



# KANSAS

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Board of Nursing

KANSAS STATE BOARD OF NURSING  
MARY BLUBAUGH MSN, RN, EXECUTIVE ADMINISTRATOR

KATHLEEN SEBELIUS, GOVERNOR

June 16, 2004

Heather Burrows  
4411 Songglen Circle  
Colorado Springs, CO 80906

Case 01-359-2

## SUMMARY ORDER

Dear Ms. Burrows:

The Disciplinary Committee of the Kansas State Board of Nursing has reviewed your application materials and on behalf of the Board members I am denying your reinstatement application to practice nursing as a registered nurse (R.N.) in Kansas. This denial is based upon the following:

### FINDINGS OF FACT

1. Respondent has submitted an application for a reinstatement of her nursing license received by the Board 5/14/2004.
2. The application for reinstatement has no additional information related to any past drug history or current rehabilitation.
3. The respondent had two KSBN cases: 94-017601 for failing to discontinue an IV with a reddened site, case inactivated 7/13/94.; and 99-119-1 non compliant with KNAP, a stipulation Agreement was completed 12/20/99. Pending Case 01-359-01 was investigated and it was alleged that on 1/9/2001 while employed at Wichita County Health Center the licensee diverted 25 tablets of Vicodin ES. The facility also found that someone had tampered with three tubexes of Morphine. On 2/8/2001 the licensee admitted to the facility administrator and law enforcement that she took Vicodin ES and Morphine. The licensee was told to enter KNAP, [REDACTED]

### CONCLUSIONS OF LAW

4. K. S. A. 65-1120(a) provides that it is a ground for denial of a license if the applicant is found to be guilty of violating the nurse practice act. The above incident established evidence that the respondent violated:

K.S.A. 65-1120(a)(6), unprofessional conduct by drug diversion K.A.R. 60-3-110(n) and

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

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 when denying an application.
6. Your conduct described herein violated the Kansas Nurse Practice Act.
7. If the information provided is incorrect, or if you wish to dispute this matter, please let us know immediately by following the procedure for requesting a hearing. A copy of your application will be sent to you upon request.
8. 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 above, this Summary Order becomes effective and final upon the expiration of the time for requesting a hearing.

  
Kelly Arpin, L.P.N.  
Board Member

CERTIFICATE OF SERVICE

I certify that on the June day of 16<sup>th</sup>, 2004, 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:

Heather Burrows  
4411 Songglen Circle  
Colorado Springs, CO 80906

  
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Betty Wright  
Assistant Attorney General