

**FILED**  
AUG 26 1997  
KANSAS STATE BOARD OF  
HEALING ARTS

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

IN THE MATTER OF )  
NORMA J. GONZALES )  
Application for Registration )  
In Respiratory Therapy )  
\_\_\_\_\_ )

Case No. 98-00049

**FINAL ORDER FOLLOWING CONFERENCE HEARING**

NOW, on this 16th day of August, 1997, this matter comes on for conference proceedings before the Board at the request of Norma J. Gonzales ("Applicant") for registration as a Respiratory Therapist. Applicant appears in person. Stacy L. Cook, Associate Counsel, designated by the Disciplinary Counsel, appears for the Board and presents information pertaining to Applicant's application for registration. Applicant waives notice of hearing pursuant to K.S.A. § 77-504.

After reviewing the information and evidence, and hearing statements of applicant and the Board counsel, the Board makes the following findings of fact, conclusions of law and orders:

1. Applicant was granted her first temporary permit, registration number 9621413 on November 7, 1995 which expired on November 7, 1996.
2. Applicant was granted her second temporary permit, registration number 9720545, which expired on February 15, 1997.
3. Applicant claims that she attempted to obtain a third temporary permit from the Board on approximately February 10, 1997, but that she was informed by a person or persons unknown that the Board no longer issued third temporary permits.

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**Norma J. Gonzales**

4. Shortly thereafter, applicant admits that she falsified the second temporary permit, registration number 9720545, so that the permit appeared to expire in 1998 instead of 1997.

5. Applicant admits that she presented the falsified permit to her employer, Western Plains Medical Complex.

6. Applicant has achieved a passing score on the required exam, the certification examination for entry level respiratory practitioners, and meets the qualifications for registration set forth in K.S.A. § 65-5506.

7. Applicant's application for registration is subject to denial pursuant to K.S.A. § 65-5510(a). Applicant's admitted falsification of the temporary permit violates § 65-5510(a), unprofessional conduct, as further defined by K.S.A. § 65-5510(a)(5), a disciplinary violation of the Respiratory Therapy Act. Applicant violated § 65-5514 of the Act by holding herself out as a registered respiratory therapist when she was not registered. Applicant also committed an act of unprofessional conduct according to K.S.A. § 65-5510(a)(2), by violating a rule and regulation adopted by the Board. Applicant violated K.A.R. 100-55-3(q), committing conduct likely to deceive, defraud or harm the public.

**IT IS THEREFORE ORDERED, ADJUDGED AND DECREED** that applicant's application for registration is hereby granted.

**IT IS FURTHER ORDERED** that applicant's registration is hereby suspended, effective immediately for a period of three (3) months.

This Order is effective upon service. Any party may file a Petition for Reconsideration pursuant to K.S.A. § 77-529 (1996 Supp.) with the Board within fifteen (15)

days of service of this Order. Such petition is not a prerequisite for seeking judicial review.

IT IS SO ORDERED

KANSAS STATE BOARD OF HEALING ARTS

  
LAWRENCE T. BUENING, JR.  
Executive Director

CERTIFICATE OF SERVICE

The undersigned hereby certifies that on the 26<sup>th</sup> day of August, 1997, a true and correct copy of the above and foregoing was deposited in the United States mail, first class, postage prepaid to the following:

Norma J. Gonzales  
1300 Avenue E  
Dodge City, Kansas 67801

a copy was hand-delivered to:

Charlene K. Abbott  
Licensing Administrator  
Kansas State Board of Healing Arts  
235 S. Topeka Blvd.  
Topeka, Kansas 66603

and the original was hand-delivered to:

The Kansas State Board of Healing Arts  
235 S. Topeka Blvd.  
Topeka, Kansas 66603

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LAWRENCE T. BUENING, JR.