SOUTH DAKOTA BOARD OF NURSING

IN THE MATTER OF THE LICENSURE PROCEEDINGS

RE: MARY KAYE KURVINK, R.N.

License No. R-017395,

Licensee.

WHEREAS, Mary Kaye Kurvink, RN ("Licensee") was licensed to practice as a registered nurse in the State of South Dakota and held license number R-017395; and

WHEREAS, on or about the 16th day of September, 2009, the South Dakota Board of Nursing ("Board") accepted a Voluntary Surrender Consent Order signed by Licensee on September 14, 2009. Licensee entered into the Voluntary Surrender Consent Order following a Board mandated psychiatric evaluation with Dr. Berne Bahnson, dated May 18, 2009, and subsequent to the Board’s filing of an Order of Summary Suspension and Notice of Hearing for July 19, 2009. In lieu of a hearing, the Licensee wanted to resolve the matter without the necessity of a formal disciplinary hearing and wanted time to address her mental health issues; and

WHEREAS, said Voluntary Surrender Consent Order suspended Licensee’s license for an indefinite period subject to a reinstatement request pursuant to SDCL § 36-9-57, as the Board in its discretion may determine; and

During her testimony, Licensee told the Board that she had undergone a follow up evaluation with Dr. Bahnson on July 28, 2011. Upon request, Licensee provided a copy of Dr. Bahnson’s notes from that evaluation, which notes identified safety concerns if Licensee were to be a primary provider for patient care in a nursing role; and

WHEREAS, the Board has considered Licensee’s request, the statements and documents provided by the Licensee, the July 28, 2011 evaluation by Dr. Bahnson, the
previous Orders, as well as Licensee’s testimony, her demeanor and affect, and being fully advised in the premises;

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 the Licensee’s request for reinstatement of her registered nurse license in the State of South Dakota is hereby denied.

3. That the Licensee has failed to meet her burden in presenting information that shows good cause as to why the Licensee’s license should be reinstated.

4. The Licensee’s Voluntary Surrender Consent Order hereby remains in effect.

IT IS HEREBY ORDERED that the above Order Denying Request for Reinstatement was adopted by the South Dakota Board of Nursing on the 13th day of September, 2011, by a vote of 10 – 0.

SOUTH DAKOTA BOARD OF NURSING

Gloria Damgaard, Executive Director