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**KANSAS STATE BOARD OF
HEALING ARTS**

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

In the Matter of)
CHAD E. JACKSON, R.T.)
Kansas License No. 16-02960)
_____)

Docket No. 05-HA-43

FINAL ORDER

NOW ON THIS Twelfth Day of February 2005, this matter comes on for a conference hearing upon a motion by Chad E. Jackson to waive his obligation to prove compliance with the continuing education requirements. Mr. Jackson appears in person. There are no other appearances.

Having the agency record before it, the Board finds, concludes and orders as follows:

1. Mr. Jackson submitted an application to renew his license to practice respiratory therapy on April 13, 2004 using the on-line application process. As part of that process, Mr. Jackson was required to certify that he had completed the required hours of continuing education. Persons who renew on line are given notice that their certifications are subject to an audit, and that if audited an applicant will be required to submit proof of having earned the continuing education hours.

2. Mr. Jackson was selected for audit. He advises that between the times that he renewed his license and that he received the notice that he would be audited, he and his wife moved to a different residence. He states that he is unable to locate the necessary records following the move. He has been able to locate records for some of the continuing education courses from other sources.

3. As provided by K.A.R. 100-55-7, a respiratory therapist must obtain at least 12 continuing education hours each year. Mr. Jackson has submitted sufficient proof of having received six hours prior to April 2004. He further states that he has obtained 16 and one-half hours since renewing in April 2004, and thus has received more than enough to renew his license in April 2005.

4. Mr. Jackson states that while he did obtain sufficient hours to renew his license in April 2004, he is willing to take additional courses to make up for the hours that he cannot prove. He further states that he will complete the courses by March 31, 2005.

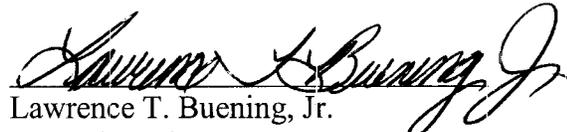
5. The Board does not find that Mr. Jackson failed to obtain the required continuing education hours prior to April 2004. The Board does find that Mr. Jackson has established mitigating circumstances in this case, and that with his agreement to obtain the additional courses, disciplinary action is not warranted.

IT IS, THEREFORE, ORDERED that on or before March 31, 2005 Mr. Jackson shall submit proof to that Board that after April 13, 2004, he completed a total of 18 hours of approved continuing education.

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 the Board's Executive Director at 235 SW. Topeka Blvd., Topeka, KS 66603.

Dated this 21st Day of February 2005.

Kansas State Board of Healing Arts


Lawrence T. Buening, Jr.
Executive Director

Certificate of Service

I certify that a true copy of the foregoing Final Order was served this 21st day of February 2005 by depositing the same in the United States Mail, first-class postage prepaid, and addressed to:

Chad E. Jackson, R.T.
510 Jones Street
Lecompton, Kansas 66050

And a copy was hand-delivered to the office of

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

