state agency when denying an application.
9. Your conduct described herein violates the Kansas Nurse Practice Act.
10. If the information provided is incorrect, or if you wish to dispute this matter, please let us know immediately by following the procedure for requesting a hearing. A copy of your application will be sent to you upon request.
11. Pursuant to K.S.A. 77-537, this decision, which is called a Summary Order, is subject to your request for a hearing. If you desire a hearing, you must submit or direct a written request for hearing to:

Kansas State Board of Nursing
Legal Division
900 SW Jackson, Suite 1051
Topeka, Kansas 66612-1230
(785) 296-4325

THIS REQUEST MUST BE SUBMITTED WITHIN FIFTEEN (15) DAYS FROM THE DATE OF THIS ORDER. If a hearing is not requested in the time and manner stated above, this Summary Order becomes effective and final upon the expiration of the time for requesting a hearing.


Kelly Arpin, L.P.N.
Board Member

CERTIFICATE OF SERVICE

I certify that on the 28th day of April, 2004, the foregoing copy of the Summary Order was served by depositing the same in the United States Mail, first-class postage prepaid, addressed to the following:

~~Sharolyn Jeffery~~
PO Box #51
Adair, OK 74330



Betty Wright
Assistant Attorney General