

CONCLUSIONS OF LAW

5. Respondent has Respondent has violated K.S.A. 65-1120(a)(4) to be unable to practice with skill and safety due to current abuse of alcohol.

POLICY STATEMENT

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

DISPOSITION

7. By entering into this Consent Agreement and consenting to the entry of the Final Order, both parties waive their right to full administrative proceedings pursuant to K.S.A. 65-1120(b) and K.S.A.77-501 *et seq.* and to judicial review.

8. Based upon this agreement, and pursuant to the disciplinary remedies available in K.S.A. 65-1120, the parties agree that the current license will be immediately **suspended** under the following conditions:

a. Licensee shall participate in and complete the recommendations and requirements of the **Kansas Nurses Assistance Program (KNAP)**; sign releases of information necessary for KNAP to evaluate and monitor licensee and for KNAP to report information to the board.

b. Cost of \$70 will be waived, since licensee is not working as a nurse currently and is having serious financial hardships.

c. If KNAP issues a letter to the Board stating the licensee is "**safe to practice**" the petitioner will file a "**Agreed Order for a stay of Suspension**" so that licensee may work as a nurse.

9. Licensee is responsible for the costs related to satisfying these conditions.

10. If licensee does not meet these requirements, petitioner will file a motion to lift the stay and may request additional sanctions against licensee's license or application for a license. Licensee would be sent notice of such action and would be entitled to a hearing as to whether

he/she had complied with this agreement, but he/she could not contest the established violation(s).

11. Licensee agrees to notify the Legal Division of any changes in address and phone number as well as all nursing employment terminations or employer changes or additions. All such notifications shall be made within fourteen (14) days of such a change.

12. Licensee shall immediately notify the Legal Division of any use of alcohol, or controlled substances, or any violation of this Consent Agreement and Final Order.

13. **The Board will inactivate this case file when KNAP sends a letter stating respondent has successfully completed the KNAP program.** This agreement does not prohibit the agency from taking disciplinary action against licensee's license for any additional or cumulative violation of the Nurse Practice Act committed by the licensee before or after this agreement is entered into.

14. The parties understand and acknowledge that this is a disciplinary action; it will be in the newsletter and on the website. The original of this agreement shall be placed in the Agency Record and is a public record.

15. By signing this Consent Agreement, respondent acknowledges that licensee has read and understands the entire document, and agrees to be bound by its terms. This Consent Agreement constitutes the entire agreement of the parties and may not be modified except in writing and approved by all parties.

IN CONCLUSION

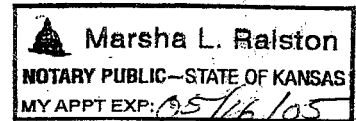
16. This case will be inactivated and a card with no suspension will be issued when:

- a) KNAP issues a letter of successful completion of the KNAP program.
- b) Costs are waived.

17. The licensee may request that an unencumbered license be issued by sending the request in writing and returning the license card with the "S" to the Board; if all requirements are met a new card will be issued with no restrictions.

IN WITNESS WHEREOF, the parties hereto execute this CONSENT AGREEMENT TO SUSPEND LICENSE AND FINAL ORDER.

Cathy Wyckoff
Licensee
3400 SW 29th, Apt. 26
Topeka, KS 66614



State of Kansas

County of Shawnee)

SS

Subscribed to before me by Cathy Wyckoff on 4/19, 2004.
(seal)

Signature of Notary Public

Betty Wright, #14785
Assistant Attorney General
900 SW Jackson, Suite 1051
Topeka, Kansas 66612-1230
(785) 296-4325

IT IS SO ORDERED.

Terry Beck
Hearing Officer

CERTIFICATE OF SERVICE

On the 16th day of April, 2004, I caused a copy of this document to be mailed, postage prepaid, to:

Cathy Wyckoff
3400 SW 29th, Apt. 26
Topeka, KS 66614

Betty Wright, Assistant Attorney General