

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

In the Matter of)
Daniel Tatpati, M.D.)
) **KSBHA Docket No. 14-HA00099**
Kansas License No. 04-17678)
_____)

**FINAL ORDER APPROVING REQUEST TO SUPERVISE
MORE THAN TWO PHYSICIAN ASSISTANTS**

NOW on this 14th day of February 2014, comes before the Kansas State Board of Healing Arts (“Board”) the Petition to supervise more than two physician assistants filed by Daniel Tatpati, M.D. (“Licensee”). Licensee’s request is submitted pursuant to K.A.R. 100-28a-17, regarding the statutory limitation in K.S.A. 65-28a10 on the number of physician assistants a single responsible physician is permitted to supervise. Licensee appears *pro se* via teleconference. Reese Hays, Litigation Counsel, appears on behalf of the Respondent Board.

Pursuant to the authority granted to Board by K.S.A. 65-28a01 *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 Petition, hearing the testimony of Licensee, and being otherwise duly advised in the premises, the Board makes the following findings of fact, conclusions and order:

1. Licensee is licensed to engage in the practice of medicine and surgery in the State of Kansas, License No. 04-17678, and has been so licensed since approximately June 16, 1978. Licensee presently has a license designation of “exempt.”
2. K.S.A. 65-28a10 limits the number of physician assistants a responsible physician may supervise at any one time to the equivalent of two (2) full-time physician assistants.

3. K.A.R. 100-28a-17 provides a mechanism to obtain Board approval for a responsible physician to direct and supervise more than two (2) physician assistants when one (1) or more of the physician assistants is working less than full time.

4. Licensee requests approval of the Board pursuant to K.A.R. 100-28a-17 to supervise four (4) physician assistants whose total clinical hours are equal to or less than two (2) full-time physician assistants. As proposed and estimated by Licensee, one (1) of the physician assistants would be working 35 hours per week, one (1) would be working 25 hours per week, one (1) would be working 27 hours per month, and one (1) would be volunteering 6 hours per month.

5. The Board finds that Licensee's request falls within the scope of the exceptions permitted in K.A.R. 100-28-17.

IT IS THEREFORE ORDERED, BY THE KANSAS STATE BOARD OF HEALING ARTS that Licensee's request to supervise more than two (2) physician assistants is **APPROVED.**

IT IS SO ORDERED THIS 24 DAY OF FEBRUARY, 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, Executive Director, Kansas State Board of Healing Arts, 800 SW Jackson, Lower Level-Suite A, Topeka, KS 66612.

CERTIFICATE OF SERVICE

I, hereby certify that a true copy of the foregoing **FINAL ORDER APPROVING REQUEST TO SUPERVISE MORE THAN TWO PHYSICIAN ASSISTANTS** was served this 24th day of February, 2014 by depositing the same in the United States Mail, first-class, postage prepaid, and addressed to:

Daniel Tatpati, MD
Confidential
Andover, KS 67002

And a courtesy copy was sent to:

David Gear
Guadalupe Clinic, Inc.
940 S. St. Francis
Wichita, KS 67211

And a copy was hand-delivered to:

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

The original was filed with the office of the Executive Director.



Cathy Brown
Executive Assistant