

**BEFORE THE KANSAS STATE BOARD OF NURSING**

LANDON STATE OFFICE BUILDING, 900 S.W. JACKSON #1051  
TOPEKA, KANSAS 66612-1230

Filed  
OCT 22 2003  
Board of Nursing

IN THE MATTER OF  
**CARA CROCKETT**  
LICENSE NO. 13-057691-112

**CASE NO. 01-236-7, 03-317-7**

**CONSENT AGREEMENT TO  
SURRENDER AND REVOKE LICENSE AND FINAL ORDER**

Now on this 20<sup>th</sup> day of October, 2003, the Kansas State Board of Nursing, represented by Assistant Attorney General, Betty Wright, and the licensee, Cara Crockett, hereby enter into this agreement and proffer evidence and the hearing officer adopts those recommendations and makes the following findings of fact and orders:

**AGREED FINDINGS OF FACT**

The hearing officer makes the following findings of fact based on the evidence presented and statements of the parties.

1. Licensee is licensed as a nurse through 11/30/2004. The Board has jurisdiction over the licensee and the subject matter of this action.
2. 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.
3. The Board has requested that a petition be filed to take disciplinary action against the licensee's license.
4. Following a petition being filed by the Board, a hearing would also be held at a later date at which time the Board would have to prove that licensee violated K.S.A. 65-1120(a).
5. Licensee has the right to these hearings and the right to seek review of the findings from these hearings in accordance with the Kansas administrative procedure act and the Kansas act for judicial review and civil enforcement of agency actions. Licensee is waiving those

rights and knowledgeably and voluntarily entering into this agreement instead of proceeding to these hearings. This agreement will conclude Board action pending at this time against licensee's license.

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6. She had signed a Kansas Nurses Assistance Program (KNAP) agreement/contract on 4/27/01 and then rescinded the contract and all releases. She admitted in April of 2001 she was at a party at a friend's home and after drinking punch with Vodka in it, her friends called "911" and an ambulance took her to an addiction recovery unit. She denied any abuse of alcohol and refused services from KNAP. She did not release her medical records to the Kansas State Board of Nursing, but did admit in a letter to the Board that she had, also, been admitted to the hospital for alcohol poisoning in June of 2001. She refused to enter KNAP because she states she does not abuse alcohol.

7. The respondent readmitted herself into KNAP. She signed an agreement/contract on March 16, 2002. She relapsed on May 24, 2002 and agreed to some additional conditions; (1) no twelve(12) hour shifts or night work; (2) no agency work; (3) attendance at aftercare one time weekly; and (4) evaluation for ongoing counseling with Dr. Brown.

8. She re-entered into a diversion agreement with the Board on September 11, 2002 (State's Exhibit 1). She has failed to meet the terms of the diversion agreement by relapsing on 1/23/03 and 1/31/03.

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9. Respondent has not been able to maintain sobriety from drugs or alcohol since January of 2002. The board had reports of positive UDS for on 1/23/03, 1/30/03, 4/30/03, 4She has had in-patient treatment at Valley Hope in July 11, 2002 to and August 7, 2002, then relapsed with alcohol immediately upon discharge. She was an inpatient at Valley Hope from August 17-24, 2002 for alcohol abuse. Due to relapsing on drugs and alcohol, respondent's time in KNAP was extended to 1/31/06. She had 2 positive UDS for benzodiazepines (Serax) in January 2003. After a positive UDS on 4/30/03 she was re--evaluated at Valley Hope/Atchison. In May 2003 respondent admitted to relapsing on alcohol. Respondent began missing appointments at IOP at

Sacek. On 8/15/03 the board and respondent received a letter from KNAP stating that respondent was not safe to practice nursing. KNAP recommended a documented two years of recovery and sobriety be provided when considering her safety to practice.

10. By entering into this Consent Agreement and consenting to the entry of the Final Order, both parties waive their right to full administrative proceedings pursuant to K.S.A. 65-1120(b) and K.S.A.77-501 *et seq.* and to judicial review.

#### CONCLUSIONS OF LAW

11. 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.

12. Respondent has violated:

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

K.A.R. 60-3-110(r) failing to comply with any disciplinary order of the Board.

K.A.R. 60-3-110(s) failing to complete the requirements of the impaired provider program of the Board.

#### POLICY STATEMENT

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

#### DISPOSITION

14. Licensee is surrendering her license to practice nursing in Kansas.

15. Upon signing this agreement and returning it to the Board, licensee shall **return her license card** with the agreement. **Licensee shall not practice nursing in Kansas.**

16. The Board does report this surrender and revocation to data banks, other entities, and in its newsletter. This is a disciplinary action on her license. The original of this document shall be kept in the Board's agency file and its contents may be disclosed to the public upon request.

17. If licensee does seek reinstatement of her license, the agreed facts are admitted, she has waived her right to a hearing on the facts in this matter, however to receive a reinstatement

of her license the licensee will have the opportunity at that time to prove her fitness to practice nursing.

18. One of the requirements for a future reinstatement will be an evaluation by KNAP, and a commitment to abide by any requirements of KNAP.

19. By their signatures, the parties hereby acknowledge this agreement.

IN WITNESS WHEREOF, the parties hereto execute this CONSENT AGREEMENT TO SURRENDER AND REVOKE LICENSE AND FINAL ORDER

Terry Beck  
Hearing Officer

X *Cara Crockett*

Cara Crockett  
Licensee  
3520 W. 83<sup>rd</sup> St. #210  
Prairie Village, KS 66208

State of Kansas )  
County of Johnson )

SS

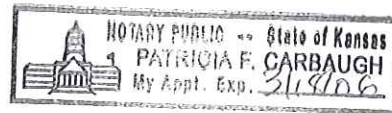
Subscribed to before me by Cara Crockett on this 10 day of October, 2003.

(seal)

Signature of Notary Public

Prepared by:

*Betty Wright*  
Betty Wright  
Assistant Attorney General  
900 SW Jackson, Suite 1051  
Topeka, Kansas 66612-1230  
785-296-4325



**CERTIFICATE OF SERVICE**

On the 22 day of October, 2003, I mailed a copy of this document to:

Cara Crockett  
Licensee  
3520 W. 83<sup>rd</sup> St. #210  
Prairie Village, KS 66208

Betty Wright  
Betty Wright