

WHEREAS, based on the above conduct, the Board staff has concluded that the public health, safety, and welfare requires emergency action and that Licensee's actions may endanger the health and safety of those persons who are or will be entrusted to her care in the future; and

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

NOW, THEREFORE, it is hereby ordered:

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 Board specifically finds that the public health, safety, and welfare requires emergency action against Licensee's license.
3. That based on the above, the Board specifically finds that the Licensee has not observed the terms and conditions as set forth in her participation agreement with HPAP and that the actions of the Licensee endangers the public health, safety, and welfare and imperatively requires emergency action in that the Licensee may endanger the health and safety of those persons who are or will be entrusted to her care in the future and these are matters of a nature that would constitute further grounds for discipline of her license to practice under SDCL § 36-9-49.
4. Based upon these findings, Licensee's license to practice nursing in South Dakota is hereby summarily suspended. Licensee may petition according to SDCL § 36-

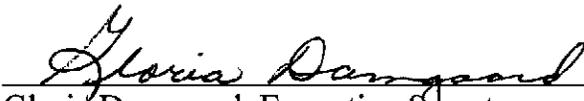
9-57 for reinstatement of her license at any time for "good cause" and upon the completion of all the terms and conditions of HPAP, their evaluation and subsequent clearance.

5. That Licensee shall turn in her license to the Board within ten (10) days of the date of this Order and it shall be kept by the Board until further action on this matter.

6. Licensee is hereby notified that any practice of or holding herself out as a registered nurse during the terms of this Order Summary Suspension is in violation of SDCL § 36-9-68.

Dated this 7th day of February, 2006.

SOUTH DAKOTA BOARD OF NURSING


Gloria Damgaard, Executive Secretary

The South Dakota Board of Nursing meeting on the 7th day of February, 2006, approved this Order of Summary Suspension as written without modifications and issues its Order of Summary Suspension consistent herein as follows:

IT IS HEREBY ORDERED that the above Order of Summary Suspension is adopted shown herein by the South Dakota Board of Nursing this 7th day of February, 2006, by a vote of 8-0.

SOUTH DAKOTA BOARD OF NURSING


Gloria Damgaard, Executive Secretary

NOTICE OF HEARING

The South Dakota Board of Nursing ("Board") pursuant to SDCL §§ 1-26-16, 1-26-27, and 1-26-29, hereby provides this Notice of Hearing to Julie Krogman, R.N., License No. R-027987 ("Licensee") as follows:

1. Hearing on the Order of Summary Suspension will take place before the Board on April 19, 2006, at 11⁰⁰ o'clock ^a ~~p~~.m. at 4305 South Louise Avenue, Suite 201, in Sioux Falls, South Dakota. _{CST}

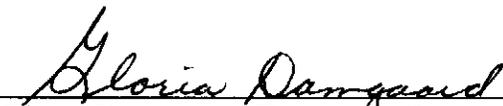
2. This matter is an adversarial proceeding and Licensee has the right to be present at the hearing and to be represented by an attorney. These due process rights will be forfeited if they are not exercised at the hearing.

3. Licensee has a right to request that the agency use the Office of Hearing Examiners for this proceeding by giving notice of the request to the Board no later than ten (10) days after the service of this Notice of Hearing on Order of Summary Suspension.

4. A decision issued by the Board after the hearing may be appealed to the circuit court and to the state Supreme Court as provided by law.

Dated this 17th day of February, 2006.

SOUTH DAKOTA BOARD OF NURSING



Gloria Damgaard, Executive Secretary