

GUIDEWIRE

NEWS OF THE HEALING ARTS



Volume 3 / Issue 2

INSIDE THIS ISSUE:

Renew Your License on Time	2
MD and DO Licensing Seminar	3
Patient Communication / Medical Care	4
Proposed Amendments to PA Regulations	5

TWO NEW PUBLIC MEMBERS JOIN THE KANSAS BOARD OF HEALING ARTS

by Kathleen Selzler Lippert, Executive Director

Welcome - Two new public members join KSBHA

Richard A. Macias, JD was appointed in June and Anne Hodgdon was appointed in October as new public board members for KSBHA. Mr. Macias is a practicing attorney in the Wichita area. His primary practice is in adoption law and he has judicial experience. Ms. Hodgdon is experienced in a variety of health care issues and has previous experience as a board member for the Johnson County Mental Health Governing Board and the TLC Board for Children and Family.

Board staff has worked to provide our new public members with an in-depth orientation to facilitate their desire to be efficient and effective in their service to the Governor. The orientation includes a detailed overview of the board structure, application and investigation case process and procedure. Following the overview, the new members spend time with each department head discussing the specific duties, responsibilities, accomplishments and challenges for each area. This individual department review includes time spent observing the peer review process for standard of care cases. The orientation process has been expanded to include a roundtable discussion with current public members to share hints and tips that have helped them as they learn the many roles board members fill.

As KSBHA Board members, they are challenged to review complex medical legal issues such as conduct or standard of care investigations. Board members wear many different hats and may be called upon to provide direction on whether admissible evidence exists to authorize disciplinary or non-disciplinary or formal or informal board action, and what sanction is appropriate for those who have violated their practice act. Board members listen to professional councils, professional associations, the public and other stakeholders as regulations are discussed. Board members wear many hats and must evaluate available, admissible evidence to fulfill their statutory mission to protect the public.



Kathleen Selzler Lippert,
Executive Director

CURRENTLY SCHEDULED PUBLIC MEETINGS THROUGH JANUARY 2012

can be found on page 4 of this publication. Please refer to our website at:

<http://www.ksbha.org/public.html>

For a complete and up to date listing.

MEMBER of the

Federation of STATE MEDICAL BOARDS

www.fsmb.org



2011-2012 Kansas State Board of Healing Arts Board Members

Left to Right Front Row (seated): Nancy J. Welsh, MD; John F. Settick, Ph.D, Public Member; Gary L. Counselman, DC, President; Kimberly J. Templeton, MD, Vice President; Carolina M. Soria, DO.

Left to Right Back Row (standing): Richard A. Macias, JD, Public Member; Frank Galbraith, DPM; Ray N. Conley, DC; M. Myron Leinwetter, DO; Garold O. Minns, MD; Terry L. Webb, DC; Ronald N. Whitmer, DO; Michael J. Beezley, MD.

Not Pictured: Anne Hodgdon, Public Member.

LICENSING RENEWALS

Renew Your License on Time

Licenses renew their licenses annually, and they may renew online or download the paper form from our website at www.ksbha.org. The paper renewal forms are generally made available 45 days prior to the expiration date of the license. Licenses may also be renewed up to 30 days following the expiration date for an additional fee. Therefore, a licensee typically has 75 days to complete the renewal process before their license is cancelled for failure to renew.



You can now use your smart phone to scan this QR Code to go directly to the renewal website and renew your license from your phone.

Unfortunately, the Board sees a number of situations every year in which a licensee fails to renew their license in a timely manner. The reasons offered have a common theme of “I forgot” or “I never received a renewal notice”. The Board does send out reminder notices. Approximately 45 days prior to the expiration date an oversized neon color postcard is mailed reminding the licensee it is time to renew their license. If the license is not renewed by the expiration date, then approximately 7 days after the expiration date a second notice

letter is mailed. These notices are mailed to the mailing address on file; therefore, it is important that the Board have the licensee’s current mailing address. Even if the reminder notices are not received, it is ultimately the licensee’s responsibility to renew their license on time. Licensees may want to calendar their expiration date to help them remember. Expiration dates can always be found on the licensee’s wallet card or on the Board’s website.

Often in these busy times, licensees may delegate the renewal process to staff or a family member. According to K.S.A. 65-2836 the Board may take disciplinary action if a licensee has committed fraud or misrepresentation in applying for or securing an original, renewal or reinstated license. An error by someone in answering the renewal questions is not considered a legitimate excuse for an inaccurate renewal application. The Board recommends that the licensee should complete the renewal form themselves.

If a licensee does not renew their license prior to the cancellation date and continues to practice, the licensee will be practicing on a cancelled license and may be subject to disciplinary action. Once a license is cancelled it may be reactivated by completing the reinstatement application. The reinstatement application is available to download from our website at http://www.ksbha.org/forms.html#lic_app.

Coming soon, the Board will be adding a quick survey to the renewals for licensees to complete, as a means of identifying ways to improve our processes for those we serve.

Renewal Cycles by Date & Profession

	<u>Regular</u>	<u>Late</u>
Occupational Therapists	2/15 ~ 3/31	4/1 ~ 4/30
Occupational Therapy Assistants	2/15 ~ 3/31	4/1 ~ 4/30
Respiratory Therapists	2/15 ~ 3/31	4/1 ~ 4/30
Doctors of Medicine & Surgery	5/15 ~ 6/30	7/1 ~ 7/31
Doctors of Osteopathy	8/15 ~ 9/30	10/1 ~ 10/31
Doctors of Podiatry	8/15 ~ 9/30	10/1 ~ 10/31
Radiologic Technologists	8/15 ~ 9/30	10/1 ~ 10/31
Athletic Trainers	10/15 ~ 11/30	12/1 ~ 12/31
Doctors of Chiropractic	11/15 ~ 12/31	1/1 ~ 1/31
Doctors of Naturopathy	11/15 ~ 12/31	1/1 ~ 1/31
Physician Assistants	11/15 ~ 12/31	1/1 ~ 1/31
Physical Therapists	11/15 ~ 12/31	1/1 ~ 1/31
Physical Therapy Assistants	11/15 ~ 12/31	1/1 ~ 1/31

MD AND DO LICENSING SEMINAR

Volume 3 / Issue 2

Lights, Camera, Action!!

If you are an MD, DO, or if you help these professions with the licensing process, then you are cordially invited to the premier showing of

“The Wizard of Licensing”

on Thursday December 8, 2011, starring that knowledgeable Licensing staff of the Kansas State Board of Healing Arts!!

...ding dong...licensure myths are dead!

Admission is free, but please bring your own snacks as this presentation will be a webinar!!

...why..? ...if I only had a license...

You will see live on the big computer screen, everything you ever wanted to know about the licensing processes and procedures of your MD and DO application!!

...there is no place like having a license...

And if you don't see it in the show, then you can ask questions because there will be a question and answer period after the show!

....licensing, renewals and reinstatements...oh my!

ADMIT

DATE: December 8, 2011

TIME: 10:00 am – 11:00 am

MEETING WEBSITE:

Space is limited. Reserve your Webinar seat now at:
<https://www3.gotomeeting.com/register/896536334>

After registering you will receive a confirmation email containing information about joining the Webinar.

146017

If you know anyone else that would benefit from this seminar, please invite them too!!

(If you have questions please contact klenahan@ksbha.ks.gov)



Poor Patient Communication May Derail the Best Medical Care

Many of the complaints that are received by the Board are preventable with effective and timely patient communication. By providing effective and timely patient communication you have an opportunity to form a therapeutic and ethically sound relationship with your patients. Effective communication assists the health care provider with clearly identifying each patient's complaints and aides in the effective treatment of those complaints. If the health care provider utilizes effective communication skills, the patient will become an educated participant in their treatment, thereby increasing the likelihood of their compliance with that treatment. Despite the amount of expertise and time a health care provider spends in delivering proper medical care, lapses in effective and timely patient communication may negate the patient's perception of the level of care delivered and actually generate complaints and the patient's noncompliance with their treatment.

Just as any other skill can be learned and improved upon, so can effective patient communication. Take it upon yourself to brush up on your patient communication skills. Just as you do with your clinical skills, devote CME hours to learn, develop and refresh your communication skills. By making a commitment to brush up your communication skills, you have an opportunity to reaffirm the good habits of proper patient

communication you already possess and you can identify new practices to improve your patient communication skills.

Closely related to effective communication is the timeliness of that communication. We have all experienced a situation where we feel another person was making us needlessly wait for an appointment or for receipt of some important information. This situation causes frustration and breaks down the effective lines of communication. Something as simple as informing the patient as to the reason for the delay and how long the delay is expected to take could alleviate the patient's frustration and keep the lines of communication open. Failure to communicate in a timely manner can cause needless barriers to form between the patient and the health care provider that could inhibit the patient's medical care or even worse could cause the patient to be harmed by not receiving the needed medical care in a timely manner.

By continually improving your patient communication skills, the payoff to you and your patients will be happier, healthier patients and more job satisfaction and success for you.



Dr. Gary L. Counselman, DC, Board President (left) and Dr. M. Myron Leinwetter, DO at the October 2011 Board Meeting. Dr. Leinwetter was recognized for his service as former Board President.

At the August 2011 Board Meeting, Dr. Gary L. Counselman, DC, was elected Board President and Dr. Kimberly J. Templeton, MD, was elected Board Vice President.

PUBLIC MEETINGS

(all meetings are held at KSBHA, 800 SW Jackson, Lower Level - Suite A, unless indicated below)

- November 2011
 - 29 Medical Director Search Subcommittee 8:00 am
- December 2011
 - 2 KSBHA Board Meeting @ 8:30 am
 - 5 Bradley Eck, DC, Prehearing Conference Held by Teleconference at OAH @ 1:15 pm
 - 5 Todd Eck, DC, Prehearing Conference Held by Teleconference at OAH @ 2:00 pm
 - 8 MD and DO Licensing Seminar (please see page three of this publication for details)
 - 13 AT Council Meeting @ 10:00 am
 - 15 Disciplinary Panel Meeting @ 12:00 pm
 - 19 John Woodward Carlston, DC Held by Teleconference at OAH @ 1:15 pm
- January 2012
 - 13 LRT Council Meeting @ 12:00 pm
 - 19 Disciplinary Panel Meeting @ 12:30 pm
 - 20 Public Hearing to Consider Amendment of K.A.R. 100-28a-5 @ 10:00 am
 - 20 Public Hearing to Consider Amendment of K.A.R. 100-28a-10 @ 10:00 am

PROPOSED AMENDMENTS TO PA REGULATIONS

Volume 3 / Issue 2

Board Members

President

Gary L. Counselman, DC
Topeka

Vice-President

Kimberly J. Templeton, MD
Leawood

Michael J. Beezley, MD
Lenexa

Ray N. Conley, DC
Overland Park

Frank K. Galbraith, DPM
Wichita

Anne Hodgdon
Public Member
Lenexa

M. Myron Leinwetter, DO
Rossville

Richard A. Macias, JD
Public Member
Wichita

Garold O. Minns, MD
Bel Aire

John Settich, PhD
Public Member
Atchison

Carolina M. Soria, DO
Wichita

Terry L. Webb, DC
Hutchinson

Nancy J. Welsh, MD
Topeka

Ronald N. Whitmer, DO
Ellsworth

Agency Department Heads

Kathleen Selzler Lippert
Executive Director
klippert@ksbha.ks.gov

Kelli Stevens
General Counsel
kstevens@ksbha.ks.gov

Katy Lenahan
Licensing Administrator
klenahan@ksbha.ks.gov

Dan Riley
Disciplinary Counsel
driley@ksbha.ks.gov

Reese Hays
Litigation Counsel
rhays@ksbha.ks.gov

Update: Proposed Amendments to Physician Assistant Regulations

The Kansas Academy of Physician Assistants, Kansas Medical Society, Kansas Association of Osteopathic Medicine, Kansas Board of Healing Arts and other stakeholders collaborated to develop amendments to the PA regulations. The proposed amendments to the PA regulations are focused on protecting the public and strengthening the professions. A summary of the proposed amendments are:

K.A.R. 100-28a-5: allows physician assistants the ability to complete continuing education hours through a national, state or local organization if such organization's continuing education standards are at least as stringent as the Board's standards.

K.A.R. 100-28a-10: allows a supervising physician broader latitude regarding co-signature requirements for patient records and in determining adequate communication with the physician assistant on patient matters. A standard is set for the supervising physician and physician assistant for the first 90 days of the supervisory relationship, and a second standard is set for after the first 90 days.

Historical background of proposed regulation process:

Both regulations were approved by the Department of Administration and forwarded to the Attorney General's office for review and approval. The notices of public hearing and economic impact statements were prepared for both double-stamped regulations and forwarded to the Secretary of State's Offices for publishing and a 60-day comment period.

Future steps of proposed regulation process:

The Secretary of State's office will publish the regulations in the November 17, 2011 issue of the Kansas Register. The Joint Committee on Administrative Rules & Regulations will review the proposed regulations, and give counsel for the agency the opportunity to explain and justify the amendments to these regulations at a hearing scheduled to take place on Monday, November 21, 2011. Following this hearing, and before the end of the 60-day comment period, the Joint Committee will send the agency any written comments it has regarding the proposed regulations or an acknowledgement that the Committee has reviewed the proposed regulations without comment.

Public Hearings for these regulations are scheduled to take place at the offices of the Kansas State Board of Healing Arts on Friday, January 20, 2012 at 10:00 a.m. The 60-day notices of the public hearing shall constitute a public comment period for the purpose of receiving public comments on these rules and regulations. All interested parties may submit comments prior to the hearing to the Board of Healing Arts via U.S. Mail, hand delivery or via e-mail to healingarts@ink.org. Further, all interested parties will be given a reasonable opportunity during the public hearing to present their views, orally or in writing, concerning the amendment and adoption of the proposed regulations.

If no changes are made to the proposed regulation following the public hearing, a certificate of adoption will be signed by the Executive Director upon the Board members' approval. The regulations, the certificates of adoption and the economic impact statements are filed with the Secretary of State for publishing in the Kansas Register. On the 15th day following publication in the Kansas register, the regulations will then become effective. If changes are considered appropriate in the regulation after the public hearing, the changes will be processed back through the Department of Administration and the Attorney General's office.

PA Proposed Regulation - Dates to remember:

November 17, 2011	Publish proposed regulations in Kansas Register
November 21, 2011	Joint Committee on Administrative Rules & Regulations Hearing
January 20, 2012	Public Hearing