

BEFORE THE KANSAS STATE BOARD OF NURSING

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

FILED

OCT 08 2013

IN THE MATTER OF MAXINE MAY SHORES

KSBPN

License No. 13113783-121

Case No. 13-812-5

SUMMARY ORDER

NOW ON THIS 8th day of October, 2013, 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 proposed to find facts and take disciplinary action against the licensee's license by way of Summary Order as provided by K.S.A. 77-537.

FINDINGS OF FACT

1. This 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.
2. Licensee's address of record is 704 w. Cornerstone Court, Andover, Kansas 67002.
3. After an investigation, the Board's investigative committee found reasonable grounds to believe that the Respondent violated the Kansas Nurse Practice Act, K.S.A. 65-1120, and referred this matter for further proceedings.
4. Review of the information gathered by the Board revealed the following upon which this action is based.
 - (a) According to a report, it is alleged that while you were employed by Wesley Medical Center, Wichita, Kansas, you administered two Coumadin doses to a patient with a therapeutic INR.
 - (b) Medication doses held and patient subsequently discharged to nursing home.
 - (c) Patient returned to ED one day later and expired.
 - (d) This incident alleged occurred on or about the 30th day of January, 2013.
 - (e) Investigator made efforts to contact licensee and there were no responses.

5. This Licensee violate the Nurse Practice Act by unprofessional conduct by gross negligence in practicing nursing.

CONCLUSIONS OF LAW

a. K.S.A. 65-1120 (3) to have committed an act of professional incompetency as defined in subsection (e) (1) one or more instance involving failure to adhere to the applicable standard of care to a degree which constitutes gross negligence, as determined by the Board.

b. K.S.A. 65-1120 (3) to be guilty of unprofessional conduct failing to furnish the board, its investigators, or its representative with any information legally requested by the board KAR 60-3-110 (t).

c. K.S.A. 65-1120(a)(6) and KAR 60-3-110 (c) unprofessional conduct by failing to take appropriate action or to follow policies and procedures in the practice situation designed to safeguard each patient.

6. 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 authorization, if the Licensee, Licensee or holder of a certificate of qualifications or authorization is found to have violated the Nurse Practice Act.

5. The above fact findings established evidence that the Licensee violated the following provisions of the Nurse Practice Act:

Count 1: K.S.A. 65-1120 (3) to have committed an act of professional incompetency as defined in subsection (e) (1) one or more instance involving failure to adhere to the applicable standard of care to a degree which constitutes gross negligence, as determined by the Board.

Count 2: K.S.A. 65-1120 (3) to be guilty of unprofessional conduct failing to furnish the board, its investigators, or its representative with any information legally requested by the board
KAR 60-3-110 (t).

Count 3: K.S.A. 65-1120(a)(6) and KAR 60-3-110 (c) unprofessional conduct by failing to take appropriate action or to follow policies and procedures in the practice situation designed to safeguard each patient.

K.S.A. 77-511(a)(2)(A) of the Kansas Administrative Procedure Act authorized by use of the summary proceedings do not violated any provision of law and the protection of the public interest does not require the state agency to give notice and opportunity to participate to persons other than the parties.

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

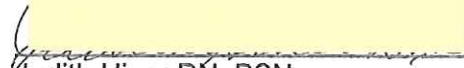
POLICY STATEMENT

1. Following prescribed policies and procedures and adhering to applicable standard is essential in the nursing profession to provide the best quality care for the citizens of the State of Kansas.

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

1. **Licensee's license to practice nursing in the state of Kansas is revoked.**
Pursuant to K.S.A. 77-537, the decision, which is called a Summary Order, is subject to your request for 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, this Summary Order becomes effective as a final order, without further notice, upon the expiration of the time for requesting a hearing.

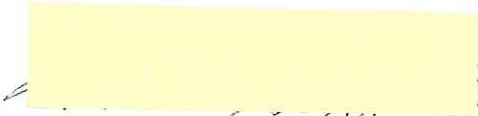
Pursuant to K.S.A. 77-531, if the Summary Order is served by mail, three days are added to the time limits set out above.


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

CERTIFICATE OF SERVICE

On the 8th day of October, 2013, I deposited a copy of this SUMMARY ORDER with the United States Postal Service, postage pre-paid, addressed to:

Maxine May Shores
704 W. Cornerstone Ct
Andover, Kansas 67002


Michael R. Fitzgibbons #12287
Assistant Attorney General