

# Kansas State Board of Nursing

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Topeka, Kansas 66612-1230  
913-296-4929  
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Patsy L. Johnson, R.N., M.N.  
Executive Administrator  
913-296-5752

May 20, 1996

Ms. Kathleen J. Aderhold  
2961 S Kearney Street  
Denver, Colorado 80222

## SUMMARY ORDER

Dear Ms. Aderhold:

We have reviewed your application materials. Your Registered Nurse Endorsement Application and certification for Advanced Registered Nurse Practitioner to practice as a Registered Nurse or Advanced Registered Nurse Practitioner in Kansas are being denied. This denial is based upon the following:

### I. FINDINGS OF FACTS

1. On or about April 1, 1996 the Respondent filed an application for licensure by endorsement as a Registered Nurse and an application for a certificate as an ARNP.
2. On or about May 8, 1996 Respondent entered into a Stipulation and Order with the Colorado State Board of Nursing regarding her license to practice professional nursing (no. 54087) and as a certified nurse midwife (no. 1219) in the State of Colorado, bearing proceeding no. RG NU DLISY.
3. The Colorado consent order has been reviewed by the Investigative Committee of the Kansas State Board of Nursing on or about May 13, 1996. A copy of that consent agreement including facts is attached hereto and incorporated by reference herein.
4. Respondent has only now begun her two year probationary period in the state of Colorado and has yet to establish rehabilitation by meeting the Colorado probationary requirements.
5. Other qualifications for licensure have not been reviewed at this time based upon the foregoing information.

Janette Pucci, R.N., M.S.N.  
Education Specialist  
296-3782

Patricia McKillip, R.N., Ph.D.  
Education Specialist  
296-3782

Diane Glynn, R.N., J.D.  
Practice Specialist  
296-4325

Mark S. Braun, J.D.  
Assistant Attorney General  
Disciplinary Counsel  
296-4325

## II. CONCLUSIONS OF LAW

1. K.S.A. 65-1115(b)(2) provides that "the (Kansas) Board (of Nursing) may issue a license to practice nursing as a registered professional nurse without examination to an applicant who has been duly licensed or registered as a registered professional nurse by examination under the laws of another state, territory or foreign country if, in the opinion of the Board, the applicant meets the qualifications required of a licensed professional nurse in this state."
2. K.S.A. 65-1130(b) provides that ". . . the Board shall establish standards and requirements for any professional nurse who desires to obtain a certificate of qualification as an advanced registered nurse practitioner. . . The Board may give such examinations and secure such assistance as it deems necessary to determine the qualifications of applicants."
3. However, K.S.A. 65-1120(a) gives the board the authority to deny a license to practice nursing as a registered professional nurse or as an advanced registered nurse practitioner if the applicant is found: . . .
  - (a) to have a license to practice nursing denied, revoked, limited, suspended, publicly or privately censured, or to have other disciplinary action taken against the applicant or licensee by a licensing authority of another state. [See K.S.A. 65-1120(a)(8)]
  - (b) to be guilty of unprofessional conduct by verbally or physically abusing a patient [See K.S.A. 65-1120(a)(6) and K.A.R. 60-3-110].
  - (c) to have committed one or more instances involving failure to adhere to the applicable standard of care to a degree which constitutes gross negligence, as determined by the Board.  
[See K.S.A. 65-1120(a)(3) and (e)(1)]
4. K.S.A. 65-1120(b) authorizes the board to deny a license in accordance with the provision of the Kansas Administrative Procedures Act.
5. 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.

### III. ORDER

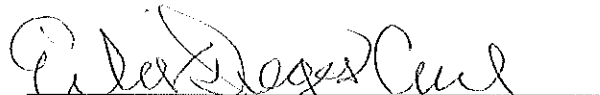
Based on the above and foregoing Findings of Fact and Conclusions of Law, your applications for these licenses to practice nursing as a Registered Nurse and Advanced Registered Nurse Practitioner in the State of Kansas are hereby denied.

If the information provided by you or the Colorado State Board of Nursing is incorrect, or if you wish to dispute this matter, please let us know immediately by following the procedure for requesting a hearing. A copy of your application will be sent to you upon request.

Pursuant to K.S.A. 1995 Supp. 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:

Practice Specialist  
Kansas State Board of Nursing  
900 SW Jackson, Suite 551-S  
Topeka, Kansas 66612-1230  
(913) 296-8401

**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.

  
Eileen Deges Curl, Ph.D., R.N.  
Board Member

**CERTIFICATE OF SERVICE**

I certify that on the 30<sup>th</sup> day of May, 1996 the foregoing Summary Order was served by depositing the same in the United States Mail, first-class postage prepaid, addressed to the following:

Ms. Kathleen J. Aderhold  
2961 S Kearney Street  
Denver, Colorado 80222



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**Patsy Johnson, M.N., R.N.**  
**Executive Administrator**