

MAR 06 2017

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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
Richard J. Slingerland**

**License No. 14-97690-042
Case No. 15-1848-8**

EFFECTIVE AS A
FINAL ORDER
DATE: February 3, 2017

SUMMARY ORDER

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 proposes to find facts and take disciplinary action against the nurse license of Richard Slingerland, (Licensee) by way of Summary Order as provided by K.S.A. 77-537.

1. a. Licensee is licensed to practice nursing in the state of Kansas. The Board has jurisdiction over the Licensee and the subject matter of this action.

b. Licensee's address of record is 2631 Belle Crest Drive, Lawrence KS 66046.
2. The role of the Kansas State Board of Nursing is to protect citizens of Kansas.
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 this act or may publicly or privately censure a licensee or holder of a certificate of qualification or authorization, if the applicant, licensee or holder of a certificate of qualification or authorization is found to have violated the Nurse Practice Act. Pursuant to K.S.A. 74-1110 the Kansas State Board of Nursing may also assess a civil fine not to exceed \$1,000.00 for the first violation of a law or rule and regulation applicable to the practice for which such person has been granted a license.
4. After an investigation, the Board's investigative committee found reasonable grounds to believe that the Applicant violated the Kansas Nurse Practice Act, K.S.A. 65-1120, and referred this matter for further proceedings.
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 if the use of summary proceedings does not violate any provision of law, the protection of the public interest does not require the state agency to give notice and an opportunity to participate to persons other than the parties, and the state agency believes in good faith, after investigation of the facts, that the allegations will be supported to the applicable standard of proof.

FINDINGS OF FACT

6. While employed at Lawrence Memorial Hospital:

- (a) Licensee on or about March 10, 2015 had care of a patient identified here by the initials R.R. The patient had NS with 20meq KCL ordered and infusion started March 9 at 1816. The March 10 lab draw at 0231 resulted in a Potassium level of 5.9 (normal 3.6-5). The critical results were not documented by licensee and the physician was not notified of the critical result. At the March 10, 0608 lab draw, the Potassium was 6.8. the licensee documented the critical results, but did not notify the physician. On March 10 the pharmacist reviewing the chart noted the critical lab results and that NS with 20meq KCL was still infusing. The pharmacist notified the physician and interventions were ordered to reverse the elevated potassium level.
- (b) Licensee on or about April 27, 2015 had care of a patient identified here by the initials K.W. The patient was received by licensee from a post cath lab procedure with arterial sheath around 0215. The patient had continuous infusions of norepinephrines and diprivan via peripheral sites. PCI/Cardiac Catheterization Post Procedure PowerPlan initiated which includes standardized vital sign monitoring and to follow arterial line protocol and sheath monitoring. Vital sign documentation was noted only at 0228, 0408, 0447, and 0631. All documented BPs were by NIBP and no arterial monitoring BP was documented. During the shift a critical low Potassium was reported as 2.8 and was reported to the physician and orders were received for replacement electrolyte and a 20 mEq potassium chloride IVPB was started at 0626. Routine shift report was made to the oncoming shift and it was shortly after shift change that one of the day shift RNs recognized that the arterial line was not set up to monitor blood pressure and that Normal Saline and IVPB infusing through the arterial sheath. This was immediately corrected. The IVPB of potassium chloride was compatible with continuous IV infusions and could have been initiated by IVPB line.

After the above two incidents the licensee was fired by his employer.

VIOLATIONS

7. The above fact findings establish evidence that the Licensee violated the following provisions of the Kansas Nurse Practice Act:

Count 1: K.S.A. 65-1120(a)(3), to have committed acts of professional incompetency.

Count 2: K.S.A. 65-1120(a)(6) and K.A.R. 60-3-110, to be guilty of unprofessional conduct as defined by rules and regulations of the board; to wit: failing to take appropriate action or to follow policies and procedures in the practice situation designed to safeguard each patient.

8. The Licensee is not safe to practice until he has passed an accredited RN refresher course, and an accredited hemodynamics course, and his license should be immediately suspended. The licensee may ask the Kansas State Board of Nursing to remove this suspension upon completion of these courses, as well as having completed the 2 hour course on the Kansas Nurse Practice Act, and at least three CNE hours on Critical Thinking.

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

- 1. Licensee's license is suspended.**

2. Licensee shall not practice nursing in the state of Kansas.

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, this Summary Order becomes effective as a final order, without further notice, upon the expiration of the time for requesting a hearing. If a hearing is requested, the prior issuance of a summary order shall not affect the burden of proof. 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.

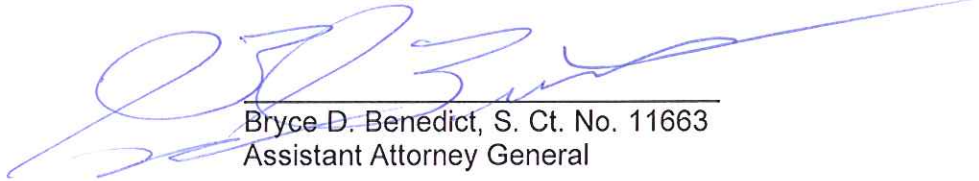


Judith Hiner, RN, BSN
Investigative Committee, Chair
Kansas State Board of Nursing

CERTIFICATE OF SERVICE

I certify that on the 10th day of January, 2017, 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:

Richard Slingerland
2631 Belle Crest Drive
Lawrence KS 66046



Bryce D. Benedict, S. Ct. No. 11663
Assistant Attorney General

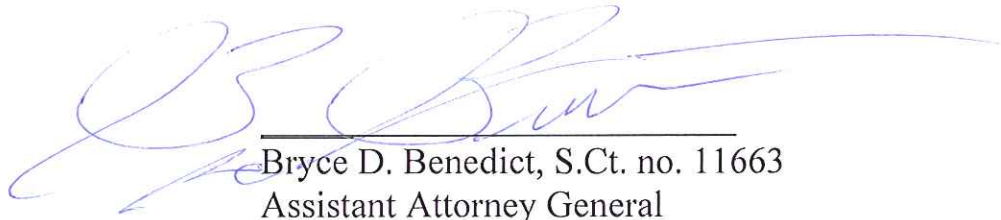
FINAL ORDER NOTICE OF RIGHTS

PLEASE TAKE NOTICE that this is a Final Order. A Final Order is effective upon service. A party to an agency proceeding may seek judicial review of a Final Order by filing a petition in the District Court as authorized by K.S.A. 77-601, *et seq.* A petition must be filed within 30 days following service of the Final Order. A copy of any petition for judicial review must be served upon Mary Blubaugh, Executive Administrator, Kansas State Board of Nursing, 900 SW Jackson, Suite 1051, Topeka KS 66612.

CERTIFICATE OF SERVICE

I certify that on the 3d day of February, 2017, a copy of the Final Order and Final Order Notice of Rights was served by depositing the same in the United States Mail, first-class postage prepaid, addressed to the following:

Richard Slingerland
2631 Belle Crest Drive
Lawrence KS 66046


Bryce D. Benedict, S.Ct. no. 11663
Assistant Attorney General