EFFECTIVE AS A FINAL ORDER

DATE: 5/19/15

FILED CAD
APR 28 2015
KS State Board of Healing Arts

BEFORE THE BOARD OF HEALING ARTS OF THE STATE OF KANSAS

In the Matter of	)	
ANGELA McCORKLE, PT	)	
	)	**KSBHA Docket No. 15-HA** 00102
Kansas License No. 11-03018	)	
	)	

SUMMARY ORDER DENYING REQUEST TO SUPERVISE MORE THAN FOUR PTAs

NOW on this 10th day of April 2015, comes before the Kansas State Board of Healing Arts ("Board") the request to supervise more than four (4) physical therapist assistants filed by Angela McCorkle, PT ("Licensee"). Licensee's request is submitted pursuant to K.A.R. 100-29-16(f), regarding the limitation on the number of physical therapist assistants a single physical therapist is permitted to supervise.

Pursuant to K.S.A. 77-537, this Summary Order shall become effective as a Final Order, without further notice, if no request for hearing is made within fifteen (15) days of service.

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:

1. Licensee is licensed to engage in the practice of physical therapy in the State of Kansas, License No. 11-03018, and has been so licensed since approximately May 24, 2001.

2. Licensee is currently supervising four (4) physical therapist assistants.

3. K.A.R. 100-29-16(f), limits the number of physical therapist assistants a physical therapist may supervise at any one time to four (4) full-time physical therapist assistants.

4. K.A.R. 100-29-16(f), provides a mechanism to obtain approval for a physical therapist to supervise more than four (4) physical therapist assistants if the Board finds that significant hardship to the health and welfare of the community will occur if the physical therapist's request is not granted.

5. Licensee requests approval of the Board pursuant to K.A.R. 100-29-16(f) to supervise up to six (6) physical therapist assistants due to the loss of one of the other physical therapists employed at Licensee's practice.

6. Licensee states that five (5) to six (6) physical therapist assistants who would "very likely" be working concurrently under the supervising physical therapist due to the staffing needs at Licensee's practice.

7. Licensee asserts that several patients would lose their physical therapy services if she is not permitted to supervise additional physical therapist assistants on a temporary basis until a new physical therapist is hired. Licensee contends that the loss of services would deteriorate patients' quality of life and/or safety.

8. The Board finds that the hardship to the community is not outweighed by the risk of inadequate oversight due to overextending the supervisory responsibilities of Licensee.

9. The Board declines to grant Licensee's request pursuant to K.A.R. 100-29-16(f).

IT IS THEREFORE ORDERED, BY THE KANSAS STATE BOARD OF HEALING ARTS that Licensee's request to supervise more than four (4) physical therapist assistants is **DENIED**.

IT IS SO ORDERED THIS 28 DAY OF APRIL, 2015, IN THE CITY OF TOPEKA, COUNTY OF SHAWNEE, STATE OF KANSAS.

Kathleen Selzler Lippert
Executive Director
Kansas State Board of Healing Arts

FINAL ORDER NOTICE OF RIGHTS

PLEASE TAKE NOTICE that this is a Final Order. A Final Order is effective upon service. 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, Executive Director, Kansas Board of Healing Arts, 800 SW Jackson, Lower Level-Suite A, Topeka, KS 66612.

CERTIFICATE OF SERVICE

I, the undersigned, hereby certify that a true copy of the foregoing **FINAL ORDER** was served this 19th day of May, 2015 by depositing the same in the United States Mail, first-class, postage prepaid, and addressed to:

Angela McCorkle, PT
Confidential

Olathe, KS 66062

And a copy was hand-delivered to:

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

Office of the General 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 A. Brown

Cathy Brown, Executive Assistant