

BEFORE THE KANSAS STATE BOARD OF NURSING  
Landon State Office Building, 900 S.W. Jackson #1051  
Topeka, Kansas 66612-1230

IN THE MATTER OF  
Amy Marie Sisk

License No. 13-118864-061  
Case Nos. 11-711-5 & 15-912-5

FILED

NOV 05 2015

KSBN

SUMMARY ORDER  
PUBLIC CENSURE

Now on this 6th day of November, 2015, 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 Amy Marie Sisk, (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 through June 30, 2017. The Board has jurisdiction over the Licensee and the subject matter of this action.  
  
b. Licensee's address of record is 1315 North Minneapolis Street, Wichita KS 67214-2621.
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.

FINDINGS OF FACT

5. (a) The Licensee on or about May 19, 2011 made application to the Kansas State Board of Nursing (Board) for licensure as an LPN.  
(b) On her licensure application the Licensee represented that she had never been convicted of a misdemeanor as listed in K.A.R. 60-3-113.  
(c) The Licensee had previously been convicted of the misdemeanor of operating a vehicle without proof of liability insurance.  
(d) Included in the list of reportable misdemeanors by K.A.R. 60-3-113 is "any action arising out of a violation of any state or federal regulation.

(e) The Board allowed Licensee's licensure as an LPN, but Licensee was warned in writing that in the future she would have to report the misdemeanor conviction on any renewal application.

(f) The Licensee on June 6, 2015 made a license renewal application in which she denied any previous misdemeanor convictions.

(g) In lieu of any disciplinary action the Board on June 25, 2015 offered to resolve the matter by allowing the Licensee to complete, within 90 days, a two hour CNE on the Kansas Nurse Practice Act.

(h) The Licensee was advised in writing that this CNE was available only as a home study course, and the Licensee was provided with the internet link to the Via Christi site where this course could be found.

(i) The Licensee instead provided the Board with a certificate of CNE she had taken through her employer; not until October 2, 2015 did she complete the approved CNE.

(j) Licensee's failures to report her misdemeanor conviction and to complete the CNE as directed are the result of deliberate indifference or gross negligence on her part.

### VIOLATIONS

6. The above fact findings establish evidence that the Licensee violated the following provisions of the Kansas Nurse Practice Act:

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:

(a) failing to comply with any disciplinary order of the Board; and

(b) failing to furnish the board, its investigators, or its representatives with any information legally requested by the Board.

6. 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.

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

- 1. Licensee is punished by public censure.**
- 2. Licensee shall pay \$100.00 costs of this action to the Board within thirty (30) days of the effective day of this Order.**

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, 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.

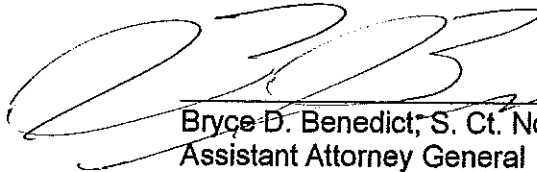


Judith Hiner, RN, BSN  
Investigative Committee, Chair  
Kansas State Board of Nursing

CERTIFICATE OF SERVICE

I certify that on the 6<sup>th</sup> day of November, 2015, 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:

Amy Marie Sisk  
1315 North Minneapolis Street  
Wichita KS 67214-2621



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