FILED
FEB 24 2014
KS State Board of Healing Arts

BEFORE THE BOARD OF HEALING ARTS
OF THE STATE OF KANSAS

In the Matter of	)	
Byron Laughrey, R.T.	)	
	)	**KSBHA Docket No. 10-HA00111**
Kansas License No. 16-03197	)	
	)	

FINAL ORDER GRANTING REQUEST FOR TERMINATION OF MONITORING

NOW on this 14th day of February 2014, comes before the Kansas State Board of Healing Arts ("Board") the request of Byron Laughrey, R.T. ("Licensee") for termination of the monitoring requirement contained in the Consent Order filed on February 23, 2010. Licensee appears in person and *pro se*. Jane Weiler, Associate Litigation Counsel, appears on behalf of the Respondent Board.

Pursuant to the authority granted to Board by K.S.A. 65-5501 *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 in the above-captioned matter. After reviewing the agency record, hearing the statements and arguments of the parties, and being otherwise duly advised in the premises, the Board makes the following findings, conclusions and order:

1. Licensee is licensed to engage in the practice of respiratory therapy in the State of Kansas, having been issued License No. 16-03197.

2. On February 23, 2010, Byron Laughrey, R.T. ("Licensee") entered into a Consent Order with the Board. The Consent Order was entered into to resolve concerns regarding Licensee's disclosure in his 2008-2009 renewal form for his Respiratory Therapy license of an arrest and conviction for his third Driving Under the Influence offense. Confidential

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3. The terms of the Consent Order allowed Licensee to petition the Board for modification or termination after three (3) years.

4. On or about April 13, 2010, through January 14, 2014, sixteen (16) quarterly reports regarding Licensee's compliance with his Consent Order were submitted.

Confidential

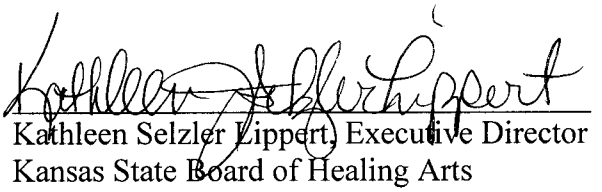
9. On December 31, 2013, Licensee submitted a request to the Board for termination of the monitoring provisions contained in the Consent Order.

10. On January 17, 2014, the Respondent Board filed a Response to Petition for Termination of Monitoring.

11. The Board finds that Licensee has satisfactorily met all requirements of the Consent Order and concludes that termination of the monitoring requirement is warranted in the circumstances.

IT IS THEREFORE ORDERED, BY THE KANSAS STATE BOARD OF HEALING ARTS that Licensee's request for termination of practice monitoring imposed by the Consent Order filed on February 23, 2010, is hereby **GRANTED**.

IT IS SO ORDERED THIS 24 DAY OF Feb, 2014, IN THE CITY OF TOPEKA, COUNTY OF SHAWNEE, STATE OF KANSAS.



Kathleen Selzler Lippert, Executive Director
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 Request for Termination of Monitoring** was served this 24th day of February, 2014 by depositing the same in the United States Mail, first-class, postage prepaid, and addressed to:

Byron Laughrey, RT
Confidential

Wellington, KS 67152

And a copy was hand-delivered to:

Jane Weiler, Associate Litigation Counsel
Kansas State Board of Healing Arts
800 SW Jackson, Lower Level-Suite A
Topeka, Kansas 66612

Compliance Coordinator
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 A. Brown

Cathy Brown
Executive Assistant