KANSAS STATE BOARD OF HEALING ARTS: WHO WE ARE, WHAT WE DO, AND HOW WE DO IT

Courtney Cyzman, JD – General Counsel
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Roadmap

• Overview of KSBHA
• Licensing
• General Counsel
• Disciplinary & Litigation
• Resources
Board Members

- Appointed by the Governor
- 4 year terms; 3 term limit
- 15 total members
  - 5 MDs
  - 3 DOs
  - 3 DCs
  - 1 DPM
  - 3 public members
Mission

To protect the public by authorizing only those persons who meet and maintain certain qualifications to be licensed in the healthcare professions regulated by the Board.

To protect the public from incompetence or unprofessional conduct by persons who have been licensed to practice in Kansas and from unauthorized practice by persons and entities who have not been licensed to practice in Kansas.
SECOND FRIDAY OF EVERY OTHER MONTH
(FEB., APRIL, JUNE, AUG., OCT., DEC.)
OPEN TO THE PUBLIC, STREAMED LIVE ON YOUTUBE

NEXT MEETING IS JUNE 9, 2023

RONALD VARNER, D.O (PRESIDENT); JERRY DEGRADO, D.C. (VICE PRESIDENT)
32,775
Who we license

AT  DC  MD/DO  DPM  LRT

ND  OT/OTA  PA  PT/PTA  RT

LAc  CNMI  CLD  CPM
Councils

- PA, PT, OT, RT, LAc, AT, LRT, CNMI, ND
- Help carry out the provisions of the practice act
- Positions vary in appointment (Governor, Board)
- Meetings typically held quarterly or as needed
- Open to the public
KSBHA Department Overview

LICENSING

GENERAL COUNSEL

ADMINISTRATION

DISCIPLINARY & LITIGATION
MEET OUR TEAM

SUSAN GILE
Executive Director

COURTNEY CYZMAN
General Counsel

RON VARNER, DO
President

JERRY DEGRADO, DC
Vice President
MEET OUR TEAM

REBEKAH MOON
Licensing Administrator

TODD HIATT
Litigation Counsel

NANCY DODIK
Disciplinary Counsel

LARRY BOWLES
IT Director
Licensing
Licensing Department Overview

**Applications**
Initial, Renewal, Reinstatement & Conversions

**Maintenance**
Upkeep of licensee information in the agency database.
Supervision notices, practice protocols, and termination of supervision

**Point of Contact**
Main point of contact throughout the application process and during the period of licensure

**License Verification**
Verification of licensure to state boards, employers, and other third parties

**Presentations**
Outreach and education presentations
Application Process

Submission of Initial Application to KSBHA

Accounting - Process of Payment

Licensing - Review of Application
(in order of date received)

Missing Items:
Missing Requirement Letter (MRL) sent by email

Once missing items received

If items still missing

Complete Application:
Goes to Specialist for Final Review. Ensures accuracy and completeness

Approved:
Issued license, permit or certificate.
- New license letter sent via email
- Agency webpage updated
- Wall certificate mailed

Legal Review
Application Guidance & Tips

**Information & Documents**

- Request 3rd party documents prior to or upon submission of the application
- Ensure documents are primary source received, when applicable
- Provide personal statement and supporting documents for any "yes" answers to attestation questions
- Submit documentation of name change, if more than one name is used

**Application Submission**

- Review all portions of the application for completeness and accuracy
- Make copies of all items submitted
- **Consider submitting items via email when applicable**
- Consider tracking or signature confirmation service for mailed items
- Applications will not be fully processed if fees are not included

**Processing Time**

- Allow at least 2 weeks to receive notification that the application has been processed
- Time of issuance will vary
- Longest delay is waiting for 3rd party documents
- If application is sent for legal review expect a delay
- **Stay in contact with the analyst processing your application**
- Keep contact information up to date
• Expiration of emergency temporary licenses (1/20/23)
• Revised attestation questions
• Launch of the Alternate Approval Pathway for PT/PTA
• Expedited electronic licensure verification through Veridoc for AT, DC, MD, DO, DPM, PT, PTA, OT, OTA, LRT, and RT
• Launch of reentry active licenses for MD/DO
• Implementation of the PT Jurisprudence Assessment Module
• Updated outgoing correspondence to licensees regarding renewal, insurance requirements, and online portals
Changes ahead...

- Revising all initial, renewal, reinstatement applications
- Creating online initial applications
- Regulation modernization
- Launch of CE Broker
SERVE AS ATTORNEYS FOR THE AGENCY AND BOARD MEMBERS IN THEIR OFFICIAL CAPACITIES
<table>
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<th>Legal advice to departments</th>
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<td>Legal advice to Board members</td>
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<td>Legislation and regulations</td>
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<td>Defense Counsel</td>
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<td>Prosecute unlicensed practice cases</td>
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<td>Council Meetings</td>
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<td>Presentations</td>
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<td>Projects</td>
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What’s in the works?

- Wrapping up an active legislative session
- Regulation modernization – 2022 HB 2087
- Development of new and updated Board policies
- Continued focus and efforts on healthcare professional wellness
Disciplinary Department

COMPLAINTS  INVESTIGATIONS
### Common complaint sources

- Patients
- Patient family members
- Other licensees
- Law enforcement
- Hospitals
- Other state boards
## Common types of complaints and investigations

<table>
<thead>
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<th>Complaint Type</th>
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<tbody>
<tr>
<td>Negligence</td>
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<tr>
<td>Unprofessional conduct</td>
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<tr>
<td>Impairment</td>
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<tr>
<td>Sexual misconduct</td>
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<tr>
<td>Advertising</td>
</tr>
<tr>
<td>Dishonesty</td>
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<tr>
<td>Practicing outside scope of license</td>
</tr>
<tr>
<td>Unlicensed practice</td>
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Prosecution
• Applications & Licenses

Monitoring

Litigation Department
What’s new?

- Investigator training from the National Health Care Anti-Fraud Association
- Developed and onboarded an additional MD Review Committee
- Modified procedures from PHPs to best facilitate referrals and support recovery efforts.
- Developing network of nationwide resources for applicants/licensees to use for evaluation and remediation.
Board Actions

- Letter of Concern
- Professional Development Plan
- Public Censure
- Fine
- Probation
- Limitation
- Suspension
- Revocation
<table>
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<th>Non-disciplinary, confidential resolution</th>
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<tr>
<td>Statutorily authorized under K.S.A. 65-2838a</td>
</tr>
<tr>
<td>Letter of Concern</td>
</tr>
<tr>
<td>Professional Development Plan</td>
</tr>
<tr>
<td>Not reported to NPDB, FSMB, FSBPT, BOC, etc.</td>
</tr>
<tr>
<td>Not posted on website</td>
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Public Disciplinary Action

- Part of public agency record
- Reported to NPDB, FSMB, FSBPT, BOC, etc.
- Posted on the Board’s website under “Board Actions”
- Press Release (Emergency suspension or limitation, revocation, voluntary Surrender in lieu of formal proceedings)
Prevention

• Renew your license on time
• Practice within the scope of your profession
• Be honest in all applications and correspondence with the Board
• Stay current with CEUs
• Seek help and/or treatment early
• Consider seeking independent legal counsel
• Utilize your state association as a resource
• Do not break the law
• Cooperate in Board investigations
RESOURCES
PROTECTING THE PUBLIC

FSMB supports America’s state medical boards in licensing, disciplining and regulating physicians and other healthcare professionals. Our end goal: keep patients safe.

Register Today

Join us November 3-4 in San Diego, CA for this two-day event that highlights the current legal issues and trends facing state medical boards.

New: U.S. Licensing and Disciplinary Data

COVID-19 Resources

Change and Continuity in Medicine: Histor...
KSBHA Resources

- Practice Handbooks
- Policies
- KSBHA_Licensing@ks.gov
- KSBHA_Complaints@ks.gov
- KSBHA_LegalQuestions@ks.gov
- Education & Outreach
  - Website page at http://www.ksbha.org/education.shtml
PROFESSIONAL HEALTH PROGRAMS

MD/DO/PA/DC

- Kansas Medical Society – Professionals Health Program
  - (785) 231-1306
  - Angela Grittman
  - agrittman@kmsonline.org

- Kansas Association of Osteopathic Medicine
  - (785) 234-5563
  - Kemper Tell, Executive Director
  - kemper@kansasdo.org

RT/PT/PTA/OT/OTA/AT

- Heart of America Professional Network
  - (913) 236-7575
  - Jennifer Payea, Executive Director
  - ed@hapn.org
Physician Support Line
1 (888) 409-0141

Psychiatrists helping our US physician colleagues and medical students navigate the many intersections of our personal and professional lives.

Free & Confidential | No appointment necessary
Open 7 days a week | 8:00AM - 1:00AM ET
Welcome.

The Emotional PPE Project connects healthcare workers in need with licensed mental health professionals who can help.

No cost. No insurance. Just a trained professional to talk to.

Healthcare Workers Affected By The COVID-19 Crisis

Mental Health Practitioners Looking To Help

All Services Provided Through The Emotional PPE Project Are Free Of Charge.

The Emotional PPE Project is a directory that provides contact information of volunteer mental health practitioners to healthcare workers whose mental health has been impacted by the COVID-19 crisis.

The Emotional PPE Project is an independent tax-exempt nonprofit (501(c)(3)) organization fully staffed by volunteers.

You may contact us at: contact@emotionalppe.org // Click here to review our Terms of Use // Click here to read our FAQs

Follow Us On Social Media:

Facebook  Twitter  Instagram  LinkedIn
We can all help prevent suicide. The Lifeline provides 24/7, free and confidential support for people in distress, prevention and crisis resources for you or your loved ones, and best practices for professionals in the United States.

The 988 Lifeline
988 is now active across the United States. This new, shorter phone number will make it easier for people to remember and access mental health crisis services. (Please note, the previous 1-800-273-TALK (8255) number will continue to function indefinitely.) Click below to learn more about 988.
Contact Information

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