

Agency Mission: To assure the citizens of Kansas safe and competent practice by nurses and mental health technicians.

**Kansas State Board of Nursing
Landon State Office Building
Board of Nursing Library, Room 1051
Investigative Committee Agenda
September 4, 2025**

NOTE: The audience may attend in person or via Zoom. Link to access meeting to follow agenda.

Time: 9:00 a.m. – Until Finished

Committee Members: Vacant, Chair
Ruth L.M. Burkhart, DNP, MSN, MA, RN-BC, LPCC
Adri Gouldsmith, LPN, V. Chair
Brenda Sharpe, Public Member

Staff: Linda Davies, MSN, BSN, RN, Practice Specialist
Stephanie Wiley, Sr. Administrative Assistant

- I. Quorum (minimum of 1 member present) – Yes or No
- II. Call to Order
- III. Review of On-Site packets
- IV. Additions/Revisions to the agenda
- V. Announcements
- VI. Approval of minutes – June 9, 2025

Consent Item Agenda

- VII. Unfinished Business
 - 1. Five-year Combined Statute and Regulation Review Process
- VIII. New Business
 - 1. KNAP Statistical Summary, 7/1/2024-6/30/2025 (FY25)
 - 2. KNAP Statistical Summary, 04/01/2025-6/30/2025
 - 3. KNAP Updates
 - 4. NCSBN Failure to Renew Survey Data and Analysis
 - 5. Statute Review Workgroup Report
 - 6. EVOKE Case Management Status Update
- IX. Quasi-Judicial
- X. Agenda for December 2025 Committee meeting

XI. Adjourn

Executive session if needed.

Committee Responsibilities:

To review and recommend revisions in investigative and discipline statutes and regulations. To conduct a review of cases opened by the legal department, determine what type of disciplinary proceeding, and recommend proceedings be initiated. To review and recommend changes to investigative and discipline policies and procedures. To maintain a structured system for monitoring impaired licensees; to review and recommend revisions to the impaired assistance program yearly contract.

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.

You are invited to a Zoom webinar!

When: Sep 4, 2025 08:30 AM Central Time (US and Canada)

Topic: Kansas State Board of Nursing - Investigative Committee

Join from PC, Mac, iPad, or Android:

<https://us02web.zoom.us/j/82917640749?pwd=FUHGAWMY7aY20kXCcVv87TxDCXV2K.1>

Passcode: KsbnINVCom

Phone one-tap:

+13126266799,,82917640749#,,,,*8596459670# US (Chicago)

+13092053325,,82917640749#,,,,*8596459670# US

Join via audio:

+1 312 626 6799 US (Chicago)

+1 309 205 3325 US

+1 646 931 3860 US

+1 301 715 8592 US (Washington DC)

+1 305 224 1968 US

+1 646 876 9923 US (New York)

+1 346 248 7799 US (Houston)

+1 360 209 5623 US

+1 386 347 5053 US

+1 507 473 4847 US

+1 564 217 2000 US

+1 669 444 9171 US

+1 669 900 6833 US (San Jose)

+1 689 278 1000 US

+1 719 359 4580 US

+1 253 205 0468 US

+1 253 215 8782 US (Tacoma)

Webinar ID: 829 1764 0749

Passcode: 8596459670

International numbers available: <https://us02web.zoom.us/j/82917640749?pwd=FUHGAWMY7aY20kXCcVv87TxDCXV2K.1>

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**Kansas State Board of Nursing (KSNB)
Combined Statute and Regulation Review Plan**

August 14, 2025

Current Situation: In June 2025, the KSNB decided to integrate and align the **internal standard and governance policy** for statutes and regulations review to include the **K.S.A. 77-415 statutory review of regulation** on a five-year cycle.

The purpose of this document is to assign all the statutes and regulations of The Kansas Nurse Practice Act (NPA) to at least one committee to be reviewed once every five years.

The goal of this legislative statute and regulation review plan is for each KSNB Committee to approval this proposed five-year schedule for their own committee.

The KSNB 2025 to 2028 Strategic Plan states the importance of this work as described in...

Priority #1: Promoting Nursing and Allied Health Standards; safe nursing through education, licensure, and regulation

Strategic Objective 4. Legislative Engagement

The intention of this work is to identify opportunities and prepare priorities for partnership with the Kansas legislature in the revision of specific statutes and regulations in the next legislative session.

The objective of this process is to have each KSNB Committee make a motion similar to this statement:

Proposed Committee Motion: After reviewing the proposed five-year legislative statute and regulation review schedule for our committee, I am moving approval of this proposed plan as amended with the priorities for the next two years and the quarter scheduled for review.

Introduction:

The following attachments list the statutes and regulations of the [Kansas Nurse Practice Act](#) (KNPA) approved by the Kansas Legislature listed by KSBN Committee in the order they appear in the KNPA.

Each statute and regulation has a hyperlink to the actual KNPA language to be reviewed by each committee in the next five years.

Committees are listed in the sequence of meeting each quarter as listed on the KSBN website.

The column with “**Review Year***” needs to be reviewed for by each committee to agree are the **priorities for the next two years.**

The column with “**Quarter Review****” needs to be reviewed for by each committee to agree are the **quarter scheduled for review for the next two years.**

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Investigative Committee Legislative Review Schedule

<u>Article Title</u>	<u>Review Year*</u>	<u>Quarter Review**</u>
<u>74-1110 - Civil fine.</u>	2026	
<u>65-1114 - Unlawful acts.</u>	2026	
<u>65-1120 - Grounds for disciplinary actions; proceedings; witnesses; costs; professional incompetency defined; criminal justice record information.</u>	2026	
<u>65-1120a - Reinstatement of revoked licenses; burden of proof; board of nursing report to legislature.</u>	2026	
<u>65-1121a - Judicial review of board's actions.</u>	2026	
<u>65-1122 - Misdemeanors; penalties.</u>	2028	
<u>65-1123 - Injunctions.</u>	2028	
<u>65-1127 - Reporting of malpractice incidents and other information; immunity from liability in civil actions for reporting, communicating and investigating certain information concerning alleged malpractice incidents and other information; conditions.</u>	2027	
<u>65-1135 - Complaint or information relating to complaint confidential; exceptions.</u>	2026	
<u>60-3-110. Unprofessional conduct</u>	2026	
<u>65-4209 - Grounds for disciplinary actions; proceedings; witnesses; costs; professional incompetency defined; criminal history record information.</u>	2026	
<u>65-4210 - Disciplinary proceedings; complaint; notice and hearing.</u>	2026	
<u>65-4211 - Judicial review.</u>	2027	
<u>65-4213 - Injunctions.</u>	2028	
<u>65-4214 - Violations; penalties.</u>	2026	
<u>65-4216 - Report of certain actions of mental health technician; persons required to report; medical care facility which fails to report subject to civil fine; definitions.</u>	2027	
<u>65-4217 - Immunity from liability in civil actions for reporting, communicating or investigating certain information.</u>	2027	
<u>60-7-106. Unprofessional conduct</u>	2028	
<u>60-7-111. Reporting of certain misdemeanor convictions by the licensee</u>	2029	

Needs to be reviewed by committee to agree

* These are the **priorities for the next two years.**

** on the **quarter scheduled for review for the next two years.**

Nursing Education Committee Legislative Review Schedule

<u>Article Title</u>	<u>Review Year*</u>	<u>Quarter Review**</u>
65-1119 - Schools of nursing; approval; approval of providers of continuing education offerings; application fee; criteria for evaluating out-of-state schools; nationally accredited schools of nursing.	2026	
60-1-102. Approval procedure	2028	
60-1-103. Discontinuing a school of nursing	2028	
60-1-104. Definitions	2026	
60-2-101. Requirements for initial approval	2026	
60-2-102. Reapproval requirements	2028	
60-2-103. Nursing program faculty and preceptor qualifications	2027	
60-2-104. Curriculum requirements	2026	
60-2-105. Clinical resources	2026	
60-2-106. Educational facilities	2026	
60-2-107. Student policies	2026	
60-2-108. Reports	2026	
60-3-114. Satisfactory completion of a refresher course approved by the board	2026	
60-17-101. Definitions	2029	
60-17-102. Requirements for initial approval	2029	
60-17-103. Reapproval requirements	2029	
60-17-104. Administrator, faculty and preceptor qualifications	2029	
60-17-105. Curriculum requirements	2029	
60-17-106. Clinical resources	2029	
60-17-107. Educational facilities	2029	
60-17-108. Student policies	2029	
60-17-109. Reports	2029	
60-17-110. Discontinuing an advanced practice registered nurse program	2028	
60-17-111. Requirements for advanced practice registered nurse refresher course	2026	
60-5-102. Approval procedure	2029	
60-5-103. Discontinuing a program for mental health technicians	2027	
60-6-101. Requirements	2026	

Needs to be reviewed by committee to agree

* These are the **priorities for the next two years.**

** on the **quarter scheduled for review for the next two years.**

CNE & IV Therapy Committee Legislative Review Schedule

<u>Article Title</u>	<u>Review Year*</u>	<u>Quarter Review**</u>
65-1136 - Intravenous fluid therapy; qualifications of licensed practical nurses to administer; definitions; rules and regulations; advisory committee established; prohibitions; exceptions.	2026	
60-9-105. Definitions	2028	
60-9-106. Continuing nursing education for license renewal	2029	
60-9-107. Approval of continuing nursing education	2026	
Exceptions	2026	
60-16-101. Definitions	2026	
60-16-102. Scope of practice for licensed practical nurse performing intravenous fluid therapy	2028	
60-16-103. Stand-alone course approval procedure; competency examinations; recordkeeping	2027	
60-16-104. Standards for course and program curriculum content	2027	
65-1159 - Qualifications of applicant for renewal of an authorization to practice; continuing education.	2026	
65-4206 - Approved courses of mental health technology; standards; qualifications; providers of continuing education offerings.	2026	
65-4207 - List of approved courses; survey of proposed course and institution; resurvey; notice to deficient institution; removal from list; records.	2026	
60-12-104. Approval of continuing education offerings	2027	
60-12-105. Definitions	2027	

Needs to be reviewed by committee to agree

* These are the **priorities for the next two years.**

** on the **quarter scheduled for review for the next two years.**

APRN Committee Legislative Review Schedule

Article Title	Review Year*	Quarter Review**
65-1130 - Advanced practice registered nurse; standards and requirements for licensure; rules and regulations; roles, titles and abbreviations; prescription of drugs authorized; licensure of currently registered individuals; malpractice insurance coverage required.	2026	
65-1131 - Advanced practice registered nurse; licensure; fees; license with temporary permit; exempt license; inactive license.	2026	
65-1132 - Renewal of license for advanced practice registered nurse; reinstatement of lapsed license.	2027	
65-1133 - Same; educational and training programs for advanced practice registered nurses; approval; survey; nationally accredited programs.	2027	
60-11-101. Definition of expanded role	2027	
60-11-102. Roles of advanced practice registered nurses	2026	
60-11-103. Licensure and educational requirements for advanced practice registered nurses	2027	
60-11-104. Functions of the advanced practice registered nurse in the role of nurse practitioner	2027	
60-11-104a. Prescription orders	2027	
60-11-105. Functions of the advanced practice registered nurse in the role of nurse-midwife	2027	
60-11-106. Functions of the advanced practice registered nurse; nurse anesthetist	2026	
60-11-107. Functions of the advanced practice registered nurse in the role of clinical nurse specialist	2027	
60-11-113. License renewal	2027	
60-11-116. Reinstatement of inactive or lapsed license	2029	
60-11-118. Temporary permit to practice	2028	
60-11-120. Expiration dates of licenses; applications	2028	
60-11-121. Exempt license	2028	
65-1151 - Definitions.	2028	
65-1152 - Qualifications for authorization to practice as a registered nurse anesthetist; approval of schools of nurse anesthesia, criteria.	2028	
65-1153 - Temporary authorization to practice.	2028	
65-1154 - Application; fees; deposit of moneys.	2026	
65-1155 - Expiration of authorizations to practice; renewal; lapsed authorization; reinstatement fee.	2026	
65-1158 - Duties of registered nurse anesthetists.	2027	
60-13-102. Approval procedure	2029	
60-13-103. School approval requirements	2029	
60-13-104. Exam approval	2029	
60-13-110. Reinstatement of inactive or lapsed authorization	2029	
60-13-111. Continuing education definitions	2026	
60-13-112. License renewal	2029	
60-13-113. Approval of registered nurse anesthetist continuing education	2026	

Practice Committee Legislative Review Schedule

Article Title	Review Year*	Quarter Review**
65-1113 - Definitions.	2026	
65-1115 - Licensure of professional nurses; qualifications of applicants; examination; refresher course; renewal license; title and abbreviation; temporary permit; exempt license.	2027	
65-1116 - Licensure of practical nurses; qualifications of applicants; examination; refresher course; renewal license; title and abbreviation; temporary permit; exempt license.	2027	
65-1117 - Renewal of license; inactive license, fee; continuing education requirements; rules and regulations; notification of change in name or address or criminal conviction; multi-state license.	2027	
65-1124 - Acts which are not prohibited.	2026	
65-1165 - Supervision of delegated nursing procedures.	2028	
60-3-101. Licensure	2029	
60-3-102. Duplicate of initial license	2026	
60-3-103. Change of name	2026	
60-3-105. Reinstatement of license	2026	
60-3-106. Licensure qualifications	2027	
60-3-106a. Temporary permit	2027	
60-3-107. Expiration dates of applications	2026	
60-3-108. License expiration and renewal	2026	
60-3-109a. Standards of practice	2028	
60-3-111. Inactive license	2026	
60-3-112. Exempt license	2027	
60-15-101. Definitions and functions	2027	
60-15-102. Delegation procedures	2027	
60-15-103. Supervision of delegated tasks or procedures	2027	
60-15-104. Medication administration in a school setting	2027	
65-1162 - Unlawful acts.	2026	
65-4202 - Definitions.	2026	
65-4203 - Licensure of mental health technicians; application; qualifications; examination; refresher course; temporary permits; exempt license; rules and regulations.	2027	
65-4204 - Title and abbreviations.	2027	
65-4205 - Renewal of license; application; fees; continuing education; renewal of lapsed license; notification of change in name or address or criminal conviction.	2027	
65-4212 - Exclusions.	2028	
65-4215 - Practice of medicine not authorized.	2028	
60-7-101. Licensure	2027	
60-7-102. Duplicate of initial license	2026	
60-7-103. Change of name	2026	
60-7-104. Reinstatement of license	2026	
60-7-105. Standards of practice	2027	
60-7-108. Inactive license	2026	
60-7-109. Exempt license	2028	
60-7-110. Expiration dates of licenses; applications	2028	
60-12-106. License renewal	2029	

Finance and Risk Management Committee Legislative Review Schedule

<u>Article Title</u>	<u>Review Year*</u>	<u>Quarter Review**</u>
<u>74-1106 - Board of nursing; appointment; terms; vacancies; qualifications; duties and powers; executive administrator and other employees; rules and regulations; compensation and expenses.</u>	2027	
<u>74-1108 - Board of nursing fee fund.</u>	2026	
<u>74-1109 - Fees for institutes, conferences and other educational programs offered by board; education conference fund.</u>	2026	
<u>74-1111 - Assistant attorneys general to represent board in proceedings or litigation arising from discharge of board duties; appointment; salary.</u>	2027	
<u>74-1112 - Board of nursing; fingerprinting and criminal history record check; fees; criminal background and fingerprinting fund.</u>	2026	
<u>65-1118 - Fees.</u>	2026	
<u>65-1118a - Fees; consultants' travel expenses.</u>	2026	
<u>65-1126 - Invalidity of part.</u>	2027	
<u>65-1129 - Rules and regulations.</u>	2026	
<u>65-1166 - Nurse licensure compact.</u>	2028	
<u>60-4-101. Payment of fees</u>	2026	
<u>60-4-103. Fees and travel expenses for school approval and approval of continuing education providers</u>	2026	
<u>65-1134 - Citation of Kansas nurse practice act.</u>	2026	
<u>60-11-119. Payment of fees</u>	2026	
<u>65-1163 - Application of act.</u>	2027	
<u>65-1164 - Rules and regulations.</u>	2026	
<u>60-13-101. Payment of fees</u>	2026	
<u>65-4201 - Citation of act.</u>	2026	
<u>65-4208 - Fees.</u>	2026	
<u>60-8-101. Payment of fees</u>	2026	

Needs to be reviewed by committee to agree

* These are the **priorities for the next two years.**

** on the **quarter scheduled for review for the next two years.**

DRAFT - KSBN Revised Statutory and Regulatory Review Form

NOTE: The majority of the information in this DRAFT Form will be automatically populated by KSBN Staff. Board Committees would be focus primarily on the **four** questions with a “*”.

IDENTIFY THE STATUTE, RULE AND REGULATION

Number

Article Title

Statute, Rule and Regulation Title

Type (new, amended)

Effective Date (history)

Authorizing KSA(s) and/or Related KAR(s)

Implementing KSA(s) and/or Related KAR(s)

Legislative History

KSBN STRUCTURE

KSBN Oversight Committee

Staff Review Owner

Review Year Cycle Number

Quarter of Review

PURPOSE: Briefly describe the public purpose of the statute, rule and regulation. (*limited to 400 characters*)

Environmental Assessment

Is KSBN operating in good faith and reasonable compliance with this statute, rule or regulation?

Is the statute, rule or regulation in agreement with current healthcare practice?

How does this statute, rule or regulation compare with other states, model legislation, or healthcare accreditation standards?

Have there been any changes in the National Licensure Compact, case law, statutes, rules or regulations that might impact this statute, rule or regulation?

* If changes are needed in statute, rule or regulation, what are the key elements of the substance of the revisions that need to be made?

NECESSITY (Primarily for Rules and Regulations)

* Is the rule and regulation necessary for the implementation and administration of state law, or could it be revoked? (*necessary/ could be revoked*)

Does the rule and regulation serve an identifiable public purpose in support of state law? *yes/no*

Is the rule and regulation broader than necessary to meet its public purpose? (*yes/no*)

TIES TO FEDERAL PROGRAMS (Typically not applicable to KSBN)

***** Is the rule and regulation federally required for state participation in a federal program or authority?
(yes/no)

Is the rule and regulation necessary for federal delegation of enforcement authority to the State?

If the rule and regulation is federally required, the state and federal program names and the federal agency name (yes/no)

Could federal moneys be in jeopardy under current law if the rule and regulation were repealed?
(yes/no)

If federal moneys could be in jeopardy, the approximate amount received for the most recent fiscal year.

POTENTIAL FOR REVOCATION (Primarily for Rules and Regulations)

Briefly describe how revocation would affect Kansans. *(limited to 600 characters)*

If the rule and regulation is not in active use, would revocation require a change to the authorizing or implementing statute? *(in active use/ yes/ no)*

***** If the rule and regulation is not in active use and revocation would require a change to the authorizing or implementing statute, which change(s)? *(limited to 400 characters)*

ADDITIONAL INFORMATION

Additional information necessary to understanding the necessity of this rule and regulation *(limited to 1,200 characters)*

Kansas Nurses Assistance Program Statistical Summary

Reporting Period: 7/1/2024 - 6/30/2025

Active Cases

Participants Entered Into Program:	<u>48</u>	Total Number in Program:	<u>80</u>
Referral Source:		Type of License:	
Board:	<u>30</u>	ARNP	<u>5</u>
Employer:	<u>5</u>	CRNA	<u>2</u>
		LPN	<u>17</u>
Co-Worker:	<u>0</u>	RN	<u>57</u>
Self:	<u>13</u>	Board:	
Family-Friend:	<u>0</u>	Known:	<u>66</u>
Other:	<u>0</u>	Un-Known:	<u>14</u>
Reasons for Referral:		Gender:	
Alcohol:	<u>18</u>	Male:	<u>11</u>
Drugs:	<u>22</u>	Female:	<u>69</u>
Alcohol & Drugs	<u>4</u>	Age:	
Mental Health:	<u>8</u>	20's:	<u>7</u>
Diversion	<u>7</u>	30's:	<u>25</u>
Released from Program:		40's:	<u>30</u>
Successful:	<u>18</u>	50's:	<u>15</u>
Non-Compliant:	<u>13</u>	60's:	<u>3</u>
Voluntary Withdrawal:	<u>17</u>	Nursing Employment Status:	
Death:	<u>0</u>	Employed:	<u>67</u>
No Diagnosis:	<u>0</u>	Unemployed:	<u>3</u>
State of Residency:		Outside Profession:	<u>10</u>
MO	<u>4</u>	Nursing Employment Settings:	
KS	<u>76</u>	Hospital:	<u>22</u>
Contract Length:		Nursing Home/Long Term Care:	<u>20</u>
5 Year's	<u>2</u>	Medical Office/Clinic:	<u>21</u>
3 Year's	<u>62</u>	School:	<u>1</u>
1 Year	<u>16</u>	Administrative:	<u>3</u>
		Other:	

Kansas Nurses Assistance Program Statistical Summary

Reporting Period: 4/1/2025 - 6/30/2025

Active Cases

Participants Entered Into Program:	<u>17</u>	Total Number in Program:	<u>80</u>
Referral Source:		Type of License:	
Board:	<u>14</u>	ARNP	<u>5</u>
Employer:	<u>0</u>	CRNA	<u>2</u>
		LPN	<u>17</u>
Co-Worker:	<u>0</u>	RN	<u>57</u>
Self:	<u>3</u>		
Family-Friend:	<u>0</u>	Board:	
Other:	<u>0</u>	Known:	<u>66</u>
		Un-Known:	<u>14</u>
Reasons for Referral:		Gender:	
Alcohol:	<u>7</u>	Male:	<u>11</u>
Drugs:	<u>8</u>	Female:	<u>69</u>
Alcohol & Drugs	<u>1</u>		
Mental Health:	<u>2</u>	Age:	
Diversion	<u>4</u>	20's:	<u>7</u>
		30's:	<u>25</u>
Released from Program:		40's:	<u>30</u>
Successful:	<u>7</u>	50's:	<u>15</u>
Non-Compliant:	<u>2</u>	60's:	<u>3</u>
Voluntary Withdrawal:	<u>1</u>		
Death:	<u>0</u>	Nursing Employment Status:	
No Diagnosis:	<u>0</u>	Employed:	<u>67</u>
		Unemployed:	<u>3</u>
State of Residency:		Outside Profession:	<u>10</u>
MO	<u>4</u>		
KS	<u>76</u>	Nursing Employment Settings:	
Contract Length:		Hospital:	<u>22</u>
5 Year's	<u>2</u>	Nursing Home/Long Term Care:	<u>20</u>
3 Year's	<u>62</u>	Medical Office/Clinic:	<u>21</u>
1 Year	<u>16</u>	School:	<u>1</u>
		Administrative:	<u>3</u>
		Other:	

NCSBN Survey: Failure to Timely Renew a License

Reported to KSBN: 5/29/2025

NCSBN Research Department conducted a survey to state Boards of Nursing in May 2025. The research department commented that there is a broad enough base that it is likely representative despite a smaller sample size.

Survey responses provided by eighty (80) staff from over thirty (30) jurisdictions, including the Northern Mariana Islands.

Survey Observations:

- 65% do not allow a grace period for the licenses if they fail to renew their license on time and continue working
- 78% report there is no state law that supports the allowance of a grace period
- 81% report that their BON takes disciplinary action against a licensee who fails to renew their license
- Documents retrieved to support any disciplinary action determination
 - o 50 participants retrieve “verification of employment documents”
 - o 44 participants retrieve a “Licensee statement”
 - o 4 participants retrieve other certifications (CNA or CMA)
- Disciplinary Actions taken against a licensee:
 - o 40 participants = Fine
 - o 21 participants = CNE (continuing nursing education)
 - o 34 participants = “other”
 - Sample includes multiple responses from some jurisdictions

KSBN appreciates NCSBN collecting and analyzing this survey information.