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BEFORE THE KANSAS STATE BOARD OF NURSING

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

IN THE MATTER OF

JULIE K. CALL

License No. 13-48789-102

Case No. 12-1338-9

PROPOSED DEFAULT ORDER TO REVOKE LICENSE

NOW ON THIS 29th day of July, 2014, petitioner, the Kansas State Board of Nursing, appears by disciplinary counsel, Alma A. Heckler, Assistant Attorney General, for a Hearing on the Petition. Respondent does not appear.

Wherefore, the Presiding Officer finds as follows:

1. Respondent is licensed to practice nursing as an RN in Kansas through 10/31/2014 and was licensed to practice nursing at the time of the misconduct alleged in the petition. The Kansas State Board of Nursing has jurisdiction over the Respondent and the subject matter of this action.
2. Respondent was sent a copy of the petition and notice of this hearing to respondent's last known address and service is proper. Respondent failed to answer the petition. Respondent does not appear at prehearing today.
3. Petitioner moves for issuance of a proposed default order revoking respondent's RN license. The petitioner's request is granted by default pursuant to K.S.A. 77-520.
4. The petition is hereby granted and incorporated into this order as if set forth herein. Respondent violated the Nurse Practice Act as alleged in the petition.
5. Per Petitioner's request, Respondent's license to practice nursing is revoked. Respondent may not practice nursing in Kansas.
6. Costs of the action of \$70 are assessed to respondent to be paid to the board by cash or money order within 30 days of the effective date of this order.

7. Respondent shall immediately forward his or her original Kansas nursing certificate and any license cards in his or her possession to the Kansas State Board of Nursing.
8. This Proposed Default Order shall become effective seven days after service or ten days after mailing of this order unless the Respondent files a written motion with the Board stating why the Proposed Default Order should be vacated and the order is then vacated.
9. If this Proposed Default Order becomes effective, the Respondent's request for administrative hearing is dismissed pursuant to K.S.A. 77-520(d).
10. Disciplinary counsel shall mail a copy of this proposed default order to respondent's last known address.

IT IS SO ORDERED.



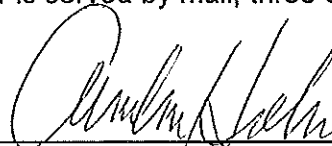
Sandra Sharon, Presiding Officer
Office of Administrative Hearings
1020 S Kansas Ave.
Topeka, KS 66612-1327

NOTICE

Pursuant to K.S.A. 77-520(b) within seven (7) days after service of a proposed default order, the party against whom the default order was issued may file a written motion requesting that the proposed default order be vacated and stating the grounds relied upon.

Pursuant to K.S.A. 77-520(c) the proposed default order shall become effective after expiration of the time within which the party may file a written motion under subsection (b) unless a written motion to vacate the order is filed with the agency within such time. The motion to vacate shall be mailed or personally delivered to: State Board of Nursing - Legal Division, Landon State Office Building, 900 SW Jackson, Ste 1051, Topeka, KS 66612-1230.

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



Alma A. Heckler, #11555
Disciplinary Counsel
Kansas State Board of Nursing
900 S.W. Jackson, Suite #1051
Topeka, KS 66612-1230
785-296-4325

CERTIFICATE OF SERVICE

I certify that on the 4th day of August, 2014, the foregoing copy of the PROPOSED DEFAULT ORDER TO REVOKE LICENSE was served by depositing the same in the United States Mail, first-class postage prepaid, addressed to the following:

Julie Call
1927 West 24th
Emporia, Kansas 66801



Alma A. Heckler, #11555
Assistant Attorney General

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

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MAY 16 2014

**IN THE MATTER OF
JULIE K. CALL
License No. 13-48789-102**

KSBN

Case No. 12-1338-9

PETITION TO REVOKE

COMES NOW the petitioner, the Kansas State Board of Nursing, by and through Assistant Attorney General assigned to the Board, Alma A. Heckler, and for its cause of action states that:

1. Respondent, Julie K. Call is licensed to practice nursing in Kansas through 10/31/2014. The Board has jurisdiction over the respondent and the subject matter of this action.
2. Respondent's address of record is 1927 West 24th, Apt. 7B, Emporia, Kansas 66802.
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. The Kansas State Board of Nursing has the authority under K.S.A. 74-1106 et seq. to examine, license and renew license for duly qualified applicants and may limit, deny, suspend or revoke a license or authorization to practice nursing, may issue a public or private censure and levy administrative fines consistent with K.S.A. 74-1110, if a violation of K.S.A. 65-1120(a) is established.

FACTS COMMON TO ALL COUNTS

5. The facts below are common to all counts:
 - (a) In Case No. 10-592-5, respondent was employed at Wesley Medical Center, as a floor nurse. Respondent was made aware by other staff her patient's heart rhythm had changed but the Respondent did not take any action. After staff reported Respondent's patient's heart

rhythm could be asystole a code was initiated but patient died. Respondent was asked by Board to complete education.

(b) In Case No. 12-1338-9, on 6/23/2012 respondent tested positive for marijuana on a pre-employment urine drug screen (UDS). Respondent was convicted of Driving Under the Influence, transporting an open container, possession of drug paraphernalia and driving on a highway under improvement in Chase County, Kansas, District Court. All crimes are listed as misdemeanors. She originally was granted a diversion but she did not comply with the terms of her diversion/probation. Respondent's diversion was revoked on 4/23/2013 and she was convicted of all the crimes as listed above. She was sentenced to five (5) days in jail and to serve 12 months of probation. She is still on probation.

(c) Also in Case No. 12-1338-9, the respondent was convicted in Reno, Kansas, County District Court of two misdemeanors; Possession of Marijuana and Driving Under the Influence. She was placed on probation for 12 months in June of 2013. She is still on probation. She was arrested again in Lyon County, Kansas for Driving Under the Influence. Those charges are still pending disposition.

(d) The respondent, by letter dated April 24, 2014, indicated she wished to surrender her license. An Agreed Order to Surrender and Revoke her license was mailed to her on May 1, 2014 but the Board has not received a response.

VIOLATIONS

6. Respondent has violated the Kansas Nurse Practice Act as follows:

Count 1: K.S.A. 65-1120(a)(2), to have been guilty of a felony or to have been guilty of a misdemeanor involving an illegal drug offense unless the applicant or licensee establishes sufficient rehabilitation to warrant the public trust...;

Count 2: K.S.A. 65-1120(a)(4), to be unable to practice with skill and safety due to current abuse of drugs or alcohol;

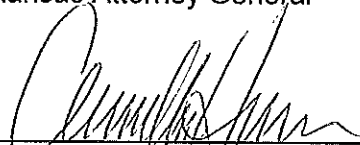
Count 3: K.S.A. 65-1120(a)(7) to have willfully or repeatedly violated the provisions of the Kansas nurse practice act or any rules and regulations adopted pursuant to that act...;

WHEREFORE, petitioner requests a finding that the respondent has violated the Nurse Practice Act, that respondent's license to practice nursing in Kansas be revoked, and that costs of this action be assessed to the respondent in the at least the amount of \$70.00.

Respectfully submitted,

Derek Schmidt
Kansas Attorney General

By:



Alma A. Heckler, #11555
Assistant Attorney General
Kansas State Board of Nursing
Landon State Office Building
900 SW Jackson #1051
Topeka, KS 66612