

EFFECTIVE AS A FINAL ORDER

DATE: 10/26/2018

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

FILED **BV**
OCT 04 2018

KS State Board of Healing Arts

In the Matter of)
Megan Hodson, L.R.T.)
)
Kansas License No. 22-03861)
_____)

Docket No. 19-HA 00033

SUMMARY ORDER

NOW ON THIS 4 day of Oct, 2018, this matter comes before Kathleen Selzler Lippert, Executive Director, Kansas State Board of Healing Arts ("Board"), in summary proceedings pursuant to K.S.A. 77-537.

Pursuant to K.S.A. 77-542, this Summary Order shall become effective as a Final Order, without further notice, if no written request for hearing is made within fifteen (15) days of service. Upon review of the agency record and being duly advised in the premises, the following findings of fact, conclusions of law and order are made for and on behalf of the Board:

Findings of Fact

1. Megan Hodson, L.R.T. ("Licensee") was originally issued license number 22-03861 to practice as a radiologic technologist in the State of Kansas on or about December 21, 2010. Licensee's status is currently Cancelled for Failure to Renew since September 30, 2017. Licensee last renewed her license on or about September 26, 2016.
2. Licensee's last known mailing address to the Board is: [REDACTED] Overland Park, Kansas 66204. Licensee's last known email address is: [REDACTED]

3. On or about June 5, 2017, the Board received a complaint from the American Registry of Radiologic Technologists (“ARRT”) indicating Licensee presented an altered credential card to her employer at the time, Lawrence Memorial Hospital (“LMH”).
4. The complaint indicated Licensee’s certification and registration with ARRT were revoked due to her “presenting an altered ARRT credential card to an employer.”
5. On or about October 26, 2016, Licensee took the ARRT Mammography examination, but did not achieve a passing score. Licensee’s employment with LMH allowed her to practice mammography for a period of one (1) year, under the condition she become certified prior to the end of January 2017.
6. On or about February 1, 2016, Licensee provided LMH with a credential card indicating she was certified and registered in Radiography and Mammography, valid through February 2018.
7. In February 2017, LMH attempted to verify Licensee’s credentials via ARRT’s website, which showed Licensee was not certified in Mammography. On or about February 9, 2017, ARRT received a request from LMH to verify Licensee’s ARRT credentials. ARRT reviewed Licensee’s certification and noted several inaccuracies between the card provided to LMH by Licensee, which ARRT determined to be altered, and what an authentic card would look like. ARRT determined Licensee had used a card from 2013, or prior, and altered it to include Mammography certification.
8. On or about April 17, 2017, LMH notified ARRT that Licensee had falsified documentation related to certification of Mammography with ARRT. LMH conducted a formal peer review process and [REDACTED] and subsequently terminated Licensee’s employment.

9. On or about April 30, 2017, ARRT revoked Licensee's certification for a period of three (3) years. Licensee did not reply to requests by the Board to provide a response.

Applicable Law

10. K.S.A. 65-7313(a) states in pertinent part:

"A licensee's license may be revoked, suspended or limited, or the licensee may be publicly or privately censured or placed under probationary conditions . . . if it is found that the licensee:

(8) has been found guilty of unprofessional conduct under criteria which the board may establish by rules and regulations."

11. K.A.R. 100-73-6 defines "unprofessional conduct" as:

(a) Having a radiologic technologist license, registration, or certification revoked, suspended or limited;

(d) being sanctioned or disciplined by a peer review committee, or a medical care facility for acts or conduct that would constitute grounds for denial, limitation, suspension or revocation of a license under K.S.A. 65-7313;

(h) committing conduct likely to deceive, defraud, or harm the public;

(k) violating any provision of these regulations or any provision of the radiologic technologists practice act and amendments thereto.

Conclusions of Law

12. The Board has jurisdiction over Licensee as well as the subject matter of this proceeding, and such proceeding is held in the public interest.

13. The Board finds Licensee violated K.S.A. 65-7313(a)(8) in that Licensee engaged in unprofessional conduct as further defined in K.A.R. 100-73-6 (a). Licensee committed unprofessional conduct she falsified her credentials to her employer, which ultimately resulted in

ARRT revoking her certification for a period of three (3) years.

14. The Board finds Licensee violated K.S.A. 65-7313(a)(8) in that Licensee engaged in unprofessional conduct as further defined in K.A.R. 100-73-6(d). Licensee committed unprofessional conduct when she was disciplined and terminated by LMH, a medical care facility, for falsifying her ARRT certification card.

15. The Board finds Licensee violated K.S.A. 65-7313(a)(8) in that Licensee engaged in unprofessional conduct as further defined in K.A.R. 100-73-6(h). Licensee committed acts likely to deceive or harm the public when she committed the following acts: presented the falsified ARRT certification, indicated she was certified to perform mammography, held herself out to her employer as being certified to perform mammography, and performed mammography on patients for approximately one (1) year without the proper certification.

16. The Board finds Licensee violated K.A.R. 100-73-6(k), in that Licensee violated the above provisions of the Radiologic Technologists Practice Act.

17. The sanction of public censure is within the scope of the Board's authority pursuant to the for the violation set forth above.

18. Based on the facts and circumstances set forth herein, it appears that the use of summary proceedings in this matter is appropriate, in accordance with the provisions set forth in K.S.A. 77-537(a), in that the use of summary proceedings does not violate any provision of the law and the protection of the public interest does not require the Board to give notice and opportunity to participate to persons other than Licensee, Megan Hodson, L.R.T.

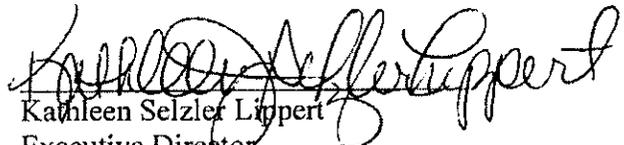
IT IS, THEREFORE, ORDERED that Licensee is hereby **PUBLICLY CENSURED** for

violating the Radiologic Technologist Practice Act.

PLEASE TAKE NOTICE that upon becoming effective as a Final Order, this document shall be deemed a public record and be reported to any reporting entities authorized to receive such disclosure.

Dated this 4 day of Oct, 2018.

Kansas State Board of Healing Arts


Kathleen Selzler Lippert
Executive Director

FINAL ORDER NOTICE OF RIGHTS

PLEASE TAKE NOTICE that this is a Final Order. A Final Order is effective upon service. 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, Executive Director, Kansas Board of Healing Arts, 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** was served this 26th day of Oct, 2018 by depositing the same in the United States Mail, first-class, postage prepaid, and addressed to:

Megan Hodson, LRT
[REDACTED]
Overland Park, KS 66204

A copy was sent to the following email address:

[REDACTED]

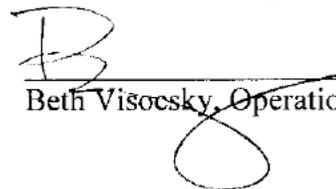
And a copy was hand-delivered to:

M. Katie Baylie, Associate Litigation Counsel
Kansas State Board of Healing Arts
800 SW Jackson, Lower Level-Suite A
Topeka, Kansas 66612

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

Office of the General Counsel
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 the Executive Director.


Beth Visocsky, Operations Manager