

311.890 Revocation, suspension, denial, declination to renew, limitation, restriction of certification -- Fines, reprimands, probation.

- (1) The board may revoke, suspend, deny, decline to renew, limit, or restrict the certification of a surgical assistant, or may fine, reprimand, or place a surgical assistant on probation for no more than five (5) years upon proof that he or she:
 - (a) Has been convicted of a felony;
 - (b) Has been convicted of a misdemeanor involving moral turpitude or conduct likely to deceive or defraud the public;
 - (c) Has been granted a certificate upon a mistake of a material fact;
 - (d) Has violated any provision of KRS 311.864 to 311.890;
 - (e) Has become drug addicted;
 - (f) Has become a chronic or persistent alcoholic;
 - (g) Has developed such physical or mental disability, or other condition whereby continued practice is dangerous to patients or to the public;
 - (h) Has violated any order or the terms or the conditions of any order issued by the board;
 - (i) Has engaged in, or attempted to engage in, practice as a surgical assistant under a false or assumed name;
 - (j) Has willfully violated a confidential communication;
 - (k) Has acted in a grossly negligent or willful manner which is inconsistent with practice as a surgical assistant;
 - (l) Is unfit or incompetent to practice as a surgical assistant by reason of gross negligence or other causes, including but not limited to being unable to practice as a surgical assistant with reasonable skill or safety;
 - (m) Has had a license or certificate to practice as a surgical assistant denied, limited, suspended, probated, or revoked in another jurisdiction;
 - (n) Has engaged in conduct likely to deceive or defraud the public;
 - (o) Has knowingly made or presented or caused to be made or presented any false, fraudulent, or forged statement, writing, certificate, diploma, or other document relating to an application for certification;
 - (p) Has exceeded the scope of practice of surgical assisting delegated by the delegating physician; or
 - (q) Has exceeded the scope of practice for which the surgical assistant was credentialed by the governing board of a hospital or licensed health care facility.
- (2) The board may impose a fine of up to five hundred dollars (\$500) per violation as part of a disciplinary action and may require the surgical assistant to reimburse the board for all costs of the proceedings.

Effective: July 13, 2004

History: Created 2004 Ky. Acts ch. 126, sec. 14, effective July 13, 2004.