

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

FILED #1252
JUN 07 2013 *peb*
KSBN

IN THE MATTER OF CLAY ALAN TRILLIN

License No 14-107244-061

Case No. 13-121-0

SUMMARY ORDER

NOW ON THIS 7th day of June, 2013, 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 proposed to find facts and take disciplinary action against the reinstatement application of Licensee by way of Summary Order as provided by K.S.A. 77-537.

FINDINGS OF FACT

1. Licensee submitted an endorsement application to practice nursing in the state of Kansas. The Board has jurisdiction over the Licensee and the subject matter of this action.
2. Licensee's address of record is 7923 N. Flintlock, Kansas City, Missouri 64158.
3. On or about October 3rd, 2012, the Board received Licensee's endorsement application to practice nursing in the State of Kansas.
4. Review of the Application and other information gathered by the Board revealed the following information upon which this action is based.
 - (a) Certified documents from the Missouri Board of Nursing indicate the licensee has been disciplined by that State of Missouri Board of Nursing by Censure.
 - (b) This licensee submitted an Endorsement Application on the 3rd day of October, 2012 to the Kansas Board of Nursing.
 - (c) Licensee fails to disclose the disciplinary action that was taken on this licensee's Missouri License.

5. This licensee violate the Nurse Practice Act by failing to disclose the disciplinary action that was taken by the Missouri Board of Nursing on the 14th day of September, 2010.

CONCLUSIONS OF LAW

1. Pursuant to K.S.A. 65 1120(a)(1) licensee has shown unprofessional conduct by fraud or deceit in practicing nursing.
2. Pursuant to K.S.A. 65-1120(a)(6), licensee has shown unprofessional conduct, by inaccurately recording, falsifying or altering documents.
3. 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 authorization, if the licensee, licensee or holder of a certificate of qualifications or authorization is found to have violated the Nurse Practice Act.
4. The above fact findings established evidence that the licensee violated the following provisions of the Nurse Practice Act:

Count 1: K.S.A. 65 1120(a)(1) unprofessional conduct by fraud or deceit in practicing nursing.

Count 2: K.S.A. 65-1120(a)(6), unprofessional conduct, by inaccurately recording, falsifying or altering documents.

Count 3: K.S.A. 65-1120(a)(7) willfully violating any of the provisions of the Kansas Nurse Practice Act and K.S.A. 65-1117(c)(1) B by failing to disclose all disciplinary action by the Missouri Board of Nursing.

Count 4 K.S.A. 65-1120(a)(8), to have a license to practice nursing as a registered nurse or as a practical nurse denied, revoked, limited or suspended ... by a licensing authority of another state.

5. Licensee's conduct described herein violated the Kansas Nurse Practice Act and renders the licensee non-qualified for endorsement to practice nursing in the State of Kansas.
6. K.S.A. 77-511(a)(2)(A) of the Kansas Administrative Procedure Act authorized by use of the summary proceedings does not violated any provision of law and the protection of the public interest does not require the state agency to give notice and opportunity to participate to persons other than the parties.
7. The role of the Kansas State Board of Nursing is to protect citizens of Kansas.

POLICY STATEMENT


1. The Board of Nursing is concerned for the safety and quality of nursing care provided to the citizens of the State of Kansas and any fraudulent or inaccurate statements made by this licensee in the endorsement process show a disregard for the truth.
2. Truthfulness is a hallmark of the nursing profession and is required to ensure accurate communication of all nursing actions.

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

1. **Licensee's license to practice nursing in the state of Kansas is revoked.**

Pursuant to K.S.A. 77-537, the decision, which is called a Summary Order, is subject to your request for 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.


Judith Hiner RN, BSN
Investigative Committee, Chair
Kansas State Board of Nursing

CERTIFICATE OF SERVICE

On the 7th day of ~~May~~ ^{June}, 2013, I deposited a copy of this SUMMARY ORDER with the United States Postal Service, postage pre-paid, addressed to:

Clay Alan Trillin
7923 N. Flintlock
Kansas City, Missouri 64158


Michael R. Fitzgibbons #12287
Assistant Attorney General