

BEFORE THE KANSAS STATE BOARD OF NURSING

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

FILED

OCT 19 2015

**IN THE MATTER OF
Meagan Amanda Seale**

KSBN

License No. 24-45948-121
Case No. 14-1346-0

SUMMARY ORDER TO REVOKE

Now this 19th day of October, 2015, 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 nurse license of Meagan Amanda Seale, (Licensee) by way of Summary Order as provided by K.S.A. 77-537.

1. a. Licensee is licensed to practice nursing in the state of Kansas through December 31, 2015. The Board has jurisdiction over the Licensee and the subject matter of this action.
b. Licensee's address of record is 12212 Dundee Drive, Unit A, Austin TX 78759.
2. The role of the Kansas State Board of Nursing is to protect citizens of Kansas.
3. 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.
4. After an investigation, the Board's investigative committee found reasonable grounds to believe that the Applicant violated the Kansas Nurse Practice Act, K.S.A. 65-1120, and referred this matter for further proceedings.

FINDINGS OF FACT

5. (a) Licensee was convicted in the court of Tom Green County, Texas, on or about August 15, 2011, for the offense of driving while intoxicated. Licensee at that time was known as Meagan Amanda Wallace.

(b) The Licensee signed a contract with the Kansas Nurse Assistance Program (KNAP) on or about October 6, 2014.

(c) Because three of five subsequent drug screenings disclosed low creatinine levels, which could be indicative of intentional excessive fluid intake to undermine such tests, the Licensee was directed by KNAP on December 24, 2014 to procure an examination by and a report from a physician that addressed any biological basis for the low creatinine levels.

(d) Although the Licensee alleged she had such an examination scheduled for March 13, 2015, she never provided any such report from a physician.

(e) On or about January 7, 2015 KNAP issued a warning letter to the Licensee concerning the non-payment of fees owed by Licensee to KNAP under the terms of the contract and that Licensee had to contact KNAP by January 14, 2015 regarding this issue, and that not making such contact would be non-compliance with the KNAP program.

(g) Licensee never contacted KNAP to address the issue of non-payment of fees, and has never paid any fee.

(h) On or about January 7, 2015 KNAP issued a letter to the Licensee concerning the requirement that the Licensee was to provide release forms to be completed by her employer(s).

(i) The Licensee never provided such release forms.

(j) The Licensee's participation in KNAP was terminated on or about February 10, 2015 because the Licensee (1) did not return the release forms for her employer(s), and (2) did not pay any of the fees owed to KNAP under the Licensee's contract with KNAP.

(k) On or about March 26, 2015 the investigator for the Board wrote to Licensee stating her case was being transferred to the Board's Disciplinary Counsel.

VIOLATIONS

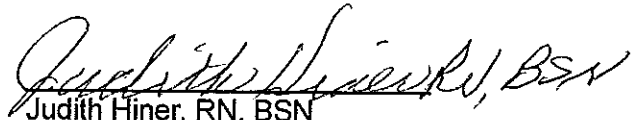
6. The above fact findings establish evidence that the Licensee violated the following provisions of the Kansas Nurse Practice Act: K.S.A. 65-1120(a)(6) and K.A.R. 60-3-110, to be guilty of unprofessional conduct as defined by rules and regulations of the board, in failing to complete the requirements of the impaired provider program of the Board.

7. 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.

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 \$100.00 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 served by mail, three days are added to the time limits set out above.


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

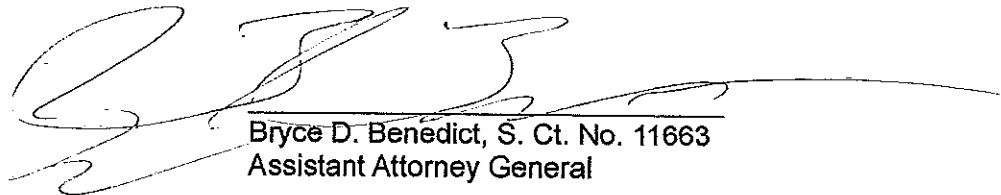
CERTIFICATE OF SERVICE

I certify that on the 19th day of October, 2015, 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:

Meagan Seale
12212 Dundee Drive
Unit A
Austin TX 78759

and

Meagan Seale
8540 W. 85th Street
Overland Park KS 66212


Bryce D. Benedict, S. Ct. No. 11663
Assistant Attorney General