

**BEFORE THE KANSAS STATE BOARD OF NURSING**

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

**IN THE MATTER OF  
Andrea Lynae Becker**

**License No. 13-113647-021  
Case No. 15-770-0**

EFFECTIVE AS A  
FINAL ORDER  
DATE: February 8, 2017

**SUMMARY ORDER TO REVOKE**

Now on this 22<sup>nd</sup> day of July, 2016, the above matter comes before the Kansas State Board of Nursing (Board) pursuant to authority granted to the Board by K.S.A. 65-1120. The Board hereby proposes to find facts and take disciplinary action against the nurse license of Andrea Lynae Becker (Licensee), by way of Summary Order as provided by K.S.A. 77-537.

1. a. Licensee is licensed to practice nursing in the state of Kansas. The Board has jurisdiction over the Licensee and the subject matter of this action.
- b. Licensee's address of record is 2018 N. Stoney Point, Wichita KS 67212.
2. The role of the Kansas State Board of Nursing is to protect citizens of Kansas.
3. Pursuant to K.S.A. 65-1120(a), the Kansas State Board of Nursing may deny, revoke, limit or suspend any license, certificate of qualification or authorization to practice nursing as a registered professional nurse, as a licensed practical nurse, as an advanced registered nurse practitioner or as a registered nurse anesthetist that is issued by the board or applied for under this act or may publicly or privately censure a licensee or holder of a certificate of qualification or authorization, if the applicant, licensee or holder of a certificate of qualification or authorization is found to have violated the Nurse Practice Act. Pursuant to K.S.A. 74-1110 the Kansas State Board of Nursing may also assess a civil fine not to exceed \$1,000.00 for the first violation of a law or rule and regulation applicable to the practice for which such person has been granted a license.
4. After an investigation, the Board's investigative committee found reasonable grounds to believe that the Applicant violated the Kansas Nurse Practice Act, K.S.A. 65-1120, and referred this matter for further proceedings.
5. K.S.A. 77-511(a)(2)(A) of the Kansas Administrative Procedure Act authorizes the use of summary proceedings by a state agency if the use of summary proceedings does not violate any provision of law, the protection of the public interest does not require the state agency to give notice and an opportunity to participate to persons other than the parties, and the state agency believes in good faith, after investigation of the facts, that the allegations will be supported to the applicable standard of proof.

**FINDINGS OF FACT**

6. The facts below are common to all counts:
- (a) On May 20, 2014, while operating a vehicle on Highway 50 in Harvey County, Kansas, and while under the influence of methamphetamine, amphetamine, and THC, the licensee allowed her vehicle to cross the center line and strike another vehicle, resulting in the death of the driver of the other vehicle.
  - (b) In August and September, 2014, while employed by the Supplemental Health Care agency, the licensee was placed at St. Joseph Medical Center in Kansas City, Missouri.
  - (c) While so working at St. Joseph Medical Center the licensee diverted drugs for her personal use, to include lorazepam, fentanyl, morphine, and hydromorphone.
  - (d) While so working at St. Joseph Medical Center the licensee on multiple occasions failed to properly administer and/or document medications and treatments, she overrode the pyxis in order to obtain drugs for her own use, and she failed to follow policies regarding the wastage of drugs and the documentation of wastage.
  - (e) The licensee applied to Missouri for licensure by endorsement on August 7, 2014. By order dated June 1, 2015 the Missouri Board of Nursing denied her application for a multitude of reasons. A copy of that order is attached as Exhibit 1, and the Kansas State Board of Nursing adopts and incorporates by reference the factual findings contained therein.

(f) 

### VIOLATIONS

7. Licensee has violated the Kansas Nurse Practice Act as follows:

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)(3), to have committed acts of professional incompetency.

Count 3: K.S.A. 65-1120(a)(4), to be unable to practice with skill and safety due to current abuse of drugs or alcohol.

Count 4: 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.

Count 5: K.S.A. 65-1120(a)(6) and K.A.R. 60-3-110, to be guilty of unprofessional conduct as defined by rules and regulations of the board; to wit: diverting drugs, supplies, or property of any patient or agency.


Count 6: K.S.A. 65-1120(a)(6) and K.A.R. 60-3-110, to be guilty of unprofessional conduct as defined by rules and regulations of the board; to wit: failing to take appropriate action or to follow policies and procedures in the practice situation designed to safeguard each patient.

Count 7: K.S.A. 65-1120(a)(6) and K.A.R. 60-3-110, to be guilty of unprofessional conduct as defined by rules and regulations of the board; to wit: inaccurately recording, falsifying, or altering any record of a patient or agency or of the board.

**IT IS THEREFORE ORDERED BY THE KANSAS STATE BOARD OF NURSING THAT**

- 1. Licensee's license is revoked.**
- 2. Licensee shall not practice nursing in the state of Kansas.**

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 an evidentiary 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, this Summary Order becomes effective as a final order, without further notice, upon the expiration of the time for requesting a hearing. If a hearing is requested, the prior issuance of a summary order shall not affect the burden of proof. Pursuant to K.S.A. 77-531, if the Summary Order is served by mail, three days are added to the time limits set out above.

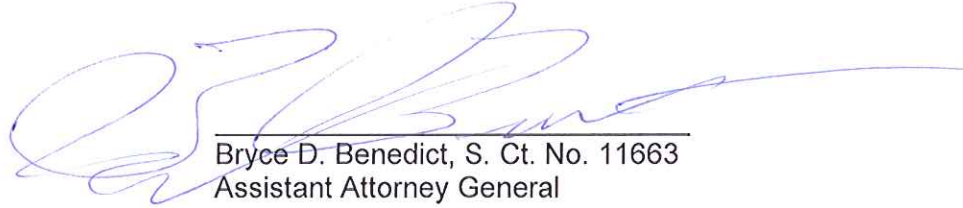
  
Judith Hiner, RN, BSN  
Investigative Committee, Chair  
Kansas State Board of Nursing

CERTIFICATE OF SERVICE

I certify that on the 22<sup>d</sup> day of July, 2016, 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:

Andrea Becker  
2018 N. Stoney Point  
Wichita KS 67212



Bryce D. Benedict, S. Ct. No. 11663  
Assistant Attorney General

**FINAL ORDER NOTICE OF RIGHTS**

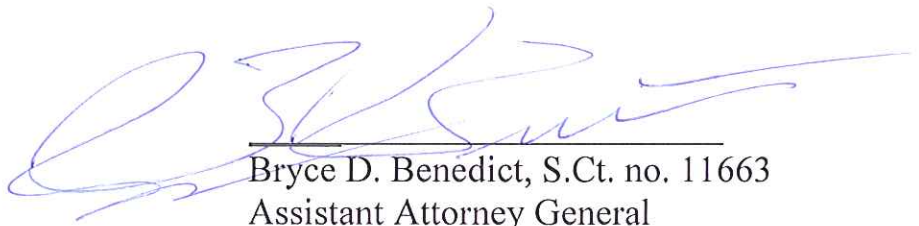
PLEASE TAKE NOTICE that this is a Final Order. A Final Order is effective upon service. A party to an agency proceeding may seek judicial review of a Final Order by filing a petition in the District Court as authorized by K.S.A. 77-601, *et seq.* A petition must be filed within 30 days following service of the Final Order. A copy of any petition for judicial review must be served upon Mary Blubaugh, Executive Administrator, Kansas State Board of Nursing, 900 SW Jackson, Suite 1051, Topeka KS 66612.

**CERTIFICATE OF SERVICE**

I certify that on the 8<sup>th</sup> day of February, 2017, a copy of the Final Order and Final Order Notice of Rights was served by depositing the same in the United States Mail, first-class postage prepaid, addressed to the following:

Andrea Becker  
2018 N Stoney Point  
Wichita KS 67212

Diane Bellquist  
JOSEPH, HOLLANDER  
1508 SW Topeka Blvd  
Topeka KS 66612

  
Bryce D. Benedict, S.Ct. no. 11663  
Assistant Attorney General