

**STATE OF VERMONT
BOARD OF NURSING**

IN RE:

**Kimberly A. Beane
License No: 25-7821**

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Docket No. NU15-1099

SPECIFICATION OF CHARGES, STIPULATION AND CONSENT ORDER

SPECIFICATION OF CHARGES

1. The Vermont Board of Nursing has jurisdiction to investigate and adjudicate allegations of unprofessional conduct committed by nurses and nursing assistants pursuant to 3 V.S.A. §§129, 129a; 26 V.S.A. §§1574, 1582, 1584, 1595 and 1598; the Board of Nursing's Rules and the Office of Professional Regulation's Rules.
2. By way of history, Respondent Kimberly A. Beane, of Ticonderoga, New York, has been a licensed practical nurse, holding license number 247884-1, issued by the State of New York, at times relevant.
3. Respondent began working as an instructor in the Nursing Assistant program at the Northland Job Corps of Vergennes, Vermont, on or about February 8, 1999.
4. On or about September 8, 1999, Respondent prepared, signed and/or filed an Application for Registration and Licensure by Endorsement with the Vermont Board of Nursing. Subsequently, Respondent was issued a temporary practical nurse license, number 25-7821, by the Vermont Board of Nursing, that is scheduled to expire on or about September 5, 2000.
5. The above act(s), omission(s) and/or circumstance(s) violate 3 V.S.A. §1584(a)(3)
(It shall be a violation of this chapter for any person...to:...Practice nursing unless

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duly registered and currently licensed to do so...), which constitutes unprofessional conduct pursuant to, and also violates: 3 V.S.A. §129a(a)(3) (Failing to comply with provisions of federal or state statutes or rules governing the practice of the profession).

WHEREFORE, the license of Kimberly A. Beane should be disciplined.

STIPULATION

NOW COMES the State of Vermont, through its Attorney General, William H. Sorrell, and Respondent Kimberly A. Beane, who stipulate and agree as follows:

1. The Vermont Board of Nursing has jurisdiction to investigate and adjudicate allegations of unprofessional conduct committed by nurses and nursing assistants pursuant to 3 V.S.A. §§129, 129a; 26 V.S.A. §§1574, 1582, 1584, 1595 and 1598; the Board of Nursing's Rules and the Office of Professional Regulation's Rules.
2. Respondent, Kimberly A. Beane, of Ticonderoga, New York, admits the following:
 - a. She has been a licensed practical nurse, holding license no. 247884-1, issued by the State of New York, at times relevant.
 - b. She began working as an instructor in the Nursing Assistant program at the Northland Job Corps of Vergennes, Vermont, on or about February 8, 1999.
 - c. On or about September 8, 1999, she prepared, signed and/or filed an Application for Registration and Licensure by Endorsement with the Vermont Board of Nursing. Subsequently, Respondent was issued a temporary practical nurse license, number 25-7821, by the Vermont Board of Nursing, that is scheduled to expire on or about September 5, 2000.

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3. Respondent admits the conclusions of unprofessional conduct as set forth below in the Board's Order.
4. Respondent understands that the Nursing Board must review and accept the terms of the Consent Order. If the Board rejects any portion, the entire Stipulation and Consent Order shall be null and void.
5. Respondent has read and reviewed this entire document and agrees that it contains the entire agreement between the parties.
6. Respondent waives any notification period and agrees to have this document reviewed by the Board during the next available meeting. Respondent specifically waives any claims that any disclosures made to the full Board during its review of this agreement have prejudiced her rights to a fair and impartial hearing in future hearings if this agreement is not accepted by the Board.
7. Respondent is not under the influence of any drugs or alcohol at the time she signs this Stipulation and Consent Order.
8. Respondent voluntarily enters this agreement after the opportunity to consult with legal counsel and is not being coerced by anyone into signing this Stipulation and Consent Order.
9. Respondent voluntarily waives her right to charges and a contested hearing before the Board of Nursing.
10. Respondent agrees that the Board may set forth the order below.

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ORDER

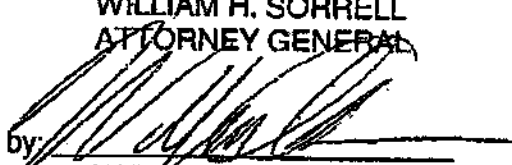
Based on the stipulation above it is **ORDERED AND ADJUDGED** as follows:

- A. By engaging in the conduct above, Respondent violated 3 V.S.A. §1584(a)(3) (It shall be a violation of this chapter for any person...to...Practice nursing unless duly registered and currently licensed to do so...), which constitutes unprofessional conduct pursuant to, and also violates: 3 V.S.A. §129a(a)(3) (Failing to comply with provisions of federal or state statutes or rules governing the practice of the profession).
- B. The Nursing Board **REPRIMANDS** the Respondent.
- C. This Stipulation and Consent Order is a matter of public record and may be reported to other licensing authorities as provided in 3 V.S.A. §129(a).
- D. This Stipulation and Consent Order will remain part of Respondent's licensing file and may be used for purposes of determining sanctions in any future disciplinary matter.

STATE OF VERMONT

WILLIAM H. SORRELL
ATTORNEY GENERAL

Dated: June 28, 2000

by: 

William H. Ahlers
Assistant Attorney General

RESPONDENT
KIMBERLY A. BEANE

Dated: June 26, 2000

by: Kimberly A. Beane

Kimberly A. Beane

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APPROVED AND SO ORDERED:

VERMONT BOARD OF NURSING

Dated: July 10, 2000

by: Susan Farrell
Chairperson

Date of entry: 7-11-00

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