

Filed

APR 17 2002

Board of Nursing

BEFORE THE KANSAS STATE BOARD OF NURSING
LONDON STATE OFFICE BUILDING, 900 S.W. JACKSON #551-S
TOPEKA, KANSAS 66612-1230

IN THE MATTER OF THE LICENSE OF
24-030044-102
CHRISTY BIDWELL

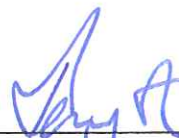
CASE NO. 01-118-6

DEFAULT ORDER
REVOKING LICENSE

NOW ON THIS 9th day of April, 2002, petitioner appears by disciplinary counsel, Alma Heckler, for a pre-hearing conference on the petition. Respondent does not appear.

Wherefore, the hearing officer finds as follows:

1. Respondent is licensed as a R.N. through 10-31-02. 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 granting the petition.
4. The petition is hereby granted and incorporated into this order as if set forth herein.
5. Respondent violated K.S.A. 65-1120(a)(6), unprofessional conduct, K.A.R. 60-3-110, and K.S.A. 65-1120 (a)(3), professional incompetence.
6. Per petitioner's request, respondent's license to practice nursing is revoked. Respondent may not practice nursing in Kansas and respondent shall return her license card to the board.
7. Costs of the action of \$70 are assessed to respondent to be paid to the board by cash or money order within 30 days of the effective date of this order.
8. Disciplinary counsel shall mail a copy of this order to respondent's last known address.




Terry E. Beck
Hearing Officer



NOTICE

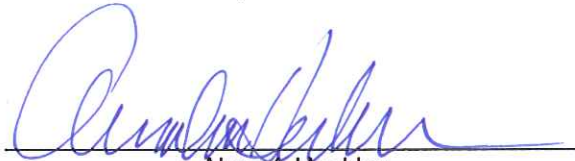
This is a proposed default order pursuant to K.S.A. 77-520. This order becomes effective if respondent does not file a written motion requesting that this order be vacated with the board within ten days after the day this order is mailed. If a motion is timely filed, then a hearing will be set and notice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



Alma A. Heckler # 11555
Disciplinary Counsel
900 S.W. Jackson, Suite #551-S
Topeka, Kansas 66612-1230
785/296-4325

CERTIFICATE OF SERVICE

On the 17th day of April, 2002, I mailed a copy of this order by depositing it with the United States Postal Service, postage prepaid, addressed to respondent at 2401 E. 32nd. St. Ste. 10, Joplin, Mo 64804-3128 67101.



Alma A Heckler

BEFORE THE KANSAS STATE BOARD OF NURSING

Landon State Office Building, 900 S.W. Jackson #551-S
Topeka, Kansas 66612-1230

IN THE MATTER OF
CHRISTY BIDWELL
LICENSE NO. 24-30044-102

Case No. 01-118-6

PETITION

COMES NOW the petitioner, the board of nursing, by and through disciplinary counsel for the board, Michelle Davis, and for its cause of action states that:

1. Respondent is licensed as a nurse in Kansas through 10/31/2002
2. Respondent's address of record is 505 5TH St., Galena, Kansas 66739-1712.
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 board may deny, limit, suspend, or revoke a nursing license or may issue a public or private censure if a violation of K.S.A. 65-1120 is established.

FACTS COMMON TO ALL COUNTS

In January of 2001, respondent was employed at a facility in Baxter Springs, Kansas, as the charge nurse on the 10pm to 6am shift. A resident who had dementia, J.S., had urinated on the floor and on a loveseat cushion in the "sun room". Respondent gave the resident a washcloth and told the resident to clean up the mess. A resident with dementia and hearing loss, V.T., got up at 3 am (in her wheelchair), thinking it was time to get up for the day. A CNA tried to get the resident to go back to bed, but, she refused. The CNA left the resident alone because in the past, the resident would return to her room on her own once she realized that no other residents were up. The resident went to the nurse's station and sat quietly. Respondent instructed the CNA to take the resident to her room. The CNA attempted this, but, the resident became agitated, stating she would slap the CNA. Respondent got in the resident's face, telling her she wasn't going to slap anyone, and laughed loudly at the resident, further agitating the resident. The resident threatened to hit the respondent and the respondent stated that if she did so, respondent would hit her back. Respondent pushed the resident in her wheelchair into the quiet room and held the door closed, and when other staff told respondent to release the resident, respondent continued to push/interfere with the resident's wheelchair. The facility cited respondent for violating facility policy regarding treatment of residents.

COUNT I

Respondent violated K.S.A. 65-1120(a)(6) and K.A.R. 60-3-110, unprofessional conduct – failure to take appropriate action or to follow policies and procedures designed to safeguard the patient.

COUNT II

Respondent violated K.S.A. 65-1120(a)(6) and K.A.R. 60-3-110, unprofessional conduct – verbal or physical abuse of a patient.

WHEREFORE, petitioner requests a finding that respondent violated the nurse practice act, for sanctions against respondent's license, and for the \$70 costs of this action to be assessed to respondent.

Respectfully submitted,

Carla J. Stovall
Attorney General

By: Michelle Davis

Michelle A. Davis
Assistant Attorney General
Disciplinary Counsel for the Board