

Filed

OCT 22 2003

Board of Nursing

BEFORE THE KANSAS STATE BOARD OF NURSING

LONDON STATE OFFICE BUILDING, 900 S.W. JACKSON #1051
TOPEKA, KANSAS 66612-1230

IN THE MATTER OF THE LICENSE OF

REBECCA JOHNSON

RN NO. 14-079926-042

CASE NO. 01-051-0

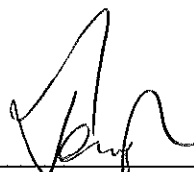
PROPOSED DEFAULT ORDER
DENYING LICENSE

NOW ON THIS 22nd day of October, 2003, petitioner appears by disciplinary counsel, Betty Wright, for a pre-hearing conference on the petition. Respondent does not appear.

Wherefore, the hearing officer finds as follows:

1. Respondent was licensed as a R.N. through 4-30-2000. Respondent applied for reinstatement 2-27-03. The board has jurisdiction over this matter.
2. Petitioner sent a copy of the petition and notice of this hearing to respondent's last known address and service is proper.
3. Petitioner moves for issuance of a proposed default order denying the respondent's license, until all fees, bad check charges and costs of this action are paid in full. *TERB
reinstatement ok
1*
4. The petition is hereby granted and incorporated into this order as if set forth herein.
5. Per petitioner's request, respondent's license to practice nursing is denied. Respondent may not practice nursing in Kansas.
6. Respondent shall pay \$180.00 to the Board by certified check or money order within 30 days of the effective date of this order.
7. Disciplinary counsel shall mail a copy of this order to respondent's last known address.

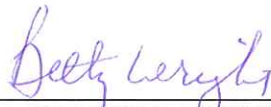
IT IS SO ORDERED



Terry E. Beck
Hearing Officer

NOTICE

This is a proposed default order pursuant to K.S.A. 77-520. This order becomes effective if respondent does not file a written motion requesting that this order be vacated with the board within seven days after the day this order is mailed. If a motion is timely filed, then a hearing will be set and notice given to respondent to appear. Another order will then be issued either vacating or affirming this order.



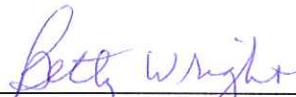
Betty Wright #14785
Disciplinary Counsel
900 S.W. Jackson, Suite #1051
Topeka, Kansas 66612-1230
785/296-4325

CERTIFICATE OF SERVICE

On the 22 day of October, 2003, I mailed a copy of this order by depositing it with

the United States Postal Service, postage prepaid, addressed to:

Rebecca Johnson
2918 East 14th St.
Joplin, MO. 64801



Betty Wright, Assistant Attorney General

BEFORE THE KANSAS STATE BOARD OF NURSING

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

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Board of Nursing

IN THE MATTER OF
REBECCA JOHNSON
LICENSE NO. 14-079926-042

CASE NO. 01-051-0

PETITION

COMES NOW the petitioner, the Kansas State Board of Nursing, by and through Assistant Attorney General assigned to the Board, Betty Wright, and for its cause of action states that:

1. Respondent was licensed to practice nursing as a registered nurse in Kansas through 4/30/2000.
2. For the purpose of service of this pleading, respondent's address of record is 2918 East 14th St, Joplin, MO 64801.
3. The respondent submitted a \$80.00 check written on her personal checking account, dated January 23rd, 2001, with her RN reinstatement. The check was returned to the Board stamped "insufficient funds". The respondent was notified of the returned insufficient funds check: by letter dated February 7th, 2001, February 14th, 2001 and September 8th, 2003. Respondent has failed to respond.
4. Respondent applied for Reinstatement on 2/27/2003.
5. The Kansas State Board of Nursing has the authority under K.S.A. 74-1106 *et seq.* to examine, license and renew licenses 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.

FACTS

6. The respondent in this case license lapsed 4/30/2000. Respondent submitted a check drawn on her personal checking account dated January 23rd, 2001 for her R.N. reinstatement and the check was returned by the financial institution as insufficient funds. The respondent was notified of the returned insufficient funds check; by letters dated February 7th, 2001, and February 14th, 2001. Respondent has failed to respond the letters or to pay the fees. The respondent applied for reinstatement again on February 27th, 2003. The respondent was then sent a third letter dated September 8, 2003. The respondent failed to respond to the letter or pay the fees from 2001.

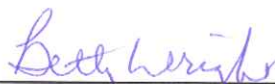
COUNT I

Respondent wrote an insufficient funds check and has failed to respond to three letters requesting payment and has violated K.S.A. 65-1120(a)(1), to be guilty of fraud or deceit in practicing nursing or in procuring or attempting to procure a license to practice nursing.

WHEREFORE, petitioner requests a finding that respondent violated the nurse practice act, payment of the 2001 reinstatement fee of \$80.00, and \$30.00 returned check service fee, and for respondent to be assessed the \$70.00 costs of this action, the total amount being \$180.00. Petitioner requests that application for reinstatement of 2/27/2003 be denied.

Respectfully submitted,
Phill Kline
Attorney General

By: _____



Betty Wright #14785