

IN AND BEFORE THE OKLAHOMA STATE BOARD  
OF MEDICAL LICENSURE AND SUPERVISION  
STATE OF OKLAHOMA

**FILED**

MAR 14 2024

OKLAHOMA STATE BOARD OF  
MEDICAL LICENSURE & SUPERVISION

STATE OF OKLAHOMA, *ex rel.* )  
OKLAHOMA STATE BOARD )  
OF MEDICAL LICENSURE )  
AND SUPERVISION, )  
 )  
Plaintiff, )  
 )  
v. )  
 )  
KAYLA BOSTON, RC, )  
LICENSE NO. RC 3298, )  
 )  
Defendant. )

Case No. 24-03-6305

**VERIFIED COMPLAINT**

The State of Oklahoma, *ex rel.* Oklahoma State Board of Medical Licensure and Supervision (“Board”), for its Verified Complaint against Kayla Boston (“Defendant”), alleges and states as follows:

**I. JURISDICTION**

1. The Board has jurisdiction over the subject matter and is a duly authorized agency of the State of Oklahoma empowered to license and oversee the activities of respiratory care practitioners in the State of Oklahoma. 59 O.S. § 2026, *et seq.* and Okla. Admin. Code 435:45-1-1 *et seq.*
2. In Oklahoma, Defendant holds Oklahoma License No. RC 3298 issued by the Board. The act(s) and/or omission(s) complained of herein were made while Defendant was licensed to practice respiratory care by the State of Oklahoma.

**II. ALLEGATIONS OF UNPROFESSIONAL CONDUCT**

3. Defendant was, pursuant to Okla. Admin. Code § 435:45-5-1(f), to complete twelve (12) hours of continuing respiratory care education (CRCE) hour between the dates of November 1, 2021 and October 31, 2023.
4. At 4:018 pm on October 31, 2023, Defendant submitted an application for renewal of her Oklahoma Respiratory Therapy license. In doing so, Defendant certified that she had obtained twelve (12) hours of Board approved continuing education and that she had the original documentation in her possession to verify the same.

5. Defendant's licensing file was selected for a random CRCE audit pursuant to Okla. Admin. Code § 435:45-5-1(k).
6. An email was sent to Defendant on or about November 8, 2023 informing her of said audit and requesting her to submit proof of continuing education hours she had completed to date. Subsequent emails were sent on November 15, 2023 and December 6, 2023.
7. Defendant did not submit proof of having completed any hours of CRCE. Further, Defendant did not send any response to the emails sent to her and she did not provide any contact information in her licensing file.
8. Further, Okla. Admin. Code § 435:45-5-1(l) states:  

**“(l) Compliance.**  
(1) Licensees selected for audit must submit verification of meeting the continuing education requirement.  
(2) Failure to submit such records shall constitute an incomplete application and shall result in the application being returned to the licensee and the licensee being unable to practice.  
(3) A license obtained through misrepresentation shall result in Board action.”
9. The foregoing act(s) and/or omission(s) constitute unprofessional conduct as defined under the Respiratory Care Practice Act and corresponding regulations, as detailed herein.

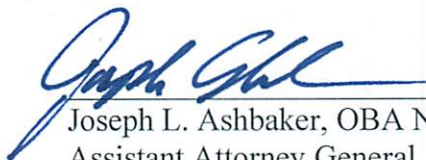
### **III. VIOLATIONS**

10. Based on the foregoing, Defendant is guilty of violating the following relevant provisions of law:
  - a. Obtaining or attempting to obtain a license, certificate or documents of any form as a respiratory care practitioner by fraud or deception, in violation of Okla. Admin. Code § 435:45-5-3(8);
  - b. Violating any provision of the Respiratory Care Practice Act or the rules promulgated by the Board, in violation of Okla. Admin. Code § 435:45-5-3(21).

### **IV. CONCLUSION**

Given the foregoing, the undersigned respectfully requests the Board conduct a hearing, and, upon proof of the allegations contained herein, impose such disciplinary action as authorized by law, up to and including suspension or revocation and any other appropriate action with respect to Defendant's professional license, including an assessment of costs and attorney's fees incurred in this action as provided by law.

Respectfully submitted,



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Assistant Attorney General  
OKLAHOMA STATE BOARD OF MEDICAL  
LICENSURE AND SUPERVISION  
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**VERIFICATION**

I, Valeska Barr, under penalty of perjury, under the laws of the State of Oklahoma, state as follows:

1. I have read the above Complaint regarding Kayla Boston, RC.; and
2. The factual statements contained therein are true and correct to the best of my knowledge and belief.



Valeska Barr, Assistant Director of  
Licensing,  
OKLAHOMA STATE BOARD OF MEDICAL  
LICENSURE AND SUPERVISION

Date:

3/14/2024

Oklahoma

County, State of Execution

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