

**BEFORE THE KANSAS STATE BOARD OF NURSING**

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

Filed  
OCT 28 2004  
Board of Nursing

In The Matter Of  
**LESLIE MAYER-LEONARD**  
LICENSE NO.14-92215-032

**CASE NO. 03-636-5**

**CONSENT AGREEMENT TO SUSPEND LICENSE WITH A STAY AND LIMITATIONS AND**

**FINAL ORDER**

NOW ON THIS 22 day of October, 2004, the Kansas State Board of Nursing, represented by Assistant Attorney General, Betty Wright, and the respondent, Leslie Mayer-Leonard, enter into the following agreement:

1. Respondent is licensed to practice nursing in Kansas as an R.N. through 3/31/2006.
2. Respondent's address of record is P O Box 1514, Willis, Texas 77378.
3. After an investigation, the Board's investigative committee found reasonable grounds to believe that respondent violated the nurse practice act 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.

**AGREED FINDINGS OF FACT**

5. On or about 10/30/2003 the licensee was employed as an agency nurse by Interim Health Care, and was working at Harry Hynes Hospice Memorial Hospital, Wichita, Kansas; her name was Leslie Smith at that time. Licensee was disoriented at work, she had admittedly diverted injectable Ativan and self injected with the narcotic. Her behavior at work demonstrated impairment and confusion. She admitted to taking the drugs from the facility, and to having a problem taking Lortab and anti-anxiety

medications. She has a two year history of drug abuse and has been suicidal within the last two years.

6. Licensee went to [REDACTED] and was referred to [REDACTED], but moved to Texas. She was referred to the [REDACTED] and on 9/17/2004 KSBN receive a letter from the [REDACTED] stating that she is compliant with their program requirements and she is safe to practice nursing according to [REDACTED]

7. Respondent understands that the Board has evidence of a violation of the nurse practice act at:

**COUNT 1:** 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 2:** K.A.R. 60-3-110(n) diverting drugs, supplies, or property of any patient or agency;

**COUNT 3:** K.S.A. 65-1120(a)(6), to be guilty of unprofessional conduct, K.A.R. 60-3-110(s) failing to complete the requirements of the impaired provider program of the board.

8. Respondent has the right to a hearing with evidence and witnesses and to seek review of the findings from that hearing in accordance with the Kansas Administrative Procedure Act and the Act for Judicial Review and Civil Enforcement of agency actions. Respondent is waiving those rights and voluntarily entering into this agreement instead of proceeding to such a hearing.

9. 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.

## POLICY STATEMENT

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

## DISPOSITION

11. 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.

12. Based upon this agreement, and pursuant to the disciplinary remedies available in K.S.A. 65-1120, the parties agree that the license will be **suspended** but such **suspension shall be stayed** and respondent will be allowed to practice under the following conditions and **limitations:**

a. If the licensee returns to Kansas she shall notify the legal division of the board and participate in and complete the recommendations and requirements of the **Kansas Nurses Assistance Program (KNAP)**; sign releases of information necessary for KNAP to evaluate and monitor licensee and for KNAP to report information to the board. If she is licensed in any other state, she must enter and participate in the impaired provider program in that state within 30 days of entering the state and becoming licensed there.

b. The licensee must remain compliant with any Peer Assistance program in any state she lives in, if she is noncompliant, this noncompliance will be shared with the board and KNAP; If she is noncompliant, a letter from her treater should be mailed to the legal division of the Board of Nursing in Kansas.

c. The licensee will do no agency, home health, or private duty nursing until the end of this agreement.

d. Licensee shall send a **money order for \$70** to the Board upon entering into this agreement.

e. Licensee **shall return current Ks. license card with agreement.**

- f. Licensee is responsible for the costs related to satisfying these conditions.
13. If licensee does not meet these requirements, petitioner will file a motion to lift the stay and may request additional sanctions against licensee's license or application for a license. Licensee would be sent notice of such action and would be entitled to a hearing as to whether he/she had complied with this agreement, but he/ she could not contest the established violation(s).
14. Licensee agrees to notify the Legal Division of any changes in his/her address and phone number as well as all nursing employment terminations or employer changes or additions. All such notifications shall be made within fourteen (14) days of such a change, address correspondence to: Legal Division, Ks. State Board of Nursing, LSOB, 900 SW Jackson, Suite 1051, Topeka, KS 66612-1230.
15. Licensee shall immediately notify the Legal Division of any use of controlled substances, or any violation of this Consent Agreement and Final Order.
16. The Board will inactivate this case file once licensee satisfies this agreement. This agreement does not prohibit the agency from taking disciplinary action against licensee's license for any additional or cumulative violation of the Nurse Practice Act committed by the licensee before or after this agreement is entered into.
17. The parties understand and acknowledge that this is a disciplinary action, it will be in the newsletter and on the website. The original of this agreement shall be placed in the Agency Record and is a public record.
18. By signing this Consent Agreement, respondent acknowledges that he/she has read and understands the entire document, and agrees to be bound by its terms. This Consent Agreement constitutes the entire agreement of the parties and may not be modified except in writing and approved by all parties.

**IN CONCLUSION**

19. This case will be inactivated and a card with no suspension or limitations will be issued when:

- a) When the Texas peer assistance program or KNAP issues a letter stating the she has successfully completed their program;
- b) cost of **\$70** is paid.
- c) No further violations of the Nurse Practice Act are reported.

Once all of above are met , the licensee may request that a new card be issued by sending the request in writing and return the license card with the "S and L" to the Board, if all requirements are met a new card will be issued with no restrictions.

**IN WITNESS WHEREOF**, the parties hereto execute this Consent Agreement to Suspend License with a Stay and request for a Final Order.

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Leslie Mayer-Léonard  
Licensee  
P O Box 1514  
Willis, Texas 77378

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Betty Wright, Assistant Attorney General  
900 SW Jackson, Suite 1051  
Topeka, Kansas 66612-1230  
(785) 296-7047

**IT IS SO ORDERED.**

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Terry Beck  
Hearing Officer

**CERTIFICATE OF SERVICE**

On the 28<sup>th</sup> day of October, 2004, I caused a copy of this document to be mailed, postage prepaid, to:

Leslie Mayer-Leonard  
P O Box 1514  
Willis, Texas 77378

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Betty Wright, Assistant Attorney General