

**EFFECTIVE AS A FINAL ORDER**

**DATE:** 10-21-19

FILED  
SEP 30 2019 *Stell*

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

KS State Board of Healing Arts

In the Matter of )  
 )  
Elizabeth Ketchum, A.T. ) KSBHA Docket No. 20-HA- 00028  
 )  
Kansas License No. 24-01374 )  
\_\_\_\_\_ )

**SUMMARY ORDER**

NOW ON THIS 30 day of Sept., 2019, 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. Elizabeth Ketchum ("Licensee") was originally issued license number 24-01374 to practice as an athletic trainer in the state of Kansas on May 20, 2019. Her license was issued with an Inactive designation.
2. As of September 23, 2019, Licensee's license designation remains Inactive.
3. On or about July 20, 2019 Licensee submitted to the Board an Application for Change of Designation from Inactive to Active.
4. Licensee's last known mailing address to the Board is: CONFIDENTIAL

CONFIDENTIAL

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5. Licensee graduated from Emporia State University on or about May 12, 2018, with a Bachelor of Science in Athletic Training.

6. Following her graduation from Emporia State University, Licensee did not practice as an athletic trainer for more than one year.

7. On August 7, 2019, Licensee began to practice as an athletic trainer at Kansas Wesleyan University despite holding an Inactive license.

8. Licensee continued to practice as an athletic trainer until August 27, 2019, when she was told by Board representatives to cease practicing.

9. Licensee treated approximately 10 patients while holding an Inactive license.

10. During the period Licensee practiced on an Inactive license, Licensee was represented on her employer's website as an "athletic trainer."

#### **Applicable Law**

11. Per K.S.A. 65-6909(e):

The board may issue an inactive license only to a person who meets all the requirements for a license as an athletic trainer and who does not perform the functions and duties of an athletic trainer in this state. An inactive license shall not entitle the holder to engage in active practice as an athletic trainer in this state.

12. Additionally, K.S.A. 65-6903 provides:

[i]t shall be unlawful for any person who is not licensed under this act as an athletic trainer . . . to use, in connection with such person's name . . . words, letters, abbreviations or insignia indicating or implying that such person is an athletic trainer or who in any way, orally, in writing, in print or by sign, directly or by implication represents oneself as an athletic trainer.

13. Additionally, K.S.A. 65-6911 of the Athletic Trainers Licensure Act states in pertinent part:

(a) The board may deny, suspend, limit, refuse to renew, place on probation, reprimand or revoke any license granted under the athletic trainers licensure act or take other disciplinary action as the board may deem proper for any of the following reasons:

(8) negligent or intentional violation of the provisions of this act or the rules and regulations adopted under this act;

#### **Conclusions of Law**

14. The Board finds Licensee violated K.S.A. 65-6909 and K.S.A. 65-6911(a)(8) by engaging in the active practice of athletic training in the state of Kansas while holding an Inactive license, in violation of the Athletic Trainers Licensure Act.

15. The Board finds Licensee violated K.S.A. 65-6903 and K.S.A. 65-6911(a)(8) by representing herself as an athletic trainer in violation of the Athletic Trainers Licensure Act.

16. Based on the facts and circumstances set forth herein, 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 law and the protection of the public interest does not require the Board to give notice and opportunity to participate to person other than Licensee.

**IT IS, THEREFORE, ORDERED** that Licensee is **PUBLICLY CENSURED** for violating K.S.A. 65-6903(a), K.S.A. 65-6909, and K.S.A. 65-6911(a)(8) of the Athletic Trainers Licensure Act.

**IT IS FURTHER ORDERED** that all correspondence or communication between Licensee and the Board relating to the Summary Order shall be by certified mail addressed to:

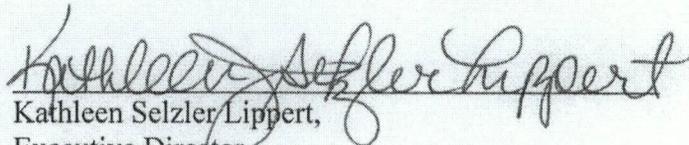
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License No. 24-01374

Kansas State Board of Healing Arts  
Attn: Compliance Coordinator  
800 SW Jackson, Lower Level-Suite A,  
Topeka, Kansas 66612.

Dated this 30 day of Sept, 2019.

**KANSAS STATE BOARD OF HEALING ARTS**

  
Kathleen Selzler Lippert,  
Executive Director

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License No. 24-01374

**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 21<sup>st</sup> day of Oct, 2019 by depositing the same in the United States Mail, first-class, postage prepaid, and addressed to:

Elizabeth Ketchum, AT  
**CONFIDENTIAL**

*Licensee*

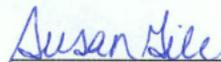
And a copy was hand-delivered to:

Matthew Gaus, 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.



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Susan Gile, Operations Manager