

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

**FILED**

**MAY 08 2009**

**IN THE MATTER OF  
PATRICIA E. WIGGINS  
License No. 13-051776-091**

**KSBN**

**Case No. 04-495-8, 99-287-8**

**SUMMARY ORDER**

Now this 8<sup>th</sup> day of May, 2009, 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 licensed practical nurse license of Patricia E. Wiggins (Licensee) by way of Summary Order as provided by K.S.A. 77-537.

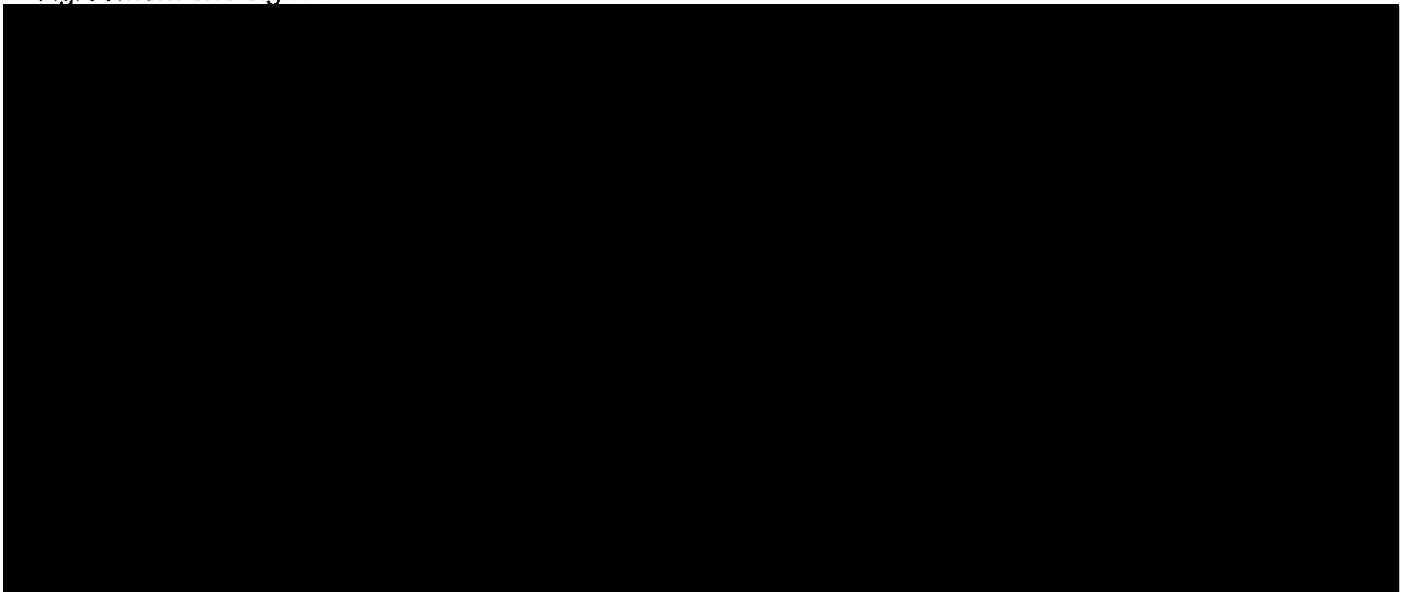
**FINDINGS OF FACT**

1. (a) Licensee is licensed to practice nursing in the state of Kansas as a registered nurse through 9/30/2009. The Board has jurisdiction over the Licensee and the subject matter of this action.

(b) Licensee's address of record is 407 College Street, Paola, KS 66071.

(c) On or about 3/10/2008, Licensee entered a Diversion Agreement, with Board to resolve case numbers 04-495-8, 99-287-8. The effective date of the Diversion Agreement was 3/10/2008. The Diversion Agreement remains in effect until such time as the Licensee completes all conditions and requirements of the Diversion Agreement. Licensee has not completed all the conditions and requirements of the Diversion Agreement.

(d) Licensee stipulated to the following statement of facts as a part of the Diversion Agreement she signed on 3/10/2008:



[REDACTED]

Licensee failed to report a misdemeanor conviction on 1/21/04 in Municipal Court, Lawrence, Kansas for no insurance coverage. Licensee failed to report said conviction on her 2005 and 2007 renewal application.

(e) Conditions of the Diversion Agreement included a condition that the Licensee participate in and complete the recommendations and requirements of the Kansas Nursing Assistance Program (KNAP). KNAP is the impaired Provider Program of the Board.

(f) [REDACTED]  
[REDACTED] The Licensee agreed to reenter KNAP and complete the program when she signed the Diversion agreement on 3/10/08. The Licensee has never contacted KNAP or reentered the program. By failing to comply with the KNAP program, Licensee has violated the 3/10/2008 Diversion Agreement.

(g) Pursuant to the Diversion Agreement entered into by the Licensee and the Board on March 10, 2008 the licensee agreed to complete thirty (30) hours of education on Critical Thinking. The Licensee has not completed the thirty hours as agreed to in the Diversion agreement.

#### CONCLUSIONS OF LAW

2. 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. The above fact findings establish evidence that the applicant violated the following provisions of the Nurse Practice Act:

(a) K.S.A. 65-1120(a)(6), unprofessional conduct by K.A.R. 60-3-110(r), failing to comply with any disciplinary order of the board.

(b) K.S.A. 65-1120(a)(6), unprofessional conduct, by failing to complete the requirements of the impaired provider program of the board; K.A.R. 30-3-110(s).

3. Licensee's conduct described herein violates the Kansas Nurse Practice Act.

4. Licensee's conduct described herein violates the Diversion Agreement in case numbers 04-495-8, 99-287-8, dated 3/8/2008.

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 and 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.

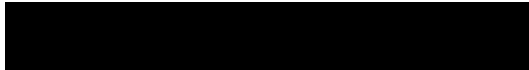
6. The role of the Kansas State Board of Nursing is to protect citizens of Kansas.

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

- 1. The Licensee's license is revoked due to a finding of non-compliance with Diversion Agreement in case numbers 04-495-8, 99-287-8, dated 3/8/2008.**
- 2. Licensee's license to practice nursing in the state of Kansas is revoked beginning on the effective date of this summary order.**
- 3. 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 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.

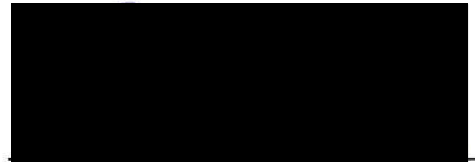
Pursuant to K.S.A. 77-531, if the Summary Order is served by mail, three days are added to the time limits set out above.

  
Janet Jacobs, LPN  
Investigative Committee, Chair  
Kansas State Board of Nursing

CERTIFICATE OF SERVICE

I certify that on the 8<sup>th</sup> day of May, 2009, 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:

Patricia E. Wiggins  
407 College Street  
Paola, KS 66071



Alma A. Heckler, #11555  
Assistant Attorney General