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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**

**SUANN M. MURRY**

**License No. 13-97169-071**

**Case No. 13-1154-7**

**SUMMARY ORDER TO REVOKE**

Now this 21<sup>st</sup> day of August, 2014, 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 registered nurse license of Suann M. Murry, (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 7/31/2015. The Board has jurisdiction over the Licensee and the subject matter of this action.
  - b. Licensee's address of record is 2715 S. 45<sup>th</sup> Street, Kansas City, Kansas 66106.
  - c. Licensee was employed at University of Kansas Medical Center from 9/20/2005 to 1/30/2013. She was a surgical ICU nurse and admitted to taking one or two prescription blanks off of a physician's prescription pad. Licensee admitted to an addiction to Xanax and Hydrocodone.
  - d. Licensee was referred to the Kansas Nurse Assistance Program (KNAP) after she admitted to taking the prescription blanks and forging prescriptions for Hydrocodone. She attempted to pass the forged prescriptions at Hy-Vee in her boyfriend and sister's names. The prescriptions were denied by Hy-Vee.
  - e. Licensee was charged with the crime of unlawful attempt to obtain prescription drugs by making, altering and signing a prescription in Johnson County, Kansas District Court, Case No. 13 CR 715. She pled guilty to the crime in December of 2013. She was placed on probation but almost immediately violated her probation. She tested positive for benzodiazepines. She was placed in detention and her probation was eventually reinstated and extended.
  - f. Licensee enrolled in KNAP on 2/22/2013. Licensee's KNAP case was closed unsuccessfully on 6/10/2013.
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)(4), to be unable to practice with skill and safety due to current abuse of drugs or alcohol;

(b) K.S.A. 65-1120(a)(2) to be 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...

(c) K.S.A. 65-1120(a)(6) to be guilty of unprofessional conduct as defined by K.A.R. 60-3-110(s) failing to complete the requirements of the impaired provider program of the board;

(d) K.S.A. 65-1120(a)(6) to be guilty of unprofessional conduct as defined by K.A.R. 60-3-110(a) performing acts beyond the authorized scope of the level of nursing for which the individual is licensed;

(e) K.S.A. 65-1120(a)(6) to be guilty of unprofessional conduct as defined by K.A.R. 60-3-110(d) inaccurately recording, falsifying, or altering any record of a patient or agency or of the board;

3. Licensee's conduct described herein violates the Kansas Nurse Practice Act.
4. 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.
5. 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. Licensee's license is revoked.**
- 2. Licensee shall not practice nursing in the state of Kansas.**
- 3. Licensee shall pay \$70.00 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

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 21<sup>st</sup> day of August, 2014, 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:

Suann M. Murry  
2715 S. 45<sup>th</sup> Street  
Kansas City, Kansas 66106.



Alma A. Heckler, #11555  
Assistant Attorney General