

FILED CAB
AUG 29 2011
KS State Board of Healing Arts

BEFORE THE BOARD OF HEALING ARTS
OF THE STATE OF KANSAS

In the Matter of)
Thomas R. Taylor, D.C.)
)
Kansas License No. 01-04300)
)
_____)

KSBHA Docket No. 10-HA00087

**FINAL ORDER GRANTING MOTION TO TERMINATE
PROBATION AND PRACTICE MONITORING**

NOW, on this 12th day of August 2011, comes before the Kansas State Board of Healing Arts ("Board") the request of Thomas R. Taylor, D.C. ("Licensee") for termination of probation imposed under the terms of a Consent Order in Docket No. 10-HA00037. Licensee appears *pro se*. Lori Dougherty appears on behalf of the Petitioner Board.

Pursuant to the authority granted to the Board by the Kansas Healing Arts Act, K.S.A. 65-2801, *et seq.*, and in accordance with the provisions of the Kansas Administrative Procedure Act, K.S.A. 77-501, *et seq.*, the Board hereby enters this Final Order following a conference hearing in the above-captioned matter. After reviewing the file, hearing the testimony and arguments of the parties, and being otherwise duly advised in the premises, the Board makes the following findings of fact, conclusions of law and order:

I. Findings of Fact

1. Thomas R. Taylor, D.C. ("Licensee"), is licensed to engage in the practice of chiropractic in the State of Kansas, License No. 01-04300, and has been so licensed since approximately August 12, 1995.

2. Licensee's last known mailing address provided to the Board is: confidential

confidential Olathe, Kansas 66061. During the conference hearing, Licensee indicated a second valid

mailing address at 16701 Mission Road, Stillwell, Kansas 66085.

3. On or about December 8, 2009, Licensee entered into a Consent Order with the Board. Under the terms of the Consent Order, Licensee agreed to the following non-self-terminating probationary limitations on his license as a condition of being granted a license to practice chiropractic:

a. Licensee agreed to not practice chiropractic without a Board-approved, Kansas-licensed chiropractor monitoring Licensee's practice and office procedures to ensure compliance with community and ethical standards;

b. Licensee agreed to bear all expenses associated with the practice monitoring;

c. Licensee agreed to follow all recommendations of the practice monitor and to be responsible for ensuring the timely submission of the practice monitor's reports to the Board; and

d. Licensee agreed to not engage in the practice of chiropractic unless in compliance with the provisions of the Consent Order.

4. The terms of the Consent Order allow Licensee to petition the Board for modification or termination of the Order after a six (6) month monitoring period.

5. On or about June 20, 2011, Licensee filed a request with the Board for termination of the probation and practice monitoring imposed upon Licensee by the Consent Order.

6. On July 26, 2011, the Petitioner Board filed a Response to Licensee's Motion.

7. Licensee has demonstrated to the Board that he has complied with all requirements of the Consent Agreement, as follows:

- a. Licensee’s practice has been monitored by the Board-approved practice monitor;
- b. Licensee’s practice monitor has submitted all monitoring reports to the Board as required by the Consent Order; and
- b. Licensee’s practice monitor has recommended releasing Licensee from practice monitoring.

II. Applicable Law and Policy

- 8. K.S.A. 65-2801 et seq. – Kansas Healing Arts Act.
- 9. K.S.A. 77-501 et seq. – Kansas Administrative Procedure Act.
- 10. The public policy of regulating the practice of healing arts in the State of Kansas is set forth in K.S.A. 65-2801:

Recognizing that the practice of the healing arts is a privilege granted by legislative authority and is not a natural right of individuals, it is deemed necessary as a matter of policy in the interests of public health, safety and welfare, to provide laws and provisions covering the granting of that privilege and its subsequent use, control and regulation to the end that the public shall be properly protected against unprofessional, improper, unauthorized and unqualified practice of the healing arts and from unprofessional conduct by persons licensed to practice under this act.

III. Conclusions

Licensee has satisfactorily met all requirements of the Consent Order and has no further obligation for compliance.


IV. Order

IT IS THEREFORE ORDERED, BY THE KANSAS STATE BOARD OF HEALING ARTS, that Licensee has satisfied all terms and conditions of the Consent Order and that Licensee’s motion to terminate probation and practice monitoring imposed by the Consent


Order is hereby granted.

IT IS FURTHER ORDERED that the Board shall maintain jurisdiction over this matter to issue any future order(s) deemed necessary and appropriate.

IT IS SO ORDERED THIS 20th **DAY OF** August, 2011, **IN THE CITY OF TOPEKA, COUNTY OF SHAWNEE, STATE OF KANSAS.**


Kathleen Selzler Lippert
Executive Director
Kansas State Board of Healing Arts

Prepared and Approved by:


Randy E. Stookey, #21885
Assistant General Counsel
Kansas State Board of Healing Arts

NOTICE OF RIGHTS

PLEASE TAKE NOTICE that this is a Final Order. A Final Order is effective upon service, and service of a Final Order is complete upon mailing. Pursuant to K.S.A. 77-529, Licensee may petition the Board for Reconsideration of a Final Order within fifteen (15) days following service of the final order. Additionally, 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, the Board's Executive Director, at 800 SW Jackson, Lower Level-Suite A, Topeka, KS 66612.

CERTIFICATE OF SERVICE

I, the undersigned, hereby certify that a true and correct copy of the above and foregoing **Final Order Granting Motion to Terminate Probation and Practice Monitoring** was served this 29th day of August, 2011 by depositing the same in the United States Mail, first-class, postage prepaid, and addressed to:

Thomas R. Taylor, D.C.
16701 Mission Road
Stillwell, Kansas 66085

Thomas R. Taylor, D.C.
confidential
Olathe, Kansas 66061

And a copy was hand-delivered to the following:

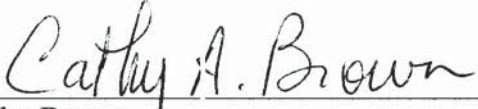
Reese Hays, Litigation Counsel
Kansas State Board of Healing Arts
800 SW Jackson, Lower Level-Suite A
Topeka, Kansas 66612

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

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

The original was filed with the office of:

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



Cathy Brown
Executive Assistant