

BEFORE THE BOARD OF HEALING ARTS
OF THE STATE OF KANSAS

FILED

OCT 21 1993

IN THE MATTER OF)
GEORGE R. KIRACOFE, M.D.)
APPLICANT FOR LICENSURE)
_____)

KANSAS STATE BOARD OF
HEALING ARTS

FINAL ORDER ON CONFERENCE PROCEEDING

NOW ON THIS 9th day of October, 1993 this matter comes on before the Kansas State Board of Healing Arts (Board) for Conference Proceeding in compliance with Notice of Conference Proceeding served on all parties.

The Board appears by and through Kevin K. LaChance, Associate Counsel. George R. Kiracofe, M.D. (Applicant) appears in person and by and through counsel, Steve A. Schwarm, of Goodell, Stratton, Edmonds and Palmer.

After hearing arguments of counsel and applicant, reviewing the record made to include applicant's exhibit #1, letter from the American Board of Family Practice, and being otherwise duly advised in the premises the Board issue the following Findings of Fact, Conclusions of Law and Order.

FINDINGS OF FACT AND CONCLUSION OF LAW

1. Applicant has made application to the Board of an active permanent license to engage in the practice of medicine and surgery in the state of Kansas.

2. Applicant additionally made application for a temporary permit to engage in the practice of medicine and surgery in the state of Kansas pending action on Applicant's application for a permanent license.

3. The Board is the sole and exclusive regulatory agency in the state of Kansas regarding the practice of the healing arts and the granting of a temporary permit and permanent license.

4. Applicant and the Board entered into a Stipulation and Agreement and Enforcement Order on September 15, 1993 granting a temporary permit to Applicant which expires October 9, 1993.

5. On September 23, 1993 a Notice of Conference Hearing was filed in the Board office and served on all parties and counsel of record.

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6. The Board has authority to issue a permanent license to applicant pursuant to K.S.A. 65-2833 and K.S.A. 65-2873.

7. The Board shall grant the application for active permanent license of Applicant subject to two (2) stipulations to be agreed upon by Applicant.

The stipulations are as follows:

a. Applicant's medical records shall be subject to a review by a Board approved medical consultant with such review occurring near the end of a one (1) year period but no later than October 9, 1994. The medical consultant shall review not less than ten (10) but no more than twenty-five (25) patient case records pertaining to the medical care provided by Applicant. The consultant will assess the medical charts to determine compliance with K.A.R. 100-24-1, and will make an assessment whether the care, treatment and diagnosis by applicant meets the applicable standard of care for a physician. The cost of such medical consultant review shall be borne by the applicant and shall be at a rate not to exceed sixty dollars (\$60.00) per hour.

Confidential

8. The Board further orders that the temporary permit issued to Applicant to engage in the practice of medicine and surgery is hereby extended until October 25, 1993 or until the acceptance or rejection of the above stipulation by Applicant whichever shall occur first. The acceptance of the above stipulations by Applicant shall result in the Board issuing a permanent license to Applicant at which time the temporary permit issued to Applicant shall automatically expire.

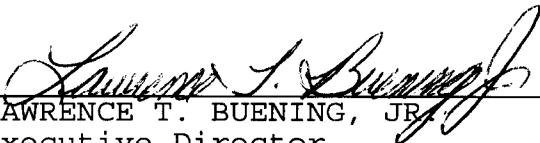
9. The Board specifically notes that Applicant has orally agreed to the above stipulations. Acceptance of the above stipulations by Applicant shall be reflected by the signature of Applicant on this order in the space so provided. This document will, upon execution by both parties, become a public record provided, however, this document shall not constitute a disciplinary action and shall not be reportable as such to any reporting entity.

IT IS THEREFORE ORDERED that an active permanent license be granted to applicant subject to the stipulations listed above.

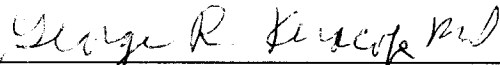
IT IS SO ORDER THIS 21st DAY OF OCTOBER, 1993.

Kansas State Board of Healing Arts

By


LAWRENCE T. BUENING, JR.
Executive Director

APPLICANT'S APPROVAL OF STIPULATIONS


George R. Kiracofe, M.D.

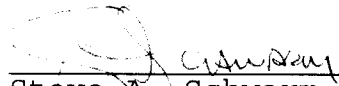
10-21-93
Date

FINAL ORDER ON CONFERENCE PROCEEDING

Prepared and approved by:

~~_____~~
Kevin K. LaChance, Associate Counsel
Kansas State Board of Healing Arts
235 South Topeka Blvd.
Topeka, Kansas 66603
tel (913) 296-7413

Approved by:



Steve A. Schwarm
Goodell, Stratton, Edmonds and Palmer
515 South Kansas Ave.
Topeka, Kansas 66603-3999
tel (913) 233-0593

FINAL ORDER ON CONFERENCE PROCEEDING

CERTIFICATE OF SERVICE

I, Lawrence T. Buening, Jr., do hereby certify that on the 22nd day of October, 1993, copy of the above and foregoing **FINAL ORDER ON CONFERENCE PROCEEDING** was deposited in the United States mail, postage prepaid, first class to the following:

George R. Kiracofe, M.D.
148 West Hillside Terrace
Salina, Kansas 67401

Steve A. Schwarm, Esq.
Goodell, Stratton, Edmonds and Palmer
515 S. Kansas Avenue
Topeka, Kansas 66603

and a copy hand-delivered to:

Kevin K. LaChance
Associate Counsel
Kansas State Board of Healing Arts
235 S. Topeka Boulevard
Topeka, Kansas 66603


LAWRENCE T. BUENING, JR.
Executive Director