

BEFORE THE BOARD OF HEALING ARTS OF THE STATE OF KANSAS

KS State Board of Healing Arts

In the Matter of )
Erin L. Steinkamp, A.T. )
Kansas License No. 24-00284 )
Docket No. 14-HA 00096

CONSENT ORDER

COMES NOW, the Kansas State Board of Healing Arts, ("Board"), by and through Jessica A. Bryson, Associate Litigation Counsel ("Petitioner"), and Erin L. Steinkamp, A.T. ("Licensee"), pro se, and move the Board for approval of a Consent Order affecting Licensee's license to practice as an athletic trainer in the State of Kansas.

The Parties stipulate and agree to the following:

- 1. Licensee's last known mailing address to the Board is: Confidential
Prairie Village, Kansas 66208.
2. Licensee is or has been entitled to engage in the practice of athletic training in the State of Kansas, having been issued License No. 24-00284 on approximately August 14, 2000. Licensee's license was cancelled on January 1, 2013, for failing to renew it.
3. On or about October 14, 2013, Applicant submitted to the Board an application for licensure to practice as an athletic trainer. Such application was deemed complete and filed with the Board on January 16, 2014.
4. The Board is the sole and exclusive administrative agency in the State of Kansas authorized to regulate the practice of the healing arts, specifically the practice of athletic trainers. K.S.A. 65-6901 et seq.

5. This Consent Order and the filing of such document are in accordance with applicable law and the Board has jurisdiction to enter into the Consent Order as provided by K.S.A. 77-505. Upon approval, these stipulations shall constitute the findings of the Board, and this Consent Order shall constitute the Board's Final Order.
6. The Kansas Athletic Trainers Licensure Act is constitutional on its face and as applied in the case. Licensee agrees that, in considering this matter, the Board is not acting beyond its jurisdiction as provided by law.
7. Licensee voluntarily and knowingly waives her right to a hearing. Licensee voluntarily and knowingly waives her right to present a defense by oral testimony and documentary evidence, to submit rebuttal evidence, and to conduct cross-examination of witnesses. Licensee voluntarily and knowingly agrees to waive all possible substantive and procedural motions and defenses that could be raised if an administrative hearing were held.
8. The terms and conditions of the Consent Order are entered into between the undersigned parties and are submitted for the purpose of allowing these terms and conditions to become an Order of the Board. This Consent Order shall not be binding on the Board until an authorized signature is affixed at the end of this document. Licensee specifically acknowledges that counsel for the Board is not authorized to sign this Consent Order on behalf of the Board.
9. The Board has received information and investigated the same, and has reason to believe that there may be grounds pursuant to K.S.A. 65-6901 to take action with

respect to Licensee's license under the Kansas Athletic Trainers Licensure Act, K.S.A. 65-6901, *et seq.*

10. Licensee was issued a license to practice as an athletic trainer in August 2000, and her license was cancelled for failing to renew it on February 1, 2003.
11. On or about November 10, 2010, Licensee reinstated her license to practice as an athletic trainer in Kansas. Her license was cancelled on January 1, 2012, for failing to renew it.
12. On or about February 20, 2012, Licensee reinstated her license to practice as an athletic trainer in Kansas. Her license was cancelled on January 1, 2013, because she failed to renew it.
13. On or about January 11, 2013, Licensee emailed Board staff in regard to how to reinstate her license to practice as an athletic trainer in Kansas. She asked Board staff as to whether she needed to complete the "AT reinstatement form."
14. On or about January 14, 2013, Board staff responded to Licensee's email, informing Licensee that she was correct in that she needed to complete the "AT Reinstatement application." Board staff also informed Licensee that the "grace period for late renewal was December 01-31<sup>st</sup> so unfortunately the license has been cancelled and can no longer be renewed but rather must be reinstated." Board staff then provided Licensee with links to the reinstatement application on the Board's website and to the Frequently Asked Questions section on the Board's website.
15. The Board then did not receive anything from Licensee until she submitted her application for reinstatement on or about October 14, 2013.

16. In her application for reinstatement, Licensee disclosed that she had been working as an athletic trainer at Mid-America Nazarene University in Olathe, Kansas, between January 1, 2013, and October 9, 2013.
17. Licensee also disclosed that she had been suspended from her position because her license had been cancelled for failing to renew it.
18. Licensee acknowledges that if formal hearing proceedings were conducted and Licensee presented no exhibits, witnesses or other evidence, the Board has sufficient evidence to prove that Licensee has violated the Kansas Athletic Trainers Licensure Act with respect to the above allegations. Licensee further waives her right to dispute or otherwise contest the allegations contained in the above paragraphs in any further proceeding before this Board.
19. Licensee violated K.S.A. 65-6903(a) by practicing as an athletic trainer at Mid-America Nazarene University between January 1, 2013, and October 9, 2013, without being properly licensed to practice as an athletic trainer.
20. Licensee violated K.S.A. 65-6903(a) by using the initials "ATC" after her name when she was not properly licensed by the Board.
21. Licensee violated K.S.A. 65-6911(a)(5) by practicing as an athletic trainer at Mid-America Nazarene University between January 1, 2013, and October 9, 2013, without being properly licensed to practice as an athletic trainer.
22. Licensee violated K.S.A. 65-6911(a)(8) by practicing as an athletic trainer at Mid-America Nazarene University between January 1, 2013, and October 9, 2013, without being properly licensed to practice as an athletic trainer.

23. Pursuant to K.S.A. 65-6911, the Board may revoke, suspend, limit, censure or place under probationary conditions Licensee's license to practice as an athletic trainer.
24. According to K.S.A. 77-505, the Board has authority to enter into this Consent Order without the necessity of proceeding to a formal hearing.
25. All pending investigation materials in KSBHA Investigative Case Number 14-00267 regarding Licensee, were fully reviewed and considered by the Board members who serve on the Board's Disciplinary Panel No. 28. Disciplinary Panel No. 28 authorized and directed Board counsel to seek settlement of this matter with the provisions contained in this Consent Order.
26. Licensee further understands and agrees that if the Board finds, after due written notice and an opportunity for a hearing, that Licensee has failed to comply with any of the terms of this Consent Order, the Board may immediately impose any sanction provided for by law, including but not limited to suspension or revocation of Licensee's license to practice as an athletic trainer in the State of Kansas. Licensee hereby expressly understands and agrees that, at any such hearing, the sole issue shall be whether or not Licensee has failed to comply with any of the terms or conditions set forth in this Consent Order. The Board acknowledges that at any such hearing, Licensee retains the right to confront and examine all witnesses, present evidence, testify on his own behalf, contest the allegations, present oral argument, appeal to the courts, and all other rights set forth in the Kansas Administrative Procedures Act, K.S.A. 77-501 *et seq.*, and the Kansas Athletic Trainers Licensure Act, K.S.A. 65-6901 *et seq.*

27. Nothing in this Consent Order shall be construed to deny the Board jurisdiction to investigate alleged violations of the Kansas Athletic Trainers Licensure Act, or to investigate complaints received under the Risk Management Law, K.S.A. 65-4921 *et seq.*, that are known or unknown and are not covered under this Consent Order, or to initiate formal proceedings based upon known or unknown allegations of violations of the Kansas Athletic Trainers Licensure Act.
28. Licensee hereby releases the Board, its individual members (in their official and personal capacity), attorneys, employees and agents, hereinafter collectively referred to as "Releasees", from any and all claims, including but not limited to those alleged damages, actions, liabilities, both administrative and civil, including the Kansas Judicial Review Act, K.S.A. 77-601 *et seq.* arising out of the investigation and acts leading to the execution of this Consent Order. This release shall forever discharge the Releasees of any and all claims or demands of every kind and nature that Licensee has claimed to have had at the time of this release or might have had, either known or unknown, suspected or unsuspected, and Licensee shall not commence to prosecute, cause or permit to be prosecuted, any action or proceeding of any description against the Releasees.
29. Licensee further understands and agrees that upon signature by Licensee, this document shall be deemed a public record and shall be reported to any entities authorized to receive disclosure of the Consent Order.
30. This Consent Order, when signed by both parties, constitutes the entire agreement between the parties and may only be modified or amended by a subsequent document executed in the same manner by the parties.

31. Licensee agrees that all information maintained by the Board pertaining to the nature and result of any complaint and/or investigation may be fully disclosed to and considered by the Board in conjunction with the presentation of any offer of settlement, even if Licensee is not present. Licensee further acknowledges that the Board may conduct further inquiry as it deems necessary before the complete or partial acceptance or rejection of any offer of settlement.
32. Licensee, by signature to this document, waives any objection to the participation of the Board members, including the Disciplinary Panel and General Counsel, in the consideration of this offer of settlement and agrees not to seek the disqualification or recusal of any Board member or General Counsel in any future proceedings on the basis that the Board member or General Counsel has received investigative information from any source which otherwise may not be admissible or admitted as evidence.
33. Licensee acknowledges that she has read this Consent Order and fully understands the contents.
34. Licensee acknowledges that this Consent Order has been entered into freely and voluntarily.
35. All correspondence or communication between Licensee and the Board relating to the Consent Order shall be by certified mail addressed to the Kansas State Board of Healing Arts, Attn: Compliance Coordinator, 800 SW Jackson, Lower Level-Suite A, Topeka, Kansas 66612.
36. Licensee shall obey all federal, state and local laws and rules governing the practice of athletic trainers in the State of Kansas that may be in place at the time

of execution of the Consent Order or may become effective subsequent to the execution of this document.

37. Upon execution of this Consent Order by affixing a Board authorized signature below, the provisions of this Consent Order shall become a Final Order under K.S.A. 77-505. This Consent Order shall constitute the Board's Order when filed with the office of the Executive Director for the Board and no further Order is required.
38. This Consent Order constitutes disciplinary action.
39. The Board may consider all aspects of this Consent Order in any future matter regarding Licensee.
40. Licensee understands that a Temporary License shall be issued based upon Licensee's signing this Consent Order, paying the temporary license fee, and abiding by the terms of this Consent Order. Licensee further understands that the Temporary License is only effective until a conference hearing is held by the Board on ratification of this Consent Order and that if the Board fails to ratify this Consent Order, the Temporary License shall immediately expire at the conclusion such hearing. If the Board ratifies this Consent Order, Licensee shall be issued a permanent licensure under the terms of this Consent Order.
41. In lieu of conducting a formal proceeding, Licensee, by signature affixed to this Consent Order, hereby voluntarily agrees to the following disciplinary action against her license to engage in practice as an athletic trainer:



**PUBLIC CENSURE**

1. Licensee is **PUBLICLY CENSURED** for violating the Kansas Athletic Trainers  
Licensure Act

**IT IS THEREFORE ORDERED** that the Consent Order and agreement of the  
parties contained herein is adopted by the Board as findings of fact, conclusions of  
law, and as a Final Order of the Board.

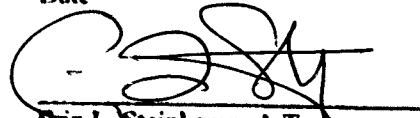
**IT IS FURTHER ORDERED** that upon meeting all technical requirements for  
licensure, Applicant shall be granted a license, pursuant to the conditions above.

**IT IS SO ORDERED** on this 22 day of July, 2014.

**FOR THE KANSAS STATE  
BOARD OF HEALING ARTS:**

  
Kathleen Selzer Appert  
Executive Director

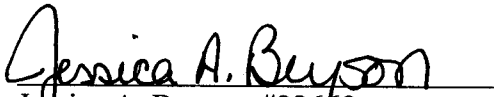
1/22/14  
Date

  
Erin L. Steinkamp, A.T.  
Licensee

1/7/14  
Date

Consent Order  
Erin L. Steinkamp, A.T.

PREPARED AND APPROVED BY:



Jessica A. Bryson, #22669

Associate Litigation Counsel

Kansas Board of Healing Arts

800 SW Jackson Ave, Lower Level Ste A

Topeka, Kansas 66612

785-296-8022

**CERTIFICATE OF SERVICE**

I, the undersigned, hereby certify that I served a true and correct copy of the Consent Order by United States mail, postage prepaid, on this 22 day of January, 2014, to the following:

Erin L. Steinkamp, A.T.  
Licensee  
**Confidential**  
Prairie Village, KS 66208

And the original was hand-filed with:

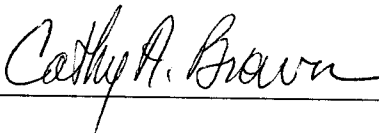
Kathleen Selzler Lippert  
Executive Director  
Kansas Board of Healing Arts  
800 SW Jackson, Lower Level-Suite A  
Topeka, Kansas 66612

And a copy was hand-delivered to:

Jessica A. Bryson  
Associate Litigation Counsel  
Kansas Board of Healing Arts  
800 SW Jackson, Lower Level-Suite A  
Topeka, Kansas 66612

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

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

  
\_\_\_\_\_