

**FILED**

**AUG 06 2007**

**KSBN**

August 6<sup>th</sup>, 2007

Susan M. Stephenson  
17072 Whitetail Road  
Eskridge, KS 66423

Case No. 07-567-9  
License No. 23-030677-051

**SUMMARY ORDER**

Dear Ms. Stephenson:

The Investigative Committee of the Kansas State Board of Nursing (KSBN) has reviewed your application materials. It is the decision of the Board that your reinstatement application to practice nursing as a licensed practical nurse in Kansas is denied. This denial is based upon the following:

**FINDINGS OF FACT**

1. (a) On or about 5/31/2007, Applicant's license to practice nursing in Kansas lapsed.
- (b) On or about 6/4/2007, Applicant submitted a reinstatement application to the KSBN. While at the KSBN office, Applicant appeared to be confused by parts of the reinstatement application. KSBN investigator, S. Gregory, met with Applicant and observed that Applicant's speech was slurred and Applicant was having difficulty processing conversation.
- (c) During the investigation, S. Gregory contacted K. Marsh, DON at Shawnee County Department of Corrections, Topeka, Kansas. K. Marsh advised that on or about 5/29/2007, Applicant appeared confused while working as a nurse at Shawnee County Department of Corrections. Applicant provided an inmate the wrong medication. Applicant attempted to provide another inmate foot cream without a physician's order. And Applicant failed to properly document visits she had with other inmates. K. Marsh advised that Applicant was put off duty until Applicant returned with a clearance to work slip from Applicant's physician.
- (d) Pursuant to a release of information provide by Applicant, S. Gregory obtained a document dated 6/22/2007 from Applicant's physician. The physician wrote that in time Applicant will be able to return to nursing with improvement in memory function and tremulousness.
- (e) Applicant was referred to KNAP for an evaluation. On or about 7/11/2007, Applicant submitted to a Neuropsychological evaluation. The evaluation provides that Applicant suffers with probable significant cognitive impairments due to suspected presenile dementia [REDACTED]. The evaluation states that it is not recommended that Applicant return to work as an LPN at this time.

CONCLUSIONS OF LAW

2. 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. The above fact findings establish evidence that the applicant violated the following provisions of the Nurse Practice Act:

(a) K.S.A. 65-1120(a)(3), Professional Incompetency by K.S.A. 65-1120(e)(3), a pattern of practice or other behavior which demonstrates a manifest incapacity or incompetence to practice nursing.

3. K.S.A. 77-511(a)(2)(A) of the Kansas Administrative Procedure Act authorizes the use of summary proceedings by a state agency when denying an application in whole or in part.

4. Your conduct described herein violates the Kansas Nurse Practice Act.

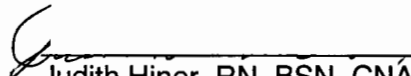
5. The role of the Kansas State Board of Nursing is to protect citizens of Kansas.

6. If you wish to dispute this matter, contact the Board immediately by following the procedure for requesting a hearing. A copy of your application will be sent to you upon request.

7. 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 above, this Summary Order becomes effective and final upon the expiration of the time for requesting a hearing.

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

CERTIFICATE OF SERVICE

I certify that on the 6<sup>th</sup> day of August, 2007, 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:

Susan M. Stephenson  
17072 Whitetail Road  
Eskridge, KS 66423

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Mark A. Knight, #12183  
Assistant Attorney General