

WHEREAS, under the Final Order and Consent Agreement, the Kansas State Board of Nursing outlined its factual basis and entered Conclusions of Law that the Licensee violated the Nurse Practice Act in the State of Kansas in the following respects:

1. Was guilty of fraud or deceit in practicing nursing or in procuring or attempting to procure a license to practice nursing;
2. In one or more instances, failed to adhere to the applicable standards of care to a degree which constitutes gross negligence as demonstrated by the Board;
3. Demonstrated unprofessional conduct by inaccurately recording, falsifying, or altering any record of a patient or agency or of the Board; and
4. Demonstrated unprofessional conduct, by leaving an assignment that had been accepted, without notifying the appropriate authority and allowing reasonable time for replacement; and

WHEREAS, the Licensee and the Kansas State Board of Nursing agreed to terms and conditions for the disposition of the matter which stayed Licensee's suspension. The disposition of this matter is found at paragraph 13 *et. seq.* of the Final Order and Consent Agreement dated July 5, 2012. Said dispositional terms and conditions are incorporated by reference and fully set forth herein; and

WHEREAS, the South Dakota Board of Nursing has unanimously voted to enter an Order mirroring the Kansas State Board of Nursing's action in all respects. The South

Dakota Board of Nursing will place the same restrictions upon said Licensee should she practice in the State of South Dakota; and

WHEREAS, the Board has a statutory obligation to protect the public health, safety, and welfare set forth in SDCL § 36-9, including the protection of the public from unsafe nursing practices and practitioners; and

WHEREAS, the matters that were under investigation in Kansas and addressed by the Kansas State Board of Nursing would be of a nature that would constitute grounds for discipline of her nursing licenses to practice as a registered nurse as well as a certified nurse midwife in the State of South Dakota under SDCL § 36-9-49 and SDCL § 36-9A-29; and

WHEREAS, the South Dakota Board of Nursing has jurisdiction over the person of the Licensee and the subject matter contained within the Kansas State Board of Nursing Final Order and Consent Agreement; and therefore

IT IS HEREBY ORDERED that

1. That the Board has jurisdiction over the person of the Licensee and the subject matter of this Order.
2. That based on the above, the South Dakota Board of Nursing specifically finds that the public health, safety, and welfare requires that the South Dakota Board of Nursing adopt and mirror the action taken by the Kansas State Board of Nursing in Case No. 10-1289-7.

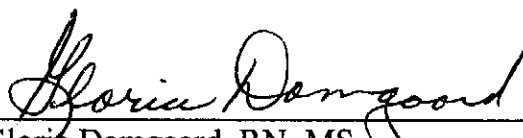
3. That the Licensee is hereby notified that any practice as a registered nurse or a certified nurse midwife in the State of South Dakota will be subject to the same terms and conditions as set forth by the Kansas State Board of Nursing in Case No. 10-1289-7.

4. If any additional action be taken by the Kansas State Board of Nursing against said Licensee, the South Dakota Board of Nursing will likewise accept action from Kansas to be implemented as discipline in the State of South Dakota.

5. This action is reportable discipline and will be published in the South Dakota Board of Nursing's newsletter and posted on its website and reported into the Healthcare Integrity and Protection Data Bank (HIPDB) and National Practitioner Data Bank (NPDB) as required by law.

The South Dakota Board of Nursing, at its meeting on the 28th day of February, 2013, approved this Order adopting the provisions of the Kansas State Board of Nursing's Final Order and Consent Agreement dated July 5, 2012, and enters its Order consistent herein as follows:

IT IS HEREBY ORDERED that the above is adopted as an Order of the South Dakota Board of Nursing this 28th day of February, 2013, by a vote of 9-0.



Gloria Damgaard, RN, MS
Executive Director
South Dakota Board of Nursing