

Mark S. Braun, #12795
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Landon State Office Building
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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) Case No: 93-0431-7(A)
)
MICHAEL BARTLING)
LICENSE NO. 24-018421-042)

ORDER

NOW ON THIS 9th day of April, 1996, the above-captioned matter comes on for hearing on the Petitioner's motion to clarify the Hearing Officer's previous order, Memorandum Decision and Order, filed with the Board October 4, 1995. The Petitioner appears by and through Assistant Attorney General Mark S. Braun, Board Disciplinary Counsel. Respondent does not appear, but waives his appearance at the hearing.

After reviewing the motion and previous order, the Hearing Officer provides the following clarifications to the previous order.

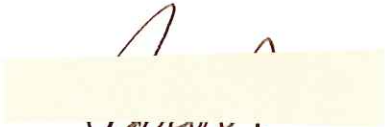
To clarify Paragraph C, in addition to what is already ordered in that paragraph, Respondent is to contact representatives of the Kansas Nurse Assistance Program, (KNAP), by contacting Ms. Etta Williams or Ms. Kristin Piper, at 6005 Martway, suite 100, Mission, Ks 66202, (913) 236-7575. Respondent is to be referred

by KNAP for an evaluation regarding substance abuse. If it is found that the Respondent is in need of treatment, Respondent shall enroll and participate in the KNAP program and follow recommendations of such evaluation. If it is found that the Respondent is not in need of treatment, Respondent shall not be required to enroll and participate in the KNAP program. Further, in Paragraph C, Respondent is required to submit proof of attendance at narcotics anonymous meetings to the Board's Practice Specialist on the same dates specified in the paragraph below clarifying paragraph E.

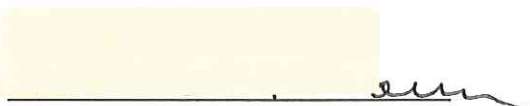
To clarify Paragraph E, in addition to what is already ordered in that paragraph, the Respondent is to have his employer submit quarterly employer reports to the Board's Practice Specialist concerning his patient care and nursing practice. Said reports are to be submitted to the Board's Practice Specialist for a period of two years, so long as the Respondent causes eight consecutive reports to be submitted. Said reports are due: May 20, 1996; July, 20, 1996, October 20, 1996; and January 20, 1997. If Respondent is undergoing treatment in 1997, said reports shall be due April 20, 1997; July 20, 1997; October 20, 1997; and January 20, 1998. The intent is to receive eight consecutive quarterly reports. If any reports have been received prior to May 20, 1996, then Respondent is to receive credit for those reports received prior to ¹⁹⁹⁶May 20, 1996.

In clarifying paragraph F, Respondent has already submitted payment for the costs. Paragraph F has been met.

IT IS SO ORDERED


Terry E. Beck
Hearing Officer

PREPARED AND SUBMITTED BY


#12795 Mark S. Braun
Assistant Attorney General
Board Disciplinary Counsel

APPROVED BY:


Michael Bartling

NOTICE REGARDING RELIEF FROM THIS ORDER
STATEMENT OF APPEAL RIGHTS

This is an Order. The parties to whom this Order is issued may file a petition for review with the Agency Head within fifteen (15) days after service of this order. The petition for review must state the specific grounds upon which relief is requested. Unless a later date is stated within the Order, a stay is granted, or the order is reviewed, an Order shall become a final order without further notice or proceedings thirty (30) days after the date of service as indicated by the attached certificate of service.

CERTIFICATE OF SERVICE

This is to certify that a copy of the foregoing Order was served by depositing same in the United States Mail, first class postage prepaid, this 14th day of May, 1996 to:

Michael Bartling
7300 State Avenue #716
Kansas City, Kansas 66112-3052

and by hand delivering a copy to

Mark S. Braun
Assistant Attorney General
Disciplinary Counsel
Kansas State Board of Nursing
Landon State Office Building
900 SW Jackson, Suite 551-S
Topeka, Kansas 66612-1230



Diane M. Glynn, J.D., R.N.
Practice Specialist