



OFFICE OF ATTORNEY GENERAL
STATE OF OKLAHOMA

ATTORNEY GENERAL OPINION
2018-293A

Billy H. Stout, M.D., Board Secretary
State Board of Medical Licensure and Supervision
101 NE 51st Street
Oklahoma City, OK 73105

July 31, 2018

Dear Dr. Billy H. Stout, M.D., Board Secretary:

This office has received your request for a written Attorney General Opinion regarding action that the State Board of Medical Licensure and Supervision intends to take in case 17-01-5418. The licensee, a Licensed Pedorthist (LPED) and Prosthetist/Orthotist (LPO), submitted falsified continuing education unit certificates to the Board. The Board proposes to revoke the LPED license, place the LPO license on probation for 1 year, impose a \$5,000 fine, and require the licensee to complete continuing education hours and an ethics course and to pay the costs of the action.

The Oklahoma Allopathic Medical and Surgical Licensure and Supervision Act authorizes the Board to suspend or revoke a license and order other appropriate sanctions against a licensee for unprofessional conduct. 59 O.S.Supp.2017, §§ 503, 509(9), 509.1(A). Pedorthists, orthotists and prosthetists are subject to continuing education requirements. *See* OAC 435:50-5-3, 50-5-4, 50-5-5, 55-5-3(a)(1); 59 O.S.2011, § 2306(B). Board rules specifically provide that it is unethical for a pedorthist, orthotist and/or prosthetist “to falsify his/her continuing education units.” OAC 435:50-7-2(b)(3)(E)(iii), 55-7-3(b)(3)(E)(iii). The Board may reasonably believe that the proposed action is necessary to protect public health and safety.

It is, therefore, the official opinion of the Attorney General that the State Board of Medical Licensure and Supervision has adequate support for the conclusion that this action advances the State’s policy of protecting the health, safety, and well-being of the citizens of Oklahoma.

A handwritten signature in black ink, appearing to read "Mike Hunter".

MIKE HUNTER
ATTORNEY GENERAL OF OKLAHOMA

A handwritten signature in black ink, appearing to read "Ryan Chaffin".

RYAN CHAFFIN
DEPUTY CHIEF ASSISTANT ATTORNEY GENERAL