

FILED

AUG 15 2007

KSBN

August 15th, 2007

Shelli A. McCombs
16376 9th Street
Mead, CO 80542

Case No. 06-178-0
License No. 13-064119-052

SUMMARY ORDER

Dear Ms. McCombs:

The Investigative Committee of the Kansas State Board of Nursing (KSBN) has reviewed your application materials. It is the decision of the Board that your reinstatement application to practice nursing as a registered nurse in Kansas is denied. This denial is based upon the following:

FINDINGS OF FACT

1. (a) Respondent submitted outdated Continuing Nurses Education certifications for her last renewal. Respondent had only completed sixteen (16) of the necessary thirty (30) hours to renew. When respondent was notified by the Kansas State Board of Nursing Investigator, Karen Peschka, she did not have enough CNE to renew, the respondent submitted a transcript from courses she completed at Clayton College of Natural Health. The transcript indicated she had finished an additional eight (8) hours. Respondent was again notified that the hours submitted were not accepted because the submission of CNE hours had not been accompanied by an Individual Offering Form and there is no indication the school was academically accredited at the time respondent took the course.

(b) Respondent has an RN license but has not completed the requirements for licensing and has not responded to the last letter from the Investigator, dated April 28, 2006. The Investigations Committee of the Kansas State Board of Nursing reviewed the matter on 6/22/2006 and recommended a summary order issue, revoking the respondent's license because respondent has not met the minimum requirements for relicensing as stated in K.A.R. 60-9-106(a) and K.A.R. 60-9-106(c).

CONCLUSIONS OF LAW

2. Count 1: K.S.A.65-1120(a)(1), to be guilty of fraud or deceit in practicing nursing or in procuring or attempting to procure a license to practice nursing.

Count 2: K.S.A. 65-1120(a)(6), unprofessional conduct by K.A.R. 60-3-110 (b), K.S.A. 65-1117 and K.A.R. 60-9-106, assuming duties and responsibilities within the practice of nursing without making or obtaining adequate preparation or maintaining competency by failing to submit proof of completion of 30 contact hours of approved Continuing Nursing Education.

3. 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 in whole or in part.

4. Your conduct described herein violates the Kansas Nurse Practice Act.


5. The role of the Kansas State Board of Nursing is to protect citizens of Kansas.

6. If you wish to dispute this matter, contact the Board immediately by following the procedure for requesting a hearing. A copy of your application will be sent to you upon request.

7. 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.



Judith Hiner, RN, BSN, CNA
Investigative Committee, Chair
Kansas State Board of Nursing

CERTIFICATE OF SERVICE

I certify that on the 15th day of August, 2007, 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:

Shelli A. McCombs
16376 9th Street
Mead, CO 80542

Alma A. Heckler, #11555
Assistant Attorney General