

FILED

FEB 16 1994

**BEFORE THE BOARD OF HEALING ARTS
OF THE STATE OF KANSAS**

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FEB 16 1994
BOARD OF
HEALING ARTS**

IN THE MATTER OF)
THE APPLICATION OF)
STEPHANIE J. BROUN)

STIPULATION

THIS AGREEMENT, made and entered into this _____ day of _____, 1994 by and between the Kansas State Board of Healing Arts (hereinafter referred to as "Board") and Stephanie J. Broun (hereinafter referred to as "Applicant").

WITNESSES:

WHEREAS, the Board is the sole and exclusive regulatory agency in the State of Kansas regarding the registration of Physical Therapists and Physical Therapist Assistants; and

WHEREAS, on December 30, 1993, Applicant submitted an Application for Registration as a Physical Therapist and in connection therewith requested that she receive a temporary permit pursuant to K.A.R. 100-36-1 until the date the results of the next examination to be administered July 13, 1994, are issued; and

WHEREAS, the State Examining Committee for Physical Therapy has reviewed Applicant's information submitted in connection with her Application for Registration as a Physical Therapist and has determined that the education of Applicant may not meet the qualifications required for registration as a Physical Therapist in the State of Kansas and has recommended to the Board that it deny said application; and

STIPULATION

Stephanie J. Broun, Applicant

WHEREAS, Applicant's application will be submitted to the Board as a whole at its meeting on February 5, 1994, for appropriate administrative proceedings and action on said application; and

WHEREAS, in lieu of formal administrative proceedings on Applicant's Application for Registration as a Physical Therapist and the time and expense to both parties which would be involved in such, the parties are desirous of entering into this Stipulation.

NOW, THEREFORE, in consideration of the conditions, terms, covenants and promises contained herein the parties agree as follows:

1. Upon Applicant's execution of this Stipulation, Applicant will be issued a temporary permit under the provisions of K.A.R. 100-36-1 as a Physical Therapist in the State of Kansas pending final action by the Board on the Application for Registration as a Physical Therapist. Such permit will become effective January 31, 1994, and will remain in effect through May 1, 1994.

2. Upon the issuance of the temporary permit to Applicant, Applicant voluntarily stipulates and agrees to the following restrictions and limitations on the temporary permit:

A. Applicant will provide Physical Therapy services only under the direction and supervision of a Physical Therapist registered by the Board.

B. Applicant shall not initiate or alter a treatment program without prior evaluation by and approval of her supervising Physical Therapist.

STIPULATION

Stephanie J. Brown, Applicant

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C. Applicant shall not respond to inquires that require the assessment of patient progress or prognosis but shall refer such inquiries directly to her supervising Physical Therapist.

D. Applicant shall not interpret data relating to a patient's disability.

E. Applicant shall keep the Board informed of all Physical Therapists who will serve in the capacity of supervisor and be responsible for Applicant's direction and supervision.

3. This Stipulation shall not become binding upon the Board until an authorized signature is affixed on the last page of this document. Upon signature by Applicant, this Stipulation shall be deemed a unilateral contract and agreement and shall bind Applicant to all terms and conditions set forth herein.

4. It is the intent and purpose of this Stipulation to enable Applicant to receive a temporary permit as a Physical Therapist and at the same time provide protection to the public during the pendency of a determination on Applicant's qualifications for registration. Nothing herein shall be construed to constitute a waiver by the Board of the qualifications necessary to be met by Applicant in order to receive permanent registration pursuant to either statute or rule and regulation.

5. By this Stipulation, Applicant waives any and all time limitations imposed by the Kansas Administrative Procedure Act in the processing of Applicant's Application for Registration as a Physical Therapist and in rendering any determination as to Applicant's qualifications for such registration. Further, Applicant agrees that the Board

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Stephanie J. Broun, Applicant

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may take action on her Application for Registration as a Physical Therapist until the regularly scheduled meeting to be held June 3-4, 1994.

6. The temporary permit issued pursuant to this Stipulation will become null and void unless this Stipulation is affirmed a ratified by the Board at its next regular meeting to be held February 3, 1994.

7. This Stipulation constitutes the entire agreement between the parties and may only be modified by or amended by subsequent document executed in the same manner by the parties.

IN WITNESS WHEREOF, the parties have executed this agreement the 16th day of February, 1994.

Lawrence T. Buening, Jr.
Executive Director
Date 2/16/94

Stephanie J. Broun
Applicant
Date 22.1.94

Stephanie J. Broun
STIPULATION
Stephanie J. Broun, Applicant

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