

Filed
MAR 19 2004
Board of Nursing

BEFORE THE KANSAS STATE BOARD OF NURSING

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

In The Matter Of
Bridgett Sams
LICENSE NO. 23-26949-102

CASE NO. 03-101-7

CONSENT AGREEMENT TO LIMIT AND SUSPEND LICENSE WITH A STAY AND

FINAL ORDER

NOW ON THIS 16th day of March, 2004, the Kansas State Board of Nursing, represented by Assistant Attorney General, Betty Wright, and the respondent, Bridgett Sams, through her counsel, Charles Ball, enter into the following agreement:

1. Respondent is licensed to practice nursing in Kansas as an LPN until 10/31/04.
2. 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.
3. 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.

AGREED FINDINGS OF FACT

4. Respondent was employed at the Kansas City Treatment Center and committed theft and false writing against the facility on or about October 2001. On 12/11/02 respondent pled guilty and was convicted of felony theft and false writing.
5. Respondent is currently on probation in Wyandotte County until approximately 12/11/2005.

CONCLUSIONS OF LAW

6. Respondent has violated the Kansas Nurse Practice Act K.S.A. 65-1120(a)(6), to be guilty of unprofessional conduct, by diverting property of an agency (K.A.R. 60-3-110(n)).
7. Respondent has the right to a hearing with evidence and witnesses and to seek review of the findings from that hearing in accordance with the Kansas Administrative Procedure Act

and the Act for Judicial Review and Civil Enforcement of agency actions. Both parties are waiving those rights and voluntarily entering into this agreement instead of proceeding to such a hearing.

POLICY STATEMENT

8. The role of Kansas State Board of Nursing is to protect the citizens of Kansas.

DISPOSITION

9. Based upon this agreement, and pursuant to the disciplinary remedies available in K.S.A. 65-1120, the parties agree that the license card will be issued with an "S" and an "L"; the license will be **limited** and immediately **suspended** but such **suspension shall be stayed** and respondent will be allowed to practice under the following conditions:

- a. Licensee shall send a **money order for \$70** to the Board upon entering into this agreement.
- b. Licensee will **limit** her work to **no private duty or home health positions**.
- c. Licensee will mail in her current license card with this agreement.
- d. Licensee will **not violate her probation agreement** with Wyandotte County, Licensee agrees that Mark Brull, Probation Officer, Wyandotte County Courthouse Annex, 9400 State Ave., Kansas City, KS 66112, phone 913-328- 4516 will report violations to the Board.
- e. Licensee is responsible for the costs related to satisfying these conditions.

10. If licensee does not meet these requirements, petitioner will file a motion to lift the stay and may request additional sanctions against licensee's license or application for a license. Licensee would be sent notice of such action and would be entitled to a hearing as to whether he/she had complied with this agreement, but he/ she could not contest the established violation(s).

11. Licensee agrees to notify the Legal Division of any changes in his/her address and phone number within fourteen (14) days of such a change.
12. Licensee shall immediately notify the Legal Division of any use of alcohol, or controlled substances, or any violation of this Consent Agreement and Final Order.
13. The Board will inactivate this case file once licensee satisfies this agreement, the agreement extends until the successful completion of her probationary period, approximately 12/11/2005. This agreement does not prohibit the agency from taking disciplinary action against licensee's license for any additional or cumulative violation of the Nurse Practice Act committed by the licensee before or after this agreement is entered into.
14. The parties understand and acknowledge that this is a disciplinary action; it will be in the newsletter and on the website. The original of this agreement shall be placed in the Agency Record and is a public record.
15. By signing this Consent Agreement, respondent acknowledges that he/she has read and understands the entire document, and agrees to be bound by its terms. This Consent Agreement constitutes the entire agreement of the parties and may not be modified except in writing and approved by all parties.

IN CONCLUSION

16. This case will be inactivated and a card with no suspension or limitation will be issued when:
 - a) Probation is successfully completed-see below.
 - b) cost of **\$70** is paid.
 - c) No further violations of the Nurse Practice Act are reported.

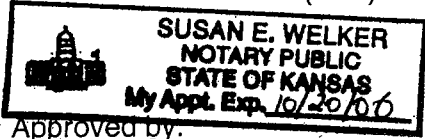
Once all of above are met at end of the probationary period, the licensee may request that a new card be issued by sending the request in writing, **and** have her probation officer send a letter describing the completion of her probation. If all requirements are met, she can then mail

in the license card with the "S" and "L" to the Board, a new card will be issued with no restrictions.

IN WITNESS WHEREOF, the parties hereto execute this CONSENT TO LIMIT and SUSPEND LICENSE WITH A STAY AND FINAL ORDER.

Bridgett Sams
Licensee
~~1150 Edwardsville Dr.~~ 3724 NE Antioch Rd
~~Edwardsville, KS 66111~~ KC MO 64117

State of Kansas)
County of Wyandotte) SS
Subscribed to before me by Bridgett Sams on March 9, 2004.
(seal)



Signature of Notary Public

Charles Ball
Attorney at Law
P O box 12328
Kansas City, KS 66112-0328

Betty Wright, #14785
Assistant Attorney General
900 SW Jackson, Suite 1051
Topeka, Kansas 66612-1230
(785) 296-4325

IT IS SO ORDERED.

Terry Beck
Hearing Officer

CERTIFICATE OF SERVICE

On the *16th* day of *March*, 2004, I caused a copy of this document to be mailed, postage prepaid, to :

Bridgett Sams
3724 NE Antioch Rd.
Kansas City, MO 64117

Charles Ball
Attorney at Law
P O box 12328
Kansas City, KS 66112-0328


Betty Wright, Assistant Attorney General