

**BEFORE THE KANSAS STATE BOARD OF NURSING**

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

FILED

JUL 18 2011

KSBN

**IN THE MATTER OF  
JEFFREY E. CALVIN  
License No. 23-17122-012**

**Case No. 10-063-8, 94-532-8**

**SUMMARY ORDER**

Now this 18<sup>th</sup> day of July, 2011, 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 licensed practical nurse license of Jeffrey E. Calvin (Licensee) by way of Summary Order as provided by K.S.A. 77-537.

**FINDINGS OF FACT**

- (a) Jeffrey E. Calvin is licensed to practice nursing in Kansas through 01/31/2012. The Board has jurisdiction over the respondent and the subject matter of this action.
- (b) Licensee's address of record is 2416 SW Valley Brook Lane, Topeka, KS 66614. The licensee holds a current license to practice nursing in the State of Kansas.
- (c) Licensee was first issued a license to practice on 11/18/1986.
- (d) On April 18, 1995 Licensee entered into a Consent Agreement and Final Order with the Board in order to reinstate his license. Licensee had been found to be practicing without a license during a period in 1994, the second time he had practiced without a license. He was publicly censured.
- (e) On January 28, 2010 Licensee electronically applied for a renewal of his license. On the licensing form he answered no to the question "Has any license, certification, or registration (nursing or other) ever been denied, revoked, suspended, limited, or disciplinary action taken by a licensing authority or any state agency of the U.S. government, territory of the U.S. or county?" This failure to accurately report prior history is a violation of the Kansas Nurse Practice Act (KNPA), and K.A.R. 60-3-110(d).
- (f) Licensee was sent a letter by a Board investigator on 10/14/2010 informing him of this breach of the KNPA. Letter informed Licensee that the Investigative Committee had decided to allow him to resolve the matter informally by completing 2 hours of CNE on the KNPA. Deadline to respond to this offer was 10/28/2010. No response was received.
- (g) Licensee was sent a second letter on 11/22/2010 by the Assistant Attorney General assigned to this case, giving him a second and final opportunity to accept the informal resolution of the matter. The deadline to respond to the Assistant Attorney General was 12/10/2010. No response was ever received.

## CONCLUSIONS OF LAW

1. 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)(6), unprofessional conduct by K.A.R. 60-3-110(r), failing to comply with any disciplinary order of the board.

(b) K.S.A. 65-1120(a)(6), unprofessional conduct, by failing to complete the requirements of the impaired provider program of the board; K.A.R. 30-3-110(s).

2. Licensee's conduct described herein violates the Kansas Nurse Practice Act.

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 if the use of summary proceedings does not violate any provision of law and 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.

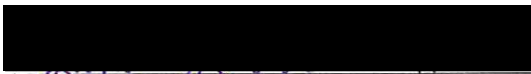
4. The role of the Kansas State Board of Nursing is to protect citizens of Kansas.

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

#### **1. Licensee's license to practice nursing in the state of Kansas is Revoked.**

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.

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.

  
Janet Jacobs, LPN  
Investigative Committee, Chair  
Kansas State Board of Nursing

CERTIFICATE OF SERVICE

I certify that on the 18th day of July, 2011, 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:

Jeffrey E. Calvin  
2416 SW Valley Brook Lane  
Topeka, KS 66614



Alma A. Heckler, #11555  
Assistant Attorney General