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BEFORE THE BOARD OF HEALING ARTS
OF THE STATE OF KANSAS

KS State Board of Healing Arts

In the Matter of)
ANITA RAE LAMONT, L.R.T.)
)
Kansas License No. 22-04090)
)
_____)

KSBHA Docket No. 12-HA00096

JOURNAL ENTRY OF FINAL ORDER

COMES NOW the Kansas State Board of Healing Arts ("Board"), by and through its Executive Director, Kathleen Selzler Lippert, a duly authorized representative of the Board, in accordance with the provisions of the Kansas Administrative Procedure Act, K.S.A. 77-501 *et seq.*, as amended, and upon due consideration of the file and applicable laws and being otherwise duly advised in the premises, makes the following determinations:

1. Anita Rae LaMont ("Licensee") has, since approximately November 22, 2011, maintained License No. 22-04090 to engage in the practice of radiologic technology in the State of Kansas.

2. Licensee's mailing addresses of record to the Board is: CONFIDENTIAL Ellsworth, Kansas 67439.

3. On or about June 7, 2012, Executive Director Selzler Lippert, in accordance with K.S.A. 2010 Supp. 77-514, and as authorized by K.S.A. 2010 Supp. 65-7301, *et seq.*, issued a Summary Order publicly censuring Licensee's license to practice as a radiologic technologist in the State of Kansas for falsely representing herself to her supervisor as a holder of a license to practice radiologic technology in the State of Kansas as prohibited by K.S.A. 65-7303 of the Radiologic Technologists Practice Act and regulations promulgated thereunder.

4. Pursuant to K.S.A. 77-542, the Summary Order notified Licensee that if a written request for hearing was not filed within 15 days following service of the Summary Order, the Summary Order would become effective as a Final Order of the Board upon expiration of the time for requesting a hearing.

5. Pursuant to K.S.A. 2010 Supp. 77-531, the Summary Order was served upon Licensee by mailing a copy of the Summary Order to Licensee at Licensee's last known mailing address of record, via United States Mail, first-class postage prepaid.

6. Pursuant to K.S.A. 77-512, 77-526, and 77-530, the Summary Order became effective as a Final Order on June 25, 2012.

7. As of the date of filing of this Journal Entry, Licensee has not requested a hearing on the Summary Order.

IT IS THEREFORE ORDERED that the Summary Order filed in the above-captioned matter on June 7, 2012, became effective as Final Order on June 25, 2012.

IT IS FURTHER ORDERED that Licensee's license to practice radiologic technology in the State of Kansas is hereby **PUBLICLY CENSURED** as provided in the June 7, 2012 Summary Order.

IT IS SO ENTERED THIS 20th DAY OF JULY, 2012, IN THE CITY OF TOPEKA, COUNTY OF SHAWNEE, STATE OF KANSAS.


Kathleen Selzler Lippert
Executive Director
Kansas State Board of Healing Arts

CERTIFICATE OF SERVICE

I, the undersigned, hereby certify that I served a true and correct copy of the above and foregoing **JOURNAL ENTRY OF FINAL ORDER**, by depositing the same in the United States mail, postage prepaid, on this 20th day of July, 2012, addressed to:

Anita Rae LaMont, L.R.T.
CONFIDENTIAL

Ellsworth, KS 67439

and a copy hand delivered to the office of:

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

Reese H. Hays, Litigation 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.



Cathy Brown, Executive Assistant

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

JUN 07 2012

KS State Board of Healing Arts

In the Matter of)
ANITA RAE LAMONT, L.R.T.)
)
Kansas License No. 22-04090)
_____)

Docket No. 12-HA 00096

SUMMARY ORDER

NOW ON THIS 16th day of May, 2012, 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. This Summary Order shall become effective as a Final Order, without further notice, upon the expiration of the fifteen (15) day period if no request for hearing is made, pursuant to K.S.A. 77-542.

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. On November 22, 2011, Anita Rae LaMont, L.R.T. (Licensee) was issued license number 22-04090 to perform radiologic technology procedures on humans for diagnostic or therapeutic purposes. Licensee’s application for licensure was received by the Board on November 18, 2011.
2. Licensee’s last known mailing address as provided to the Board is **CONFIDENTIAL** Ellsworth, KS 67439.
3. Licensee had been employed by Ellsworth County Medical Center from November 16, 2011, to November 29, 2011.

4. On November 22, 2011, Randy Packard, Director of Radiology at Ellsworth County Medical Center and Licensee's supervisor, was performing a web verification of licensure for his employees via the Board's website. Upon entering Licensee's name, he could not locate a license for Licensee.

5. Mr. Packard asked Licensee for her assistance in locating her license information via the Board's website. They attempted to enter in different name combinations into the search fields and still could not locate a license for Licensee.

6. Licensee advised Mr. Packard that she did not know why she was not listed as a licensee of the Board's website; however, she had a copy of her license at home. Mr. Packard requested Licensee to immediately go home and retrieve her copy of the license.

7. Licensee complied with Mr. Packard's request and when she returned, she provided him with a copy of her license. She also advised him that she had contacted the Board and they were going to look into why her information was not listed on the website.

8. The document Licensee provided to Mr. Packard had the Licensee's name on it with a licensure number of 22-03986 and issuance date of August 4, 2011.

9. Mr. Packard looked the licensure number of 22-03986 up on the Board's website and discovered that it was associated with another individual's name.

10. Mr. Packard called the Board to notify the Board that two people were issued the same licensure number.

11. Upon further investigation, it was discovered that license number 22-03986 was not associated with Licensee; but rather, was in fact a license number for another licensee.

12. Mr. Packard addressed the situation in-person with Licensee, and Licensee confessed that she had lied about being licensed by the Board and that she had falsified the

document that she had provided to him to prove that she was licensed by the Board.

13. On November 22, 2011, Licensee was placed on suspension because she “lied that she possessed a valid state license [and] [p]resented a falsified document stating she has a valid state license.”

14. On November 29, 2011, Licensee’s employment with Ellsworth County Medical Center was terminated due to a “Falsification Of Medical License.” (*Sic*)

Applicable Law

18. K.S.A. 65-7303 states in pertinent part:

(c) No person shall depict one's self orally or in writing, expressly or by implication, as holder of a license who does not hold a current license under this act.

19. K.S.A. 65-7313 states in pertinent part:

(a) The license of a radiologic technologist may be limited, suspended or revoked, or the licensee may be censured, reprimanded, fined pursuant to K.S.A. 65-2863a, and amendments thereto, or otherwise sanctioned by the board or an application for licensure may be denied if it is found that the licensee or applicant:

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

20. K.A.R. 100-73-6 states in pertinent part:

“Unprofessional conduct” shall mean the commission of any of the following by an applicant or a licensee:

(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 and amendments thereto;

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

Conclusions of Law

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

22. The Board finds that Licensee violated K.S.A. 65-7303 by representing herself to her supervisor as a holder of a license to practice radiological technology when in fact she knew that she did not have a current license.

23. The Board finds that Licensee violated K.S.A. 65-7313(a)(8), further defined by K.A.R. 100-73-6(d), by being suspended and ultimately having her employment terminated by Ellsworth County Medical Center for lying about possessing a valid license to perform radiologic technology procedures on humans for diagnostic or therapeutic purposes, and for presenting a falsified document that stated she had a valid license to perform radiologic technology procedures on humans for diagnostic or therapeutic purposes.

24. The Board finds that Licensee violated K.S.A. 65-7313(a)(8), further defined by K.A.R. 100-73-6(h) by lying to her supervisor that she possessed a valid license to perform radiologic technology procedures on humans for diagnostic or therapeutic purposes, and creating and presenting to her supervisor a falsified document that stated she had a valid license to perform radiologic technology procedures on humans for diagnostic or therapeutic purposes.

25. 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, Anita Rae LaMont, L.R.T..

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

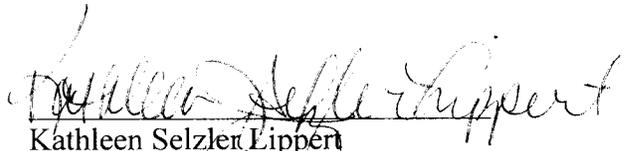
NOTICE AND OPPORTUNITY FOR HEARING

PLEASE TAKE NOTICE that this is a Summary Order. A party to whom a Summary Order is issued may file a written request for a hearing pursuant to K.S.A. 77-542 within 15 days following service of the Summary Order. Such written request shall also state the legal and/or factual basis upon which the party opposes this Order. If a hearing is not requested, the Summary Order shall become effective as a Final Order of the Board upon expiration of the time for requesting a hearing. A written request for hearing must be addressed and mailed to Kathleen Selzler Lippert, Executive Director, Kansas State Board of Healing Arts, 800 SW Jackson Lower Level Ste A, Topeka, KS 66612.

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 6th day of June, 2012.

Kansas State Board of Healing Arts


Kathleen Selzler Lippert
Executive Director

Certificate of Service

I certify that the foregoing Summary Order was served this 17th day of ~~May~~ June, 2012, by depositing the same in the United States Mail, via certified mail, postage prepaid, and addressed to:

Anita Rae LaMont, L.R.T.
CONFIDENTIAL
Ellsworth, KS 67439

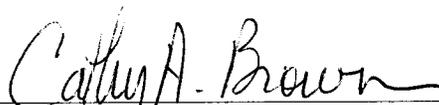
and a copy was hand-delivered to:

Katy Lenahan
Licensing Administrator
Kansas State Board of Healing Arts
800 SW Jackson Lower Level, Ste A
Topeka, KS 66612

Reese H. Hays
Litigation Counsel
Kansas State Board of Healing Arts
800 SW Jackson Lower Level, Ste A
Topeka, KS 66612

and the original was filed with the office of the Executive Director:

Kathleen Selzler Lippert
Executive Director
Kansas State Board of Healing Arts
800 SW Jackson Lower Level, Ste A
Topeka, KS 66612



Cathy Brown
Executive Assistant