

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

**FILED**

**APR 15 1997**

**KANSAS STATE BOARD OF  
HEALING ARTS**

In the Matter of )  
 )  
**KATHLEEN A. MILLER, (R.T.)** )  
Applicant for Registration )  
\_\_\_\_\_ )

**FINAL ORDER FOLLOWING CONFERENCE HEARING**

NOW, on this 5th day of April, 1997, this matter comes on for conference proceedings before the Kansas Board of Healing Arts (hereinafter "Board") regarding the application for registration as a respiratory therapist in the State of Kansas by Kathleen A. Miller (hereinafter "Applicant").

Charlene K. Abbott, Licensing Administrator, presented information before the Board. Applicant did not appear.

After reviewing the file, hearing statements of the parties and being duly advised in the premises, the Board makes the following findings of fact, conclusions of law and orders:

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**FINAL ORDER FOLLOWING CONFERENCE HEARING**

1. Applicant's Application for Registration in Respiratory Therapy was received on March 23, 1997.

2. Applicant requests waiver of question #18 of the application which requires certification of respiratory therapy school. The respiratory therapy program at the University of Mississippi Medical Center has been closed since May 19, 1994 and a certificate from the school cannot be obtained at this time.

3. Notice of Conference Hearing setting this matter for hearing at 10:45 a.m. on April 5, 1997 was filed herein on March 20, 1997 and served on Applicant on that same date.

4. Pursuant to K.S.A. 65-5506(a)(1), Applicant has been unable to present evidence of certification of attendance in the respiratory therapy training program at the University of Mississippi Medical Center where Applicant graduated in 1991. This program was originally accredited as required by the Board under K.A.R. 100-55-2 prior to its closure in 1994.

5. The Board has determined that information provided by Applicant in support of the application is in substantial conformity with K.A.R. 100-55-1 and 100-55-2 to show she graduated from a recognized educational program and, therefore, sufficient cause exists to waive the requirement for Applicant to complete question #18, Certification of RT School.

**IT IS THEREFORE ORDERED, ADJUDGED AND DECREED** that the requirement of certification of respiratory therapy school, or question #18 of Applicant's Application For Registration In Respiratory Therapy, is hereby waived.

**IT IS FURTHER ORDERED** that waiver of the certification of respiratory therapy school requirement does not constitute approval of Applicant's Application For Registration In Respiratory Therapy, nor does it constitute a waiver of any other requirement of the application. Applicant's Application will not be considered by the Board until all the documentation required by the application is received, with the exception of the certification.

**IT IS FURTHER ORDERED** that this is a Final Order and is effective upon service upon the parties. Any party may, within fifteen (15) days after service, file a Petition for Reconsideration. The filing of a Petition for Reconsideration is not a prerequisite for seeking administrative or judicial review.

**IT IS SO ORDERED.**

KANSAS STATE BOARD OF HEALING ARTS

  
LAWRENCE T. BUENING, JR., #9125

Executive Director  
KANSAS STATE BOARD OF HEALING ARTS  
235 S. Topeka Blvd.  
Topeka, Kansas 66603-3068

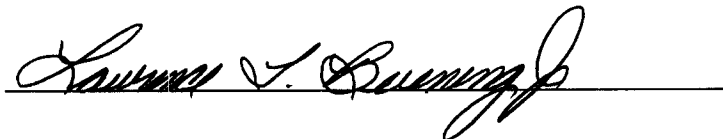
CERTIFICATE OF SERVICE

The undersigned hereby certifies that a true and correct copy of the above and foregoing was deposited in the United States mail, first class postage prepaid, on this 15<sup>th</sup> day of April, 1997, addressed to the following:

Kathleen Miller  
1949 S. 49th Street  
Kansas City, Kansas 66106

and a copy was hand-delivered to:

Charlene K. Abbott  
Licensing Administrator  
Kansas State Board of Healing Arts  
235 S. Topeka Blvd.  
Topeka, Kansas 66603-3068

A handwritten signature in cursive script, appearing to read "Lawrence J. Baumgardner", is written over a horizontal line.

LTB36/Miller.fof