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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 KIMBERLY KAY HAYNES

License No 14-54637-012

Case No. 12-053-7

KSBN

AGREED ORDER TO REVOKE AND REINSTATE

NOW ON THIS 19th day of November, 2012, the Kansas State Board of Nursing, represented by Assistant Attorney General, Michael R. Fitzgibbons, and the Respondent, Kimberly Kay Haynes, 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

1. Respondent submitted a renewal application through the online processing system on or about the 2nd day of January 2012.
2. Respondent answer "no" to the question of "Have you obtained 30 hours of CNE for relicensure as required in KSA 65-1117."
3. A Summary Order was filed revoking Respondent's license based on her ineligibility to renew her license without the required CNE on the 5th of October, 2012.. The Board has jurisdiction over the respondent and the subject matter of this action.
- 4 Respondent's address of record is 4800 West 66th Street, Prairie Village, Kansas 66208.
- 5 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.

6. The Board has filed a petition to revoke Respondent license based on the failure to obtain the required 30 CNE for renewal and relicensure on the 25th day of October, 2012.

7 Respondent has the right to these hearings and the right to seek review of the findings from the hearings 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 knowingly and voluntarily entering into this agreement instead of proceeding to these hearings.

8. Respondent understands that pursuant to K.S.A. 77-515, Respondent may be represented at Respondent's expense by, an attorney during these proceedings.

9. The following facts were alleged in the petition filed by the Board and the Respondent now stipulates to these facts and admits that if evidence were presented at hearing by the Board the Board would prove the following:

(a) Respondent filed an online renewal application for her RN license.

(b) Respondent answered "no" to the question "Have you obtained the 30 hours of CNE for relicensure as required in KSA 65-1117" on the 7th day of November, 2011.

(c) Respondent admits that she did not have the required 30 hours of CNE to renew her RN License at the time of the renewal.

CONCLUSIONS OF LAW

10. Respondent has violated the Kansas Nurse Practice Act as follows:

Count 1: K.S.A. 65-1120(a)(6), unprofessional conduct, by inaccurately recording, falsifying or altering documents by not having the required CNE prior to renewing her license

POLICY STATEMENT

11. The role of the Kansas State Board of Nursing is to protect citizens of Kansas where accuracy in nursing is paramount.

DISPOSITION

- 12. Respondent's application for reinstatement of her license to practice nursing in Kansas is approved.
- 13. Upon signing this agreement and returning it to the Board, Respondent shall submit her reinstatement application, the required fee and provide proof of obtaining the required 30 CNE's for renewal.
- 14. The Board will report this revocation and reinstatement to data banks, other entities, and in its newsletter. This is a disciplinary action on Respondent's 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.
- 15. Respondent shall be required to pay costs and fees in the amount of \$70.00.
- 16. The hearing/presiding officer whose signature appears below has been designated pursuant to K.S.A. 77-514 and K.S.A. 77-526 to act on behalf of the Board/agency head and to hear discipline cases on behalf of the Board/agency head and to render either initial orders or final orders, if by agreement of both parties, in those discipline cases.
- 17. By their signatures, the parties hereby acknowledge this agreement.

IN WITNESS WHEREOF, the parties hereto execute this AGREED ORDER REVOKING AND REINSTATING LICENSE.

IT IS SO ORDERED.

[Redacted Signature]

Kimberly Kay Haynes must sign before a Notary Public.

Kimberly Kay Haynes U
Respondent
4800 West 66th Street
Prairie Village, Kansas 66208

State of Kansas, County of Shawnee ss.

SUBSCRIBED AND SWORN TO before, me by Kimberly Kay Haynes

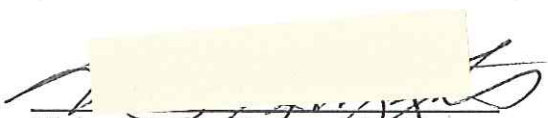
on this 15 day of December, 2012.

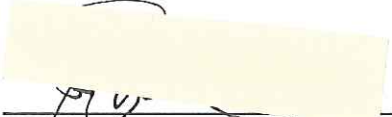
Sig

[Redacted Signature] My Commission Expires

JUDY L. NICHOLS
Notary Public - State of Kansas
My Appt. Expires 5/27/2014

(Notary Public Seal)

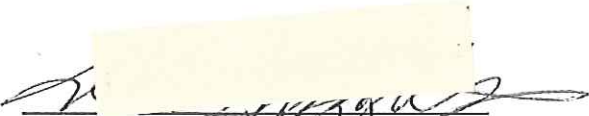

Michael R. Fitzgibbons #12287
Assistant Attorney General
Landon State Office Building
900 SW Jackson #1051
Topeka, KS 66612-1230


Sandra L. Sharon, Presiding Officer

CERTIFICATE OF SERVICE

On the 26th day of November, 2012, I mailed a copy of this AGREED
ORDER REVOKING AND REINSTATING LICENSE to:

Kimberly Kay Haynes
4800 West 66th Street
Prairie Village, Kansas 66208


Michael R. Fitzgibbons #12287
Assistant Attorney General