

**BEFORE THE KANSAS STATE BOARD OF NURSING**

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

**FILED**

**MAR 19 2018**

**IN THE MATTER OF  
CHRISTINA BURNS**

**License No. 13-85559-031**

**Case No. 17-365-7**

**EFFECTIVE AS A  
FINAL ORDER**

**KSBN**

**SUMMARY ORDER** DATE: April 5, 2018

Now on this 19TH day of March, 2018, this matter comes before the Kansas State Board of Nursing (Board) pursuant to authority granted to the Board by K.S.A. 65-1106 and K.S.A. 65-1120, to find facts and take disciplinary action against the Licensee, Heidi Hitchens, by way of Summary Order pursuant to K.S.A. 77-537. Upon review, the following findings of fact, conclusions of law and order are made for and on behalf of the Board:

**FINDING OF FACTS**

1. Licensee's address of record is 21855 W. 121<sup>st</sup> Place, Olathe, KS 66061.
2. Licensee is currently admitted to practice as an RN in the state of Kansas. The Board has jurisdiction over the Licensee and the subject matter of this action.
3. At the time of Licensee's 2017 online license renewal, the Licensee answered "no" to having the necessary 30 CNE hours. Licensee submitted only 24 hours of approved CNE out of the required 30 hours of approved CNE during the renewal period.
4. On or about November 21, 2017, Licensee entered a diversion agreement with the Board.
5. Licensee agreed to complete and submit, (1) the necessary six (6) hours of CNE that were not completed prior to renewal AND (2) the two hour CNE - *The Nurse Practice Act: An Overview for Nurses* home study available through the Via Christi Regional Medical Center: <https://www.viachristi.org/health-professionals/nursingallied-health/cne-wichita> within 90 days.
6. The Board agreed to suspend/ dismiss disciplinary proceedings against Licensee so long as the Licensee fulfilled the terms and conditions of the diversion agreement.

7. The agreed upon CNE hours were due to the Board on February 19, 2018.
8. Licensee did not submit proof of completion of six hours of general continuing education or the two-hour course on the Kansas Nurse Practice Act to the Board on or prior to February 19, 2018.
9. On February 21, 2018, the Board sent Licensee a letter stating that the Board had not received proof of completion for six hours of continuing education or two hours on the Kansas Nurse Practice Act. The letter provide Licensee with an additional 15 days (until March 8, 2018) to provide the CNE completion certificates to Board.
10. To date, Licensee has not submitted proof of completion of six hours of general continuing education or the two hour course on the Kansas Nurse Practice Act.

#### APPLICABLE LAW

11. The Kansas State Board of Nursing has the authority under K.S.A. 74-1106(c)(4) and K.S.A. 65-1120(a) to examine, license, renew or reinstate licenses and may limit, deny, suspend or revoke a license or authorization to practice nursing, and may issue a public or private censure and levy administrative fines consistent with K.S.A. 74-1110.
12. After an investigation, the Board's investigative committee found reasonable grounds to believe the Licensee violated K.S.A. 65-1120 of the Kansas Nurse Practice Act, and referrer this matter for further proceedings.
13. The Board requires 30 hours of approved CNE obtained within the prior licensing period and prior to submission of a renewal. KAR 60-9-106.

#### VIOLATIONS

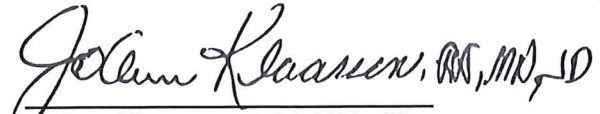
14. K.S. A.65- 1120(a)(7), to willfully violate the Kansas Nurse Practice Act and K.S.A. 65-1117 and KAR 60-9-106, by failing to have completed a program of CNE as required by the Board.

### CONCLUSIONS OF LAW

15. The Board has jurisdiction over the Licensee and the subject matter of this action, and such proceeding is held in the public interest.
16. The presiding officer whose signature appears below has been designated by the Board pursuant to K.S.A. 77-514 to act on behalf of the Board to act as a hearing officer and to execute orders, including summary orders.
17. The Board adopts the above Facts and Violations and finds Licensee violated the Kansas Nurse Practice Act; K.S.A. 65-1120 as stated above.
18. Based on the facts and circumstances set forth, the use of summary proceedings in this matter is appropriate, in accordance with the provisions set forth in K.S.A. 77-537(a), in that the use of summary proceedings does not violate any provision of the law and the protection of the public interest does not require the Board give notice and opportunity to participate to persons other than Applicant.

**IT IS THEREFORE ORDERED BY THE KANSAS STATE BOARD OF NURSING THAT:**

1. **Christina Burns, RN License #13-85559-031 is hereby suspended.**
  - a. **The Board will lift the suspension once Licensee submits proof of completion of the 2 hour CNE on the Kansas Nurse Practice Act and Licensee has paid all associated fines and costs of this action.**
2. **Christina Burns, RN License #13-85559-031 is hereby fined in the amount of \$200. Licensee has 90 days after the effective date of this order to submit payment to the Board, by check or money order.**
3. **Costs of this action in the amount of \$100 are assessed to licensee, Christina Burns and shall be paid by check or money order to the Board within 30 days of the effective date of this order.**

  
JoAnn Klaassen, RN, MN, JD  
Presiding Officer  
Investigative Committee Vice Chair  
Kansas State Board of Nursing

NOTICE OF RIGHTS

Pursuant to K.S.A. 77-537, this Summary Order shall become effective as a Final Order, without further notice, if no hearing is requested within fifteen (15) days of service. If you desire a hearing, you must submit or direct a written request for hearing to: Carol Moreland, Executive Director, Kansas State Board of Nursing, 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. 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.

CERTIFICATE OF SERVICE

I certify that on the 19<sup>th</sup> day of March, 2018, 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:

Christina Burns  
21855 W. 121<sup>st</sup> Place  
Olathe, KS 66061



Michelle David # 26982  
Assistant Attorney General

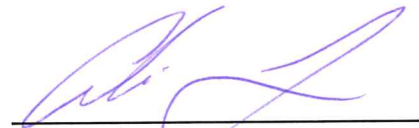
**NOTICE**

PLEASE TAKE NOTICE that this is a Final Order. A party to an agency proceeding may seek judicial review of a Final Order by filing a petition in the District Court as authorized by K.S.A. 77-601, *et seq.* A petition must be filed within 30 days following service of the Final Order. A copy of any petition for judicial review must be served upon Carol Moreland, Executive Administrator, Kansas State Board of Nursing, 900 SW Jackson, Suite 1051, Topeka, KS 66612.

**CERTIFICATE OF SERVICE**

I certify that on the 5<sup>TH</sup> day of April, 2018, the foregoing copy of the Summary Order, now a Final Order was served by depositing the same in the United States Mail, first-class postage prepaid, addressed to the following:

Christina Burns  
21855 W. 121<sup>st</sup> Place  
Olathe, KS 66061



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Aushlin Lowry  
Senior Administrative Assistant  
Kansas State Board of Nursing