

BEFORE THE KANSAS STATE BOARD OF NURSING

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

FILED

MAR 12 2014

IN THE MATTER OF

LISA LYONS

License No. 23-31438-122

KSBN

Case No. 13-292-9

SUMMARY ORDER TO REVOKE

Now this 12th day of March, 2014, 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 Lisa Lyons, (Licensee) by way of Summary Order as provided by K.S.A. 77-537.

FINDINGS OF FACT

1.
 - a. Licensee is licensed to practice nursing in the state of Kansas as a licensed practical nurse through 12/31/2014. The Board has jurisdiction over the Licensee and the subject matter of this action.
 - b. Licensee's address of record is 317 South Washington Ave. , Sabetha, Kansas 66534.
 - c. Licensee was employed by the Sabetha Community Hospital from 7/1/2002 to 1/3/2013. On 1/2/2013 while employed by Sabetha Hospital licensee wrote an order for "Ondansetron ODT /SL 4mg. Q6H PRN n/v" and gave it to a patient without first obtaining an order from a physician.
 - d. Licensee responded the investigators request for a statement. Licensee stated she had a dialysis patient who was nauseous. Patient had a wound vac and a JP drain. Licensee stated she did not want the to patient to tear or damage the drain or incisions. She gave her zofran but did not contact the doctor because licensee said he yelled at everyone. She thought the next shift would take care of requesting the doctor's order for zofran, back dating it and documentation.
 - e. Licensee was given the opportunity to complete education to settle the case. A letter was sent to her on June 14, 2013 asking her to complete continuing nursing education (CNE) on medication administration, scope of practice and legal issues. She was asked to complete 3-6 hours on each topic.
 - f. Licensee agreed to complete the education in a letter dated June 22, 2013. Licensee did not complete the education and the matter was referred to the disciplinary counsel in October 2013. Disciplinary counsel gave the licensee another opportunity to complete the education she had previously agreed to complete. Licensee submitted a certificate of completion for 5 hours of CNE on Legal Issues on February 24, 2014. She has not submitted CNE certificates of completion on scope of practice or medication administration.

g. Licensee reports that she intends to let her license lapse in December 2014, at her next renewal. In the meantime, she continues to practice.

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)(6) to be guilty of unprofessional conduct as defined by K.A.R. 60-3-110(a) performing acts beyond the authorized scope of the level of nursing for which the individual is licensed;

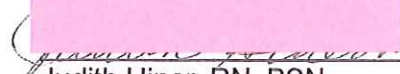
3. Licensee's conduct described herein violates the Kansas Nurse Practice Act.
4. K.S.A. 77-511(a)(2)(A) of the Kansas Administrative Procedure Act authorizes the use of summary proceedings by a state agency if the use of summary proceedings does not violate any provision of law, the protection of the 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.
5. 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 is revoked.**
- 2. Licensee shall not practice nursing in the state of Kansas.**
- 3. Licensee shall pay \$70.00 costs of this action to the Board within thirty (30) days of the effective day of this Order.**

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

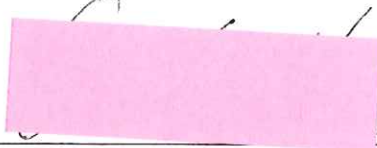
WITHIN FIFTEEN (15) DAYS FROM THE DATE OF THIS ORDER. If a hearing is not requested in the time and manner stated, this Summary Order becomes effective as a final order, without further notice, upon the expiration of the time for requesting a hearing. If a hearing is requested, the prior issuance of a summary order shall not affect the burden of proof. Pursuant to K.S.A. 77-531, if the Summary Order is _____ 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 12th day of March, 2014, 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:

Liza Lyons
317 South Washington Ave.
Sabetha, Kansas 66534


Alma A. Heckler, #11555
Assistant Attorney General