

**Idaho State Board of Medicine
Regular Meeting
December 4, 2015**

Chairman Robert Ward, MD, Twin Falls, called the Idaho State Board of Medicine (Board) meeting to order at 1:10 p.m. Friday, December 4, 2015, at the Holiday Inn Express, Parkcenter Room, 475 West Parkcenter Blvd. Boise, Idaho, 83706. Attendees were: Vice Chairman Kathleen Sutherland, MD, Boise; John Brown, MD, Moscow; Erwin Sonnenberg, Public Member, Boise; Joseph Williams, MD, Meridian; and Erich Garland, MD, Idaho Falls. Absent were Michele Chadwick, Public Member, Emmett; Steve Malek, MD, Coeur d'Alene; Christopher Peine, DO, Eagle; and Ralph Powell, Director, Idaho State Police, Boise. Board staff attendees were: Anne Lawler, executive director; Mary Leonard, associate director; Frutoso Gonzalez, quality assurance specialist; Connie Pyles, quality assurance specialist; Amber Oatman, quality assurance specialist; Darlene Parrott, compliance monitor; Jean Uranga, Board attorney.

In accordance with Idaho Code § 74-206 , (1), (d), the Board moved to go into Executive Session at 1:11 p.m. to consider records exempt from disclosure. (Motion--Garland/Affirmed Sutherland, Ward, Williams, Brown, and Sonnenberg)

In Executive Session, the members considered the recommendations of the Committee on Professional Discipline (COPD) and the allied health boards in the cases presented.

In Executive Session, the Board conducted interviews of applicants for licensure.

The Board acted to leave Executive Session 2:07 p.m. (Garland/Unanimous)

The Board acted to accept the recommendations of the COPD in the cases presented. (Brown/Unanimous) The Board acted to accept the recommendations of the Allied Health Boards in the cases presented. (Williams/Unanimous) (Bennett recused on Case Number 7739) (McGeorge recused on Case Number 7823) (Ganz recused on Case Number BOM-2015-730 and left the room).

Guests present during the meeting were Alex Adams, executive director of the Idaho State Board of Pharmacy and Ann Beebe of the Idaho Governor's Office.

**Section I - Business
Section II - License and Registration**

MINUTES

The Board reviewed and approved the minutes of the September 11, 2015, regular meeting, the minutes of the October 20, 2015, teleconference special meeting, and the minutes of the November 16, 2015, teleconference special meeting. (Sutherland/Unanimous)

Unless otherwise noted, all actions were taken on motions duly made and adopted unanimously.

ADMINISTRATION

The Board reviewed the quarterly financial report. In further action, the Board approved the expenses for the executive director to attend the Administrators in Medicine Executive Director training and the Federation of State Medical Boards Attorney Workshop. (Ward/Unanimous).

The members reviewed the quarterly report of the Physician Recovery Network (PRN).

Staff outlined the findings in the Legislative Services Office Management Report.

Staff requested that the members request the per diem amount for meals during travel for Board meetings.

The members reviewed a complaint made by a licensee to the Governor's office and process changes proposed by discipline staff to address the Governor's concerns.

Steven Malek, MD, will write an article for the first quarter 2016 newsletter.

Alex Adams, executive director of the Board of Pharmacy, provided an overview of legislation and rules that the Board of Pharmacy will promulgate in the 2016 session.

LEGAL

The members were updated on the status of draft legislation amending the Patient Freedom of Information Act (IDACARE).

The members were updated on the status of the rule promulgation process for the Telehealth Rules Draft (in accordance with HB 189, Telehealth Access Act) and the International Medical Graduates (IMG) Rules Draft, which were both published in the Administrative Bulletin Volume 15-9 dated September 2, 2015.

The members discussed the appropriate procedure for opening complaints after Board staff is notified that a licensee has been charged with DUI.

Jean Uranga, Board attorney, updated the members on the status of existing litigation.

The Chair provided members an update of the Interstate Medical Licensure Compact Commission.

Jean Uranga presented the members with updated information regarding the North Carolina FTC antitrust case.

LICENSURE

The Board acted to approve all licensure and registration actions taken subsequent to the last Board meeting on September 11, 2015 as noted on the attached licensure report. (Brown/Unanimous) (Appendix I)

The Board considered a waiver request to allow a physician at St. Luke's Occupational Health to supervise more than three physician assistants. The Board, after discussion and consideration, acted to deny the waiver. (Brown/Unanimous)

The Board acted to approve applicant BOMA 5663 for licensure. (Brown/Unanimous)

The Board acted to require licensee M-6579 to enter into a stipulation and order as condition of reinstatement of licensure. (Garland/Unanimous)

The Board reviewed the minutes of the September 14, 2015, meeting of the Board of Athletic Trainers, October 16, 2015, of the Physician Assistant Advisory Committee, the November 11, 2015, meeting of the Dietetic Licensure Board, and the October 8, 2015, meeting of the Respiratory Therapy Licensure Board.

The Board approved the allied health board nominations for public member to the Dietetic Licensure Board and the RT/RPSGT member to the Respiratory Therapy Licensure Board. (Sutherland/Unanimous)

Chairman Robert Ward, MD adjourned the Board of Medicine meeting at 3:42 p.m. on Friday, December 4, 2015.