BEFORE THE KANSAS STATE BOARD OF NURSING

Landon State Office Building, 900 S.W. Jackson #1051 Topeka, Kansas 66612-1230

In The Matter Of
CATHY WYCKOFF
LICENSE NO. 13-73187-011

OF NURSING
#1051

CASE NO. 03-138-6

CONSENT AGREEMENT TO SUSPEND LICENSE AND FINAL ORDER

NOW ON THIS 124n day of Copic, 2004, the Kansas State Board of Nursing, represented by Assistant Attorney General, Betty Wright, and the respondent, Cathy Wyckoff, enter into the following agreement:

- 1. Respondent is licensed to practice nursing as a RN through 1/31/2005.
- After an investigation, the Board's investigative committee found reasonable grounds to believe that respondent violated the nurse practice act and referred this matter for further proceedings.
- 3. Respondent has the right to a hearing with evidence and witnesses to establish evidence of his/her fitness to practice nursing and to seek review of the findings from that hearing in accordance with the Kansas Administrative Procedure Act and the Act for Judicial Review and Civil Enforcement of agency actions. Respondent and the Kansas State Board of Nursing are waiving those rights and voluntarily entering into this consent agreement instead of proceeding to such a hearing.

AGREED FINDINGS OF FACT

4.	On or about 4/3/02 licensee self referred to due	to a client reporting her	to
	her employer, Firstat,	Licensee was referred l	ру
	her employer to		
		C	On
	10/6/03 licensee was again non-compliant		

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.

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Cathy Wyckoff Licensee		
3400 SW 29 th , Apt. 26 Topeka, KS 66614	Marsha L. I	1.5.45
State of Kansas	NOTARY PUBLIC—STATE MY APPT EXP: (35)	OF KAN
County of Ma	we)	
Subscribed to before (seal)	me by Cathy Wyckoff on 4/9, 2004.	
	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	
	RTIFICATE OF SERVICE 4, I caused a copy of this document to be mailed, postag	je
Cathy Wyckoff 3400 SW 29 th , Apt. 26 Topeka, KS 66614		
	Betty Wright, Assistant Attorney General	