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JUL 18 2012

KS State Board of Healing Arts

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

In the Matter of)
JOYCE BUNDS, L.R.T.)
)
Kansas License No. 22-04211)
_____)

KSBHA Docket No. 12-HA00090

FINAL ORDER GRANTING LICENSURE

NOW on this 22nd day of June 2012, comes before the Kansas State Board of Healing Arts (“Board”) the application of Joyce Bunds, L.R.T. (“Applicant”) for a license to practice radiologic technology in the State of Kansas. Licensee is appears in person and is *pro se*. Reese H. Hays, Litigation Counsel, appears on behalf of the Respondent Board.

Pursuant to the authority granted to the Board by the Kansas Radiologic Technologists Practice Act, K.S.A. 65-7301, *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 the parties, and being otherwise duly advised in the premises, the Board makes the following findings of fact, conclusions and order:

1. On or about May 14, 2012, Applicant submitted an application for licensure by endorsement from Applicant. Applicant is seeking an active license to practice radiologic technology in Kansas.
2. Applicant is currently certified with the American Registry of Radiologic Technologists (ARRT), having been issued this certification on December 1, 1971. Applicant is also certified with the Nuclear Medicine Technology Certification Board (NMTCB), having been issued this certification on September 15, 1978.

3. Applicant indicated on her application that she attended Stormont-Vail Hospital School of Radiology Technology from approximately August 1969 to August 1971, and she attended St. Luke's Nuclear Medicine School from approximately August 1977 to August 1978.

4. Applicant is unable to obtain her transcripts from Stormont-Vail Hospital School of Radiology Technology, as this program is no longer in existence. However, Applicant provided the Board with a notarized copy of her diploma "in a manner of Course of Study as prescribed for the School of Radiologic Technologists" from Stormont-Vail Hospital School of Radiologic Technology. This document was notarized on May 11, 2012.

5. Applicant is unable to obtain her transcripts from St. Luke's Nuclear Medicine School, as this program is no longer in existence. Applicant was also unable to provide a copy of her diploma from this program.

6. Because Applicant is unable to obtain an official transcript from an educational program approved by the Board that indicates that a degree was awarded to her, she does not meet the educational verification requirements for application as set out in K.A.R. 100-73-2(b)(1)(B).

7. Applicant states she worked in the State of Kansas from approximately September 1971 to May 1991. Kansas did not require licensure for radiologic technologists until 2005. Applicant also states that she worked in the Kansas City, Missouri, from May 1991 to the time of her application on May 14, 2012. The State of Missouri does not require licensure for radiologic technologists.

8. K.S.A. 65-7305(d) allows the Board to waive the examination or educational requirements for licensure and grant licensure to any applicant: "(1) Who presents proof of current licensure as a radiologic technologist in another state, the District of Columbia or

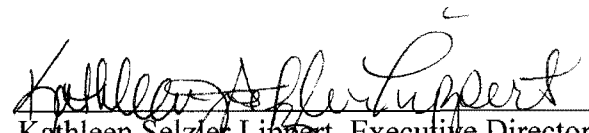
territory of the United States which requires standards for licensure determined by the Board to be equivalent to the requirements under this act; and (2) who has, at the time of application, a current valid certificate by the American registry of radiologic technologists, nuclear medicine technology certification board or other recognized national voluntary credentialing bodies, which the Board find was issued on the basis of examination which meets standards at least as stringent as those established by the Board.”

9. The Board is unable to waive the statutory educational requirements as required by K.S.A. 65-7305(a)(3) as further implemented by K.A.R. 100-73-3(b)(1)(B) because Applicant does not possess current licensure as a radiologic technologist in another state, the District of Columbia or territory of the United States which requires standards for licensure determined by the Board to be equivalent to the requirements under K.S.A. 65-7305.

10. However, the Board finds that Applicant, who is currently certified by ARRT, does meet the statutory requirement of K.S.A. 65-7305(a)(3) which states that Applicant “has satisfactorily completed a course of study in radiography, radiation therapy or nuclear medicine technology which is approved by the board and which contains a curriculum no less stringent than the standards of existing organizations which approve radiologic technology programs.”

IT IS THEREFORE ORDERED, BY THE KANSAS STATE BOARD OF HEALING ARTS that Applicant is hereby granted licensure as a radiologic technologist in Kansas.

IT IS SO ORDERED THIS 18th DAY OF JULY, 2012, IN THE CITY OF TOPEKA, COUNTY OF SHAWNEE, STATE OF KANSAS.


Kathleen Selzier Lippert, Executive Director
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 and correct copy of the above and foregoing **FINAL ORDER GRANTING LICENSURE** was served this 18th day of July, 2012 by depositing the same in the United States Mail, first-class, postage prepaid, and addressed to:

Joyce Bunds, L.R.T.
CONFIDENTI
Merriam, KS 66203

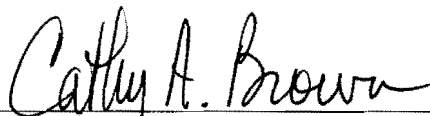
And a copy was hand-delivered to:

Reese H. Hays, 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

And 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