

**Kansas State Board of Nursing
Investigative Committee Agenda
June 14, 2021**

NOTE: The meeting will be held via Zoom. Link to access meeting to follow agenda.

Time: 9:00 a.m. – Until Finished

Committee Members: Rebecca Sander, MSN, RN – Chair
Julianna Rieschick, RN, MSN, NEA-BC – Vice-Chair
Jade Ramsdell, BHS, COTA/L, Public Member

Staff: Linda Davies, BSN, RN, Practice Specialist
Victoria Bond, Administrative Specialist
Carol Moreland, MSN, RN, Executive Administrator

- I. Call to Order
- II. Review of On-Site packets
- III. Additions/Revisions to the agenda
- IV. Announcements
- V. Approval of minutes – March 22, 2021
- VI. Unfinished Business
 - a. 5 Year Legislative Review Schedule
 - 1. K.A.R. 60-3-110 – Standards of discipline
- VII. New Business
 - a. K.S.A. 65-1120
 - b. K.S.A. 65-1120a
 - c. K.S.A. 65-1121a
 - d. K.S.A. 65-1129
 - e. K.S.A. 74-1110
 - f. Impaired Provider Program
 - g. Multi-State Licensure letter and procedure
- VIII. Quasi-Judicial
- IX. Agenda for September 2021 Committee meeting
- X. Adjourn

Please Note: Additional items, which have come to the attention of the Board or Committee, will be handled as time permits. Agenda is subject to change based upon items to come before the Board. Handouts or copies of materials brought to the board or committees for discussion by committee members or visitors must be submitted to staff 30 calendar days prior to start of the meeting. Any items received after the 30th calendar day may be addressed at the meeting at the discretion of the President of the Board or chairperson of the committee.

Please click the link below to join the webinar:

<https://us02web.zoom.us/j/85144267056?pwd=RTRsUzVJckMrVWxQSTFRMFh6dG1xUT09>

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Or One tap mobile :

US: +12532158782,,85144267056#,,,,*9946145530# or +13462487799,,85144267056#,,,,*9946145530#

Or Telephone:

Dial(for higher quality, dial a number based on your current location):

US: +1 253 215 8782 or +1 346 248 7799 or +1 669 900 6833 or +1 301 715 8592 or +1 312 626 6799 or +1 646 876 9923

Webinar ID: 851 4426 7056

Passcode: 9946145530

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Or watch via YouTube at: <https://www.youtube.com/user/ksnursing>

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Agency 60

Kansas State Board of Nursing

Article 3.—Requirements for Licensure and Standards of Practice

[Printable Format](#)

60-3-110. Unprofessional conduct. Any of the following shall constitute "unprofessional conduct":

- (a) Performing acts beyond the authorized scope of the level of nursing for which the individual is licensed;
- (b) assuming duties and responsibilities within the practice of nursing without making or obtaining adequate preparation or maintaining competency;
- (c) failing to take appropriate action or to follow policies and procedures in the practice situation designed to safeguard each patient;
- (d) inaccurately recording, falsifying, or altering any record of a patient or agency or of the board;
- (e) physical abuse, which shall be defined as any act or failure to act performed intentionally or carelessly that causes or is likely to cause harm to a patient. This term may include any of the following:
 - (1) The unreasonable use of any physical restraint, isolation, or medication that harms or is likely to harm a patient;
 - (2) the unreasonable use of any physical or chemical restraint, medication, or isolation as punishment, for convenience, in conflict with a physician's order or a policy and procedure of the facility or a state statute or regulation, or as a substitute for treatment, unless the use of the restraint, medication, or isolation is in furtherance of the health and safety of the patient;
 - (3) any threat, menacing conduct, or other nontherapeutic or inappropriate action that results in or might reasonably be expected to result in a patient's unnecessary fear or emotional or mental distress; or
 - (4) failure or omission to provide any goods or services that are reasonably necessary to ensure safety and well-being and to avoid physical or mental harm;
- (f) commission of any act of sexual abuse, sexual misconduct, or sexual exploitation related to the licensee's practice;
- (g) verbal abuse, which shall be defined as any word or phrase spoken inappropriately to or in the presence of a patient that results in or might reasonably be expected to result in the patient's unnecessary fear, emotional distress, or mental distress;
- (h) delegating any activity that requires the unique skill and substantial specialized knowledge derived from the biological, physical, and behavioral sciences and judgment of the nurse to an unlicensed individual in violation of the Kansas nurse practice act or to the detriment of patient safety;
- (i) assigning the practice of nursing to a licensed individual in violation of the Kansas nurse practice act or to the detriment of patient safety;
- (j) violating the confidentiality of information or knowledge concerning any patient;
- (k) willfully or negligently failing to take appropriate action to safeguard a patient or the public from incompetent practice performed by a registered professional nurse or a licensed practical nurse. "Appropriate action" may include reporting to the board of nursing;
- (l) leaving an assignment that has been accepted, without notifying the appropriate authority and allowing reasonable time for replacement;
- (m) engaging in conduct related to licensed nursing practice that is likely to deceive, defraud, or harm the public;
- (n) diverting drugs, supplies, or property of any patient or agency;
- (o) exploitation, which shall be defined as misappropriating a patient's property or taking unfair advantage of a patient's physical or financial resources for the licensee's or another individual's personal or financial advantage by the use of undue influence, coercion, harassment, duress, deception, false pretense, or false representation;
- (p) solicitation of professional patronage through the use of fraudulent or false advertisements, or profiting by the acts of those representing themselves to be agents of the licensee;
- (q) advertising nursing superiority or advertising the performance of nursing services in a superior manner;
- (r) failing to comply with any disciplinary order of the board;
- (s) failing to submit to a mental or physical examination or an alcohol or drug screen, or any combination of these, when so ordered by the board pursuant to K.S.A. 65-4924 and amendments thereto, that the individual is unable to practice nursing with reasonable skill and safety by reason of a physical or mental disability or condition, loss of motor skills or the use of alcohol, drugs, or controlled substances, or any combination of these;
- (t) failing to complete the requirements of the impaired provider program of the board;
- (u) failing to furnish the board, its investigators, or its representatives with any information legally requested by the board;
- (v) engaging in nursing practice while using a false or assumed name or while impersonating another person licensed by the board;

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65-1120. Grounds for disciplinary actions; proceedings; witnesses; costs; professional incompetency defined; criminal justice record information.

- (a) Grounds for disciplinary actions. The board may deny, revoke, limit or suspend any license or authorization to practice nursing as a registered professional nurse, as a licensed practical nurse, as an advanced practice registered nurse 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 temporary permit or authorization, if the applicant, licensee or holder of a temporary permit or authorization is found after hearing:
- (1) To ~~be guilty of~~ **have committed** fraud or deceit ~~or made a misrepresentation~~ in practicing nursing or in procuring or attempting to procure a license to practice nursing;
 - (2) to have been ~~guilty of a felony or to have been convicted of:~~
 - (a) **any felony offense and has not demonstrated to the board's satisfaction that such person has been sufficiently rehabilitated, except that notwithstanding K.S.A. 74-120, and amendments thereto, no license or authorization to practice nursing as a licensed professional nurse, as a licensed practice nurse, as an advanced practice registered nurse or a registered nurse anesthetist shall be granted to a person with a felony conviction for a crime against persons as specified in article 34 of chapter 21 of the Kansas Statutes Annotated, prior to their repeal, or article 54 of chapter 21 of the Kansas States annotated, or K.S.A. 2014 Supp. 21-6104, 21-6325, 21-6326 or 21-6418 and amendments thereto or a similar crime in another jurisdiction**
 - (b) **a misdemeanor offense involving alcohol or drugs and has not demonstrated to the board's satisfaction that such person has been sufficiently rehabilitated;**
 - (c) **any misdemeanor offense involving a crime against persons, theft, or dishonesty and has not demonstrated to the board's satisfaction that such person has been sufficiently rehabilitated**
 - (c) **a misdemeanor involving illegal drugs**
 - ~~(d) a misdemeanor classified as a guilty of a misdemeanor involving an illegal drug offense unless the applicant or licensee establishes sufficient rehabilitation to warrant the public trust, except that notwithstanding K.S.A. 74-120, and amendments thereto, no license or authorization to practice nursing as a licensed professional nurse, as a licensed practical nurse, as an advanced practice registered nurse or registered nurse anesthetist shall be granted to a person with a felony conviction for a crime against persons as specified in article 34 of chapter 21 of the Kansas Statutes Annotated, prior to their repeal, or article 54 chapter 21 of the Kansas Statutes annotated, or K.S.A. 2014 Supp. 21-6104, 21-6325, 21-6326 or 21-6418, and amendments thereto or similar crime in another jurisdiction;~~
 - (3) to have committed an act of professional incompetency as defined in subsection (e);
 - (4) to be unable to practice with skill and safety due to ~~current abuse of drugs or alcohol illness, or cognitive decline of mental condition, or loss of motor skills due to physical condition, or impairment including deterioration through aging process, loss of motor skills or abuse use of alcohol or drugs whether prescribed or not; or alcohol;~~
 - (5) to ~~be a person who has have~~ been adjudged in need of a guardian or conservator, or both, under the act for obtaining a guardian or conservator, or both, and who has not been restored to capacity under that act;
 - (6) to ~~be guilty of~~ **have committed** unprofessional conduct as defined by rules and regulations of the board;
 - (7) to have willfully or repeatedly violated ~~the any~~ provisions of the Kansas nurse practice act or any rules and regulations adopted pursuant to that act, including K.S.A. 65-1114 and 65-1122 and amendments thereto;
 - (8) to ~~have any professional or occupational registration, license or certification~~ **a license to practice nursing as a registered nurse or as a practical nurse denied, revoked, limited or suspended, or to be publicly or privately censured, by a licensing authority the board or a licensing authority of any state, of, an agency of the United States government, a territory of the United States or a country or to have other disciplinary action taken against the applicant or licensee by the board of another any state, an agency of the United States government, a territory of the United States or a country. A certified copy of the record or order of public or private censure, denial, suspension, limitation, revocation or other disciplinary action of the licensing authority of another any state, agency of the United States government, territory of the United States or country shall constitute prima facie evidence of such a fact for purposes of this paragraph (8); or**
 - (9) to have assisted suicide in violation of K.S.A. 21-3406, prior to its repeal, or K.S.A. 2012 Supp. 21-5407, and amendments thereto, as established by any of the following:
 - (A) A copy of the record of criminal conviction or plea of guilty for a felony in violation of K.S.A. 21-3406, prior to its repeal or K.S.A. 2012 Supp. 21-5407, and amendments thereto.
 - (B) A copy of the record of a judgment of contempt of court for violating an injunction issued under K.S.A. 2012 Supp. 60-4404, and amendments thereto.
 - (C) A copy of the record of a judgment assessing damages under K.S.A. 2012 Supp. 60-4405, and amendments thereto.

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(10) to have practiced while the license was ~~invalidated~~ lapsed or inactive pursuant to K.S.A. 65-1117 and 65-1133 and amendments thereto;

(11) to have cheated on an examination administered under this act for licensure;

(12) to have failed to comply with any order of the board;

(13) has violated a provision of the Kansas nurse practice act or one or more of the rules and regulations of the board.

(14) to have abandoned a patient

(15) to have exceeded the terms of the collaborative agreement with a physician, or

(16) to fail to successfully complete the ~~impaired provider~~ **alternative** program as set forth in K.S.A. 65-11XX and amendments thereto, or the alternative program as set forth in K.S.A. 65-11XX and amendments thereto: *(note: this may not be necessary if board prefers Missouri statute that has a specific provision for not successfully completing the alternative or intervention programs)*

(b) **Civil fine.** In addition to or in lieu of any other penalty prescribed in subsection (a) the board may assess a civil fine in an amount not to exceed \$1,000 2,000 for the first violation, \$2,000 3,000 for the second violation and \$3,000 5,000 for the third violation and for each subsequent violation. All fines assessed and collected under this section shall be remitted to the state treasurer in accordance with the provisions of K.S.A. 75-4215, and amendments thereto. Upon receipt of each such remittance, the state treasurer shall deposit the entire amount in the state treasury to the credit of the state general fund.

(c) Proceedings. Upon filing of a sworn complaint with the board charging a person with having been guilty of any of the unlawful practices specified in subsection (a), two or more members of the board shall investigate the charges, or the board may designate and authorize an employee or employees of the board to conduct such investigation. After investigation, the board may institute charges. If an investigation, in the opinion of the board, reveals reasonable grounds for believing the applicant or licensee is guilty of the charges, the board shall fix a time and place for proceedings, which shall be conducted in accordance with the provisions of the Kansas administrative procedure act.

~~(d)~~(c) Witnesses. No person shall be excused from testifying in any proceedings before the board under this act or in any civil proceedings under this act before a court of competent jurisdiction on the ground that such testimony may incriminate the person testifying, but such testimony shall not be used against the person for the prosecution of any crime under the laws of this state except the crime of perjury as defined in K.S.A. 2012 Supp. 21-5903, and amendments thereto.

~~(e)~~(d) Costs. If final agency action of the board in a proceeding under this section is adverse to the applicant or licensee, the costs of the board's proceedings shall be charged to the applicant or licensee as in ordinary civil actions in the district court, but if the board is the unsuccessful party, the costs shall be paid by the board. Witness fees and costs may be taxed by the board according to the statutes relating to procedure in the district court. All costs accrued by the board, when it is the successful party, and which the attorney general certifies cannot be collected from the applicant or licensee shall be paid from the board of nursing fee fund. All moneys collected following board proceedings shall be credited in full to the board of nursing fee fund. All moneys collected following board proceedings shall be credited in full to the board of nursing fee fund.

~~(f)~~(e) Professional incompetency defined. As used in this section, "professional incompetency" means:

- (1) 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;
- (2) repeated instances involving failure to adhere to the applicable standard of care to a degree which constitutes ordinary negligence, as determined by the board; or
- (3) a pattern of practice or other behavior which demonstrates a manifest incapacity or incompetence to practice nursing.

~~(g)~~(f) Criminal justice information. The board upon request shall receive from the Kansas bureau of investigation such criminal history record information relating to arrests and criminal convictions as necessary for the purpose of determining initial and continuing qualifications of licensees of and applicants for licensure by the board.

(g) The board may defer discipline or other action against any impaired licensee who enters into a binding agreement, in a form satisfactory to the board, under terms of which such licensee agrees not to practice nursing or to practice nursing with limitations or conditions and to enter into, and comply with the requirements of, a board-approved treatment and/or monitoring program in accordance with regulations adopted by the board; provided that this subsection shall not apply to any licensee who has been convicted of, pleads guilty to, or enters a plea of *nolo contendere* to a felony offense involving a controlled substance. If a licensee fails to comply with the board-approved program, the board may then give the licensee notice of its intent to lift the stay or deferment and impose discipline or other action.

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(h) As used in this section, a conviction includes a finding of guilty by a military court martial pursuant to the uniform code of military justice, by a court of the United States or by a court of competent jurisdiction in any state; or any diversion or deferred judgment agreement entered into in a felony or misdemeanor case

History: (L. 1949, ch. 331, § 9; L. 1963, ch. 314, § 6; L. 1972, ch. 231, § 10; L. 1975, ch. 316, § 7; L. 1978, ch. 240, § 6; L. 1981, ch. 245, § 1; L. 1983, ch. 206, § 10; L. 1985, ch. 88, § 6; L. 1986 ch. 233, § 4; L. 1990, ch. 221, § 5; L. 1993, ch. 194, § 1, L. 1995, ch. 97, § 2, L. 1997, ch. 158, § 4; L. 1998, ch. 142 § 8; L. 2011, ch. 114 § 42; Jan. 1, 2012.)

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65-1120a. Reinstatement of revoked licenses; burden of proof; board of nursing report to legislature.

- (a) A person whose license has been revoked may apply for reinstatement of the license after the expiration of three years from the effective date of the revocation. Application for reinstatement shall be on a form approved by the board and shall be accompanied by a reinstatement fee established by the board under K.S.A. 65-1118, and amendments thereto. ~~The burden of proof by clear and convincing evidence shall be on the applicant to show sufficient rehabilitation to justify reinstatement of the license to warrant the public trust by clear and convincing evidence.~~
- (b) The board may reinstate a revoked license upon a finding that the applicant is otherwise qualified for licensure under the Kansas nurse practice act and amendments thereto and is sufficiently rehabilitated to warrant the public trust. The burden shall be upon the applicant to establish rehabilitation by clear and convincing evidence.
- (c) ~~In determining whether an applicant is sufficiently rehabilitated to warrant the public trust, the board may consider any relevant evidence, and may, but shall not be required, to consider the following factors:~~
 - ~~(1) the present moral fitness of the applicant to practice nursing;~~
 - ~~(2) the demonstrated consciousness of the wrongful conduct and the disrepute which the conduct has brought to the nursing profession;~~
 - ~~(3) the extent of the applicant's rehabilitation;~~
 - ~~(4) the seriousness of the original misconduct;~~
 - ~~(5) the applicant's conduct subsequent to discipline;~~
 - ~~(6) the time elapsed since the original discipline;~~
 - ~~(7) the applicant's character, maturity, and experience at the time of the original discipline;~~
 - ~~and~~
 - ~~(8) the applicant's present competence to engage in the nursing profession; and~~
 - ~~(9) other relevant factors bearing on the applicant's ability to practice nursing~~
- (d) If the board determines a license should not be reinstated, the person shall not be eligible to reapply for reinstatement for three years from the effective date of the denial.
- (e) All proceedings conducted on an application for reinstatement shall be in accordance with the provisions of the Kansas administrative procedure act and shall be reviewable in accordance with the Kansas judicial review act. ~~The board, on its own motion, may stay the effectiveness of an order of revocation of license.~~
- (f) ~~On or before January 8, 2018, and on~~ or before the first day of the regular session of the Kansas legislature each year thereafter, the board of nursing shall submit a written report to the senate standing committee on public health and welfare and the house of representatives standing committee on health and human services that includes on an anonymous but individual and itemized basis: The number of individuals who applied for reinstatement of a revoked license during the immediately preceding calendar year; the amount of moneys charged to each such applicant; the number of such reinstatement applications that were granted and denied; and the basis given to deny any such reinstatement application.
- (g) This section shall be part of and supplemental to the Kansas nurse practice act.

History: L. 2017, ch. 31, § 2; July 1.

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65-1121a. Administrative Proceedings; Judicial review of board's actions.

- (a) All administrative proceedings regarding licensure under this act shall be conducted under Kansas administrative procedures act. Any agency action of the board of nursing pursuant to the Kansas nurse practice act is subject to review in accordance with the Kansas judicial review act.
- (b) This section shall be part of and supplemental to the Kansas nurse practice act.

History: (L. 1986, ch. 318, § 145; L. 2010, ch. 17, § 128; July 1.)

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65-1129. Rules and regulations. ~~The board shall adopt and promulgate rules and regulations as necessary to carry out the provisions of this act (*).~~ The board is authorized to adopt and promulgate rules and regulations as are necessary to carry out the provisions in article 11 of chapter 65.

History: (L. 1978, ch. 240, § 9; July 1.)

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74-1110. Civil fine. ~~The board of nursing, in addition to any other penalty prescribed by law, may assess a civil fine, after proper notice and an opportunity to be heard, against any person granted a license, certificate of qualification or authorization to practice by the board of nursing for a violation of a law or rule and regulation applicable to the practice for which such person has been granted a license, certificate of qualification or authorization by the board in an amount not to exceed \$1,000 for the first violation, \$2,000 for the second violation and \$3,000 for the third violation and for each subsequent violation. All fines assessed and collected under this section shall be remitted to the state treasurer in accordance with the provisions of K.S.A. 75-4215, and amendments thereto. Upon receipt of each such remittance, the state treasurer shall deposit the entire amount in the state treasury to the credit of the state general fund.~~ **Disciplinary action.** In all matters before the Kansas state board of nursing, the board shall have the power to revoke a license or authorization issued to a person who does not renew the license or authorization or who voluntarily surrenders such person's license or authorization while an investigation or charges are pending or anticipated that involve an alleged ~~misconduct~~ violation of any provision of the Kansas nurse practice act or any rules and regulations adopted by the board.

History: (L. 1992, ch. 151, § 6; L. 2001, ch. 5, § 304; July 1.)

65-xxxx. An impaired provider program may be established by or contracted by the board, purpose of program, screening, completion of program, effect of, disciplinary action for failure to complete, confidentiality.

- (a) The state board of nursing may establish an impaired provider program to promote the identification, intervention, treatment, and monitoring of registered professional nurses, licensed practical nurses, advanced practice registered nurse, registered nurse anesthetist or mental health technicians whose license is issued by the board who may be impaired by reason of substance use or potential for substance use or by mental or behavioral health conditions affecting the ability to practice.
- (b) The impaired provider program is available, upon board discretion, to applicants and licensees who:
 - (1) admits to the use of substances that for purposes of this section, substance means alcohol, drugs, controlled substances, or any combination thereof;
 - (2) self-refer;
 - (3) test positive in a pre-employment or for-cause drug or alcohol screen;
 - (4) have refused to obtain an alcohol or drug screen requested by an employer, the board, or a professional licensing agency in Kansas, another state, United States territory, or country; or
 - (5) have pled guilty to, been found guilty, or entered into a diversion or deferred judgment program in a court of competent jurisdiction in Kansas, another state, territory of the United States, or country of any offenses, whether classified as a felony or misdemeanor, involving alcohol, drugs, or a controlled substance.
- (c) The program shall be a minimum of one year in duration and may require:
 - (1) random drug and alcohol testing at the participant's expense;
 - (2) chemical dependency evaluation at the participant's expense;
 - (3) mental/behavioral health evaluation at the participant's expense; and any other conditions provided for in rules and regulations promulgated by the board.
- (d) Upon receiving a complaint or an application, the board shall screen the information submitted to determine whether the individual may be eligible for the impaired provider program. Upon enrollment, applicant or licensee shall enter into a written agreement setting forth the requirements of the impaired provider program. If declined, the board may proceed with its regular process of investigating a complaint or application for a determination of any disqualification for licensure or discipline as set forth in K.S.A. 65-1120 and amendments thereto. The board shall retain sole discretion to offer the program at any time.
- (e) Upon successful completion of the impaired provider program, the licensee shall be deemed to have no disciplinary action against his or her license and shall not be required to disclose participation in the program, except evidence of such participation in the program may be admitted or considered for a subsequent violation involving alcohol, drugs, or controlled substances. All records shall be deemed confidential and not public records pursuant to the Kansas Open Records Act and not subject to court or administration subpoena or subject to discovery or introduction as evidence in any civil, criminal, or administrative proceedings.
- (f) If a licensee does not successfully complete the impaired provider program or violates any term of the program prior to completion of the program, the board may pursue disciplinary action as set forth in K.S.A. 65-1120 and amendments thereto. Records from the program may be used as evidence in any such proceedings or hearings initiated under the Kansas administrative proceedings act.
- (g) The board may promulgate administrative rules and regulations subject to the provisions of this section and K.S.A. 65-1120 and amendments thereto to administer, implement, and enforce any impaired provider program established pursuant to this section.
- (h) The board may expend appropriated funds necessary to provide for operational expenses of any impaired provider program established pursuant to this section.
- (i) Any board member, board staff member, members of the programs, as well as any administrator, staff member, consultant, agent, or employee of the programs, acting within the scope of his or her duties and without actual malice, and all other persons who furnish information to the programs in good faith and without actual malice, shall not be liable for any claim of damages as a result of any statement, decision, opinion, investigation, or action taken by the programs, or by any individual member of the programs, by any board member, by any board staff member or by a presiding officer in any administrative proceeding or hearing.

- (j) All information, interviews, reports, statements, memoranda, drug or alcohol testing results, or other documents furnished to or produced by the programs, as well as communications to or from the programs, any findings, conclusions, interventions, treatment, rehabilitation, or other proceedings of the programs which in any way pertain to an applicant or licensee who may be, or who actually is, impaired shall be privileged and confidential. Any records produced in conjunction with either program shall not be considered public records under the Kansas Open Records Act and shall not be subject to court subpoena or subject to discovery or introduction as evidence in any civil, criminal, or administrative proceedings except as set forth in subsection (f) of this section.
- (k) This section shall be part of and supplemental to the Kansas nurse practice act.

History:

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[DATE]

[Name]
[Address]
[Address]

RE: Multi-State Application Ineligibility
KSBN Case: 00-0000-0

Dear [Name]:

The Board received your application on [date] for a multistate license pursuant to the Kansas Nurse Licensure Compact, K.S.A. 65-1166. My initial review of your application shows that you appear to not meet the requirements of K.S.A. 65-1166, Art. III, specifically:

1. Meet the requirements for licensure in the home state (state of residency), K.S.A. 65-1166 art. III (c)(1) and K.S.A. 65-11XX / K.A.R. 60-3-XX.
- _____ 2. a. Have graduated from a board-approved education program, K.S.A. 65-1166 art. III (c)(2)(A) and K.S.A. 65-1115(a)(1) / K.S.A. 65-1116(a)(1); or
b. Have graduated from an international education program (approved by the authorized accrediting body in the applicable country and verified by an independent credentials review agency), K.S.A. 65-1166 art. III (c)(2)(B), K.S.A. 65-1115(a)(1) / K.S.A. 65-1116(a)(1) and K.A.R. 60-3-106.
- _____ 3. Have passed an English proficiency examination (applies to graduates of an international education program not taught in English or if English is not the individual's native language), K.S.A. 65-1166 art. III (c)(3), K.S.A. 65-1115(a)(1) / K.S.A. 65-1116(a)(1) and K.A.R. 60-3-106.
- _____ 4. Have passed an NCLEX-RN or NCLEX-PN Examination or predecessor exam, K.S.A. 65-1166 art. III (c)(4) and K.S.A. 65-1115(c) / K.S.A. 65-1116(c) and K.A.R. 60-3-101(a).
- _____ 5. Are eligible for or hold an active, unencumbered license (i.e., without active discipline), K.S.A. 65-1166 art. III (c)(5).
- _____ 6. Have submitted to state and federal fingerprint-based criminal background checks, K.S.A. 65-1166 art. III (c)(6).
- _____ 7. Have no state or federal felony convictions, K.S.A. 65-1166 art. III (c)(7).
- _____ 8. Have no misdemeanor convictions related to the practice of nursing (determined on a case-by-case basis), K.S.A. 65-1166 art. III (c)(8).
- _____ 9. Are not currently a participant in an alternative program, K.S.A. 65-1166 art. III (c)(9).
- _____ 10. Are required to self-disclose current participation in an alternative program, K.S.A. 65-1166 art. III (c)(10).
- _____ 11. Have a valid United States Social Security number, K.S.A. 65-1166 art. III (c)(11).

If you believe this to be incorrect, please send any evidence (written statements, documents, etc.) that shows the requirement has been met to the above address. The document(s) should be received within fifteen (15) days from the date of this letter. If the documentation is not received before the expiration of this time, your application will be submitted to the Board for consideration based upon the existing documentation.

If the information is correct that you do not meet the factors listed above and you would like for the Board to instead consider you for a single-state license to practice in Kansas, please sign your name on the bottom of this letter affirming your desire to be considered for a single-state license.

No additional fees are required at this time, and no refunds will be forthcoming.

If you have any questions, please call 785-296-6634.

Sincerely,

Evan Faulkner
Special Investigator

Request for a Single-State License

I have read the above letter and agree and understand that I Have not met the above noted requirements to obtain a multi-state license at this time, Thus, I no longer wish to obtain a multi-state license and hereby withdraw my consideration for a multi-state license pursuant to K.S.A. 65-1166. I hereby request that the Board consider me for a single-state Kansas license. By signing below I agree and understand the information I provided in my application for a multi-state license will be used to determine my eligibility to be issued a single-state Kansas license and no fee will be returned in whole or in part.

Signature

Date