

# LOUISIANA STATE BOARD OF MEDICAL EXAMINERS

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**IN THE; MATTER OF:**

**MEGAN ALEXANDRA POPE, POLY**  
*Applicant*

**No. 13-I-1302**

**CONSENT ORDER FOR  
ISSUANCE OF POLYSOMNOGRAPHIC  
TECHNOLOGIST LICENSE WITH  
OFFICIAL REPRIMAND**

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This matter is before the Louisiana State Board of Medical Examiners (the "Board") on the application of Megan Alexandra Pope, ("Ms. Pope") for issuance of a polysomnographic technologist license. While it appears from information available as supplied by Ms Pope's application and otherwise that she is generally qualified for issuance of such license, as acknowledged by her in her application, she reported that she has worked as a polysomnographic technologist in this state without a permit or license.

On her own behalf, Ms. Pope advised the Board that she is a Licensed Practical Nurse and has had certification by the Board of Registered Polysomnographic Technologist ("BRPT") since July 2009. Ms. Pope declares that because of these qualifications she was advised through a former employer that she was permitted to function as a polysomnographic technologist, Legal counsel for her current employee also advised Ms. Pope that she had the requisite knowledge to function as a polysomnographic technologist. Ms. Pope has now acknowledged that this information was in error and she has accepted her responsibility to understand and comply with all laws and regulations regarding licensure in this state.

As evidenced by her subscription to this Order and with the understanding that the Board takes the position that polysomnography is not within the scope of practice of an LPN, Ms. Pope acknowledges the substantial accuracy of the foregoing information and that such acknowledgment and information may provide the Board with sufficient cause to deny her application pursuant to the Law respecting polysomnographic technologists.<sup>1</sup>

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<sup>1</sup> La. Rev. Stat. § 37:2867, 2870.

Investigation of the captioned matter was assigned to an Investigations Officer ("I/O") for the Board. While it appears to the I/O that Ms. Pope is a conscientious and well-trained polysomnographic technologist, the I/O's review and analysis of the matter confirms to her satisfaction that sufficient cause exists to charge Ms. Pope with one or more violations of the Polysomnographic Practice Act ("the Law"), La. R.S. §§37:2870 and 37:2867A. (1).

Recognizing her right to have notice of such allegations and charges asserted against her, to administrative adjudication of such charges, at which time she would be entitled to be represented by legal counsel, to call witnesses and to present evidence on her own behalf in defense or in mitigation of the charges made and to a decision thereon by the Board based upon written findings of fact and conclusions of law, pursuant to La. Rev. Stat. §§49:951 *et. seq.*, Ms. Pope, nonetheless, hereby waives her right to notice of charges and formal adjudication and pursuant to La. Rev. Stat. §49:955(D) consents to entry of the Order set forth hereinafter. Ms. Pope further acknowledges and waives any right to which she may be entitled pursuant to the Louisiana Administrative Procedure Act, La. Rev. Stat. §§49:951 *et. seq.*, or which otherwise may be afforded to her by law to contest her agreement to or the force and effect of this document in any court or other forum relating to the matters referred to herein. By her subscription hereto Ms. Pope also hereby authorizes the I/O designated by the Board with respect hereto to present this Consent Order to the Board for its consideration and to fully disclose to and discuss with the Board the nature and results of the investigation and she waives any objection to such disclosures under La. Rev. Stat. §49:960. Ms. Pope expressly acknowledges that the disclosure of information to the Board by the I/O shall be without prejudice to the I/O's authority to file a formal Administrative Complaint against her or to the Board's capacity to adjudicate such Complaint should the Board decline to approve this Consent Order.

Based upon the foregoing information, as well as the recommendation of the I/O, the Board has concluded that its responsibility to ensure the health, safety and welfare of the citizens of this state, pursuant to La. Rev. Stat. §37:2863, will be effectively served by entry of the order set forth hereinafter by consent. Accordingly, in consideration of the foregoing and pursuant to the authority vested in the Board by La. Rev. Stat. §37:2867 and La. Rev. Stat. §49:955(D);

**IT IS ORDERED** that Megan Alexandra Pope is hereby **OFFICIALLY REPRIMANDED** for the conduct asserted hereinabove.

**IT IS FURTHER ORDERED** that licensure to practice as a polysomnographic technologist in the state of Louisiana shall be issued to Megan Alexandra Pope.

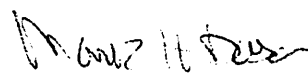
**IT IS FURTHER ORDERED** that within six (6) months of the date of this Order Ms. Pope shall pay the Board a fine in the amount of Three Hundred (\$300.00) Dollars, which represents the licensure fees during the past two (2) years, plus a penalty of an equal amount.

**IT IS FURTHER ORDERED** that any violation or failure of strict compliance with this Order by Ms. Pope shall be deemed adequate and sufficient cause, upon proof of such violation or failure, for such disciplinary action as the Board deems appropriate, as if such violations were enumerated among the causes provided in La. Rev. Stat. §37:2867.

**IT IS FURTHER ORDERED** that this Consent Order shall be, and shall be deemed to be, a public record.

Signed in New Orleans, Louisiana, and effective this 14 day of April  
2014.

**LOUISIANA STATE BOARD OF  
MEDICAL EXAMINERS**

BY:   
MARK H. DAWSON, M.D.  
President

*Acknowledgement and Consent  
on Following Page*

*Acknowledgement and Consent  
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on Following Page*

STATE OF LOUISIANA  
PARISH OF \_\_\_\_\_

**ACKNOWLEDGMENT  
AND CONSENT**

I, MEGAN ALEXANDRA POPE, hereby acknowledge, approve, accept and consent to entry of the  
above and foregoing Order, this 11<sup>th</sup> day of March, 2014.

Megan Alexandra Pope  
MEGAN ALEXANDRA POPE

**WITNESSES:**

Myra Kilburn  
Signature

MYRA KILBURN  
Printed Name

151 Cox Rd Cotton Valley, La 71018  
Address

Jeanie Striplin  
Signature

Jeanie Striplin  
Printed Name

375 Lakes Ferry Rd Cotton Valley, La 71018  
Address

Sworn to and subscribed before me at  Minden , Louisiana this 11<sup>th</sup>  
day of  March , 2014, in the presence of the two stated witnesses.

Ella C. Smythe  
Notary Public (Signature) and Seal

Ella C. Smythe #66386  
Notary (Printed Name) & Bar/Notary No.