

BEFORE THE BOARD OF HEALING ARTS OF THE STATE OF KANSAS

KS State Board of Healing Arts

In the Matter of ALICIA MARIE BEAN, M.D. Kansas License No. 04-34611

KSBHA Docket No. 11-HA00021

FINAL ORDER TERMINATING SUPERVISION REQUIREMENT

NOW on this 21st day of October 2011, comes before the Kansas State Board of Healing Arts ("Board") the request of Alicia Marie Bean, M.D. ("Licensee") for termination of supervision. Licensee appears in person and by and through legal counsel, Mark W. Stafford. Stacy R. Bond, Associate Litigation Counsel, appears on behalf of the Respondent Board.

Pursuant to the authority granted to Board by K.S.A. 65-2801 et seq., and in accordance with the provisions of the Kansas Administrative Procedure Act, K.S.A. 77-501 et seq., the Board hereby enters this Final Order in the above-captioned matter. After reviewing the file, hearing the statements and arguments of legal counsel, hearing the testimony of Licensee, and being otherwise duly advised in the premises, the Board makes the following findings, conclusions and orders:

I. Findings of Fact

1. Licensee is licensed to engage in the practice of medicine and surgery in the State of Kansas, License No. 04-34611, and has been so licensed since approximately August 24, 2010.

2. Licensee's last known mailing address provided to the Board is: confidential Manhattan, Kansas 66502.

3. On or about August 24, 2010, Licensee entered into a Consent Order with the Board based on alleged violations of the Kansas Healing Arts Act. Under the terms of the

Consent Order the Board required Licensee to practice under a supervisor who would review patient records and report to the Board whether Licensee prescribed in an appropriate manner and documented in a timely manner. The supervision requirement was to last for a minimum of six months of actively seeing patients.

4. The terms of the Consent Order allow Licensee to request modification or termination of the supervision requirements after six (6) months.

5. Since entering into the Consent Order, Licensee has actively practiced medicine at Geary Community Hospital in Junction City, Kansas.

6. The Board approved Todd Frieze, M.D. to act as Licensee's practice supervisor.

7. Since January 13, 2011, Dr. Todd Frieze has submitted eight reports to the Board regarding Licensee's performance. Such reports indicate no deficiencies by Licensee.

8. On or about August 24, 2011, Licensee filed a written request to the Board seeking termination of the practice supervision requirements imposed by the Consent Order.

9. On August 30, 2011, the Respondent Board filed a Response to Licensee's Request for termination of practice supervision.

II. Applicable Law

a. K.S.A. 77-501, *et seq.* – Kansas Administrative Procedure Act

b. K.S.A. 65-2801, *et seq.* – Kansas Healing Arts Act

III. Policy Statement

The public policy of regulating the practice of healing arts in the State of Kansas is set forth in K.S.A. 65-2801:

Recognizing that the practice of the healing arts is a privilege granted by legislative authority and is not a natural right of individuals, it is deemed necessary as a matter of policy in the interests of public health, safety and welfare, to provide laws and provisions covering the granting of that privilege and its subsequent use, control and regulation to the end that the public shall be properly protected against unprofessional, improper,

unauthorized and unqualified practice of the healing arts and from unprofessional conduct by persons licensed to practice under this act.

IV. Conclusions of Law

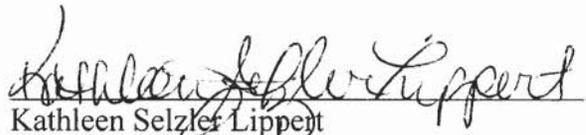
Licensee has satisfactorily met all requirements to terminate the practice supervision terms within the Consent Order.

V. Order

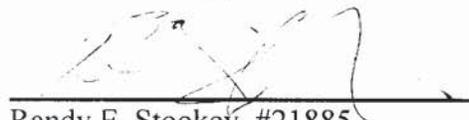
IT IS THEREFORE ORDERED BY THE KANSAS STATE BOARD OF HEALING ARTS that Licensee has satisfied all terms and conditions for practice supervision in the Consent Order, and that the Board hereby grants Licensee's request to terminate the practice supervision requirements imposed by the Consent Order.

IT IS FURTHER ORDERED that the Board shall maintain jurisdiction over this matter to issue any future order(s) deemed necessary and appropriate.

IT IS SO ORDERED THIS 21st DAY OF OCTOBER, 2011, IN THE CITY OF TOPEKA, COUNTY OF SHAWNEE, STATE OF KANSAS.


Kathleen Selzler Lippert
Executive Director
Kansas State Board of Healing Arts

Prepared and Approved by:


Randy E. Stookey, #21885
Assistant General Counsel
Kansas State Board of Healing Arts

NOTICE OF RIGHTS

PLEASE TAKE NOTICE that this is a Final Order. A Final Order is effective upon service, and service of a Final Order is complete upon mailing. Pursuant to K.S.A. 77-529, Licensee may petition the Board for Reconsideration of a Final Order within fifteen (15) days following service of the final order. Additionally, a party to an agency proceeding may seek judicial review of a Final Order by filing a petition in the District Court, as authorized by K.S.A. 77-601, *et seq.* Reconsideration of a Final Order is not a prerequisite to judicial review. A petition for judicial review is not timely unless filed within **30 days** following service of the Final Order. A copy of any petition for judicial review must be served upon Kathleen Selzler Lippert, the Board's Executive Director, at 800 SW Jackson, Lower Level-Suite A, Topeka, KS 66612.

CERTIFICATE OF SERVICE

I, the undersigned, hereby certify that a true copy of the foregoing **Final Order Terminating Supervision Requirement** was served this 27th day of October, 2011 by depositing the same in the United States Mail, first-class, postage prepaid, and addressed to:

Alicia Marie Bean, M.D.
confidential

Manhattan, Kansas 66502

And a copy was hand-delivered to:

Stacy Bond, Associate Litigation Counsel
Kansas State Board of Healing Arts
800 SW Jackson, Lower Level-Suite A
Topeka, Kansas 66612

Katy Lenahan, Licensing Administrator
Kansas State Board of Healing Arts
800 SW Jackson, Lower Level-Suite A
Topeka, Kansas 66612

Melissa Massey, Compliance Coordinator
Kansas State Board of Healing Arts
800 SW Jackson, Lower Level-Suite A
Topeka, Kansas 66612

The original was filed with the office of:

Kathleen Selzler Lippert, Executive Director
Kansas State Board of Healing Arts
800 SW Jackson, Lower Level-Suite A
Topeka, Kansas 66612



Cathy Brown
Executive Assistant