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Governor

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Joey Ridenour
Executive Director

Arizona State Board of Nursing

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May 4, 2005

KYLE HAYES
14300 N. 83rd Ave.
Peoria AZ 85381

RE: CEASE AND DESIST LETTER

Dear KYLE HAYES:

The Board of Nursing has received information that you have been practicing as a nurse in Arizona without a valid license. On an application for employment with Banner Home Care, submitted by you and dated November 17, 2004, you indicate that you hold an Iowa nursing license and that you have been working as a nurse in Arizona since January 2003. Although Iowa is a compact state, your Iowa license is valid only in the state of Iowa since in or about April 2003. There is no indication at the Arizona State Board of Nursing that validates you hold a license to practice nursing in Arizona or that you hold a multi-state license from a compact state that would allow you to practice in Arizona.

Pursuant to A.R.S. § 32-1666(A)(1)(3): It is unlawful for a person who is not licensed or certified under this chapter to: (1) Practice or offer to practice professional or practical nursing in this state. (3). Represent or use any title, abbreviation, letters, sign, card or device to indicate that the person or any other person is a licensed practical nurse or a certified nursing assistant.

Pursuant to A.R.S. § 32-1641: Only a person who holds a valid and current license to practice as a licensed practical nurse in this state or in a party state as defined in A.R.S. 32-1668 may use the title "nurse", "licensed practical nurse", "practical nurse" or the abbreviation "L.P.N."

Pursuant to A.R.S. § 32-1667(2): A person is guilty of a class 6 felony who: (2) Engages in any conduct prohibited in section 32-1666.

The Arizona Board of Nursing demands that you immediately cease and desist implying to the public of Arizona that you are a nurse (LPN).

Be advised that the Board, pursuant to A.R.S. § 32-1606 (A) (4), will turn your case over to the appropriate law enforcement agency and proceed with criminal action in a court of law.

If you have any questions regarding our investigation of the complaint, please contact Thereasa Berry at 602-889-5208.

Sincerely,

Joey Ridenour, R.N., M.N.
Executive Director

/trb

cc:

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