



IDAHO STATE BOARD OF MEDICINE

THE REPORT

VOLUME 2012/2013 ISSUE WINTER 2012/2013

THE APPROPRIATE ROLE OF UNLICENSED MEDICAL PERSONNEL

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Physicians continue to encounter mounting demands upon their time in the medical practice environment. In addition to providing quality patient care, physicians also encounter increasing administrative requirements for health care delivery such as authorization requests and utilization review processes. These and other factors contribute to moving time management to a critical issue in the practice of medicine. The management of time to insure quality patient care often necessitates the increasing utilization of unlicensed, often unregulated, medical personnel. Such medical personnel are individuals who perform non-invasive routine technical support services under the supervision of a physician in a medical office or clinic setting.

The Idaho State Board of Medicine (Board) often receives inquiries regarding the appropriate role of medical personnel in the office or clinic setting. The following, albeit incomplete, is provided in response to these inquiries.

As physicians accept full responsibility and are ultimately accountable for the medical services delegated to and provided by medical personnel, the Board encourages physicians to:

Ensure all medical personnel are qualified and competent to perform delegated services. The physician must determine that the education, training and experience of medical personnel are sufficient to ensure competence in performing medical services at the appropriate standard of care. The performance of delegated services are held to the same standards of care as applied to the physician;

Ensure apposite supervision including, but not limited to, being on-site or immediately available to respond promptly to any questions or problems that may occur and regularly scheduled conferences between the physician and medical personnel;

(continued on next page)

(Unlicensed Medical Personnel continued)

Establish written protocols stressing patient safety, outlining basic principles of planned procedures and treatments, clearly articulating that the services provided by medical personnel are strictly limited to and consistent with the physician's scope of practice and only in accordance with the written protocol. Written protocols should also stress that medical personnel do not exercise independent judgment, do not provide assessments, interpretations, or diagnoses and do not perform invasive procedures;

All orders must be authenticated by the author of the order;

Ensure medical personnel respect patient confidentiality to the same standards required of the physician;

Ensure medical personnel are clearly identified by title when performing delegated services duties, e.g., name tags with the designation of medical personnel or office signs; and

Contact the medical personnel's employer and/or physician's malpractice insurance carrier to determine coverage or determine whether the medical personnel are required to be certified by a national or private association.

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BOARD WELCOMES NEW MEMBERS

Becky Sulick, RD, to the Dietetic Licensure Board

Diana Lincoln-Haye, RT, PSG, and Marilyn Shuler, Public Member to Respiratory Licensure Board.

Paige Cline, PA, to the Physician Assistant Advisory Committee

Kip Dribnak, ATC, and Barrie Steele, ATC, reappointed to the Athletic Trainers Licensure Board

BOARD ACTIONS

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Details of disciplinary actions are available on the [Board of Medicine web site](#)

Beth Vermont, MD
M-11705 Oregon
Action: Satisfaction of Order (Fine)

PLEASE NOTE

Some physicians have similar names, please verify information by license number on our web site.

Robert Degnan, MD
M-3154 Montpelier, ID
Action: Stipulation and Order

Explanation of terms:

- Stipulation: an agreement, admission, or concession.
- Stipulation and Order: an agreement between the Board and the practitioner regarding authorization to practice or placing terms or conditions on the authorization to practice.
- Suspension: temporary withdrawal of authorization to practice.
- Reprimand: a formal admonishment of conduct or practice.
- Revocation: cancellation of the authorization to practice.

Dharmesh Mehta, MD
M-11402 Iowa
Action: Satisfaction of Order (Fine)

ACTIONS YEAR TO DATE

See the 2012 summary of actions and licensure in this newsletter.

All Active Licenses by County as of 12/31/2012

	<u>ATs</u>	<u>MDs</u>	<u>DOs</u>	<u>Ds</u>	<u>PAs</u>	<u>LRTs</u>	<u>PGTs</u>	<u>PSGs</u>
Ada	84	1220	80	154	221	307	7	30
Adams	0	2	1	0	0	1	0	0
Bannock	14	164	28	46	63	27	0	3
Bear Lake	0	10	0	1	2	1	0	0
Benewah	1	15	2	1	1	2	0	0
Bingham	2	33	16	6	15	20	0	1
Blaine	3	75	3	6	3	4	0	0
Boise	0	1	1	1	1	4	0	0
Bonner	1	69	7	6	5	12	0	1
Bonneville	5	200	40	30	58	41	1	8
Boundary	0	8	0	2	1	5	0	0
Butte	0	1	1	0	0	0	0	0
Camas	0	0	0	0	0	0	0	0
Canyon	17	161	32	15	52	94	0	8
Caribou	0	2	1	0	2	1	0	0
Cassia	0	25	6	2	2	9	0	0
Clark	0	0	0	0	0	0	0	0
Clearwater	0	17	0	3	4	3	0	0
Custer	0	1	0	0	2	0	0	0
Elmore	0	20	7	2	6	5	1	1
Franklin	1	3	2	3	0	0	0	0
Fremont	0	5	1	2	2	2	0	1
Gem	1	11	2	2	4	4	0	1
Gooding	0	6	1	2	9	2	0	0
Idaho	0	16	4	0	3	3	0	0
Jefferson	1	3	4	6	11	7	0	1
Jerome	1	11	1	5	3	7	0	2
Kootenai	7	280	21	31	37	48	2	3
Latah	14	46	3	19	10	8	1	0
Lemhi	0	8	2	0	1	1	0	0
Lewis	0	0	0	1	1	0	0	0
Lincoln	0	1	0	0	2	0	0	1
Madison	2	33	10	6	17	13	0	0
Minidoka	0	8	5	3	1	6	0	1
Nez Perce	2	95	10	12	13	15	0	2
Oneida	0	1	3	1	2	1	0	0
Owyhee	1	0	0	2	0	1	0	0
Payette	0	15	1	5	11	4	0	1
Power	0	2	1	1	0	3	0	0
Shoshone	1	10	3	2	4	4	0	0
Teton	1	10	1	0	2	0	0	1
Twin Falls	5	150	34	24	30	40	1	6
Valley	1	24	3	2	2	6	0	0
Washington	0	6	3	1	3	2	0	0
Out of State	24	2000	152	78	46	139	3	8

Rule Changes

IDAPA 22.01.12 Rules Related to Health Care Workers

The Board of Medicine acted to seek repeal of these rules as the rules are outdated and redundant of language existing in current laws and rules of the Board.

IDAPA 22.01.14 Rules Relating To Complaint Investigation

The Board of Medicine acted to update and clarify the rules relating to complaint investigations.

IDAPA 22.01.01 Rules Of the Board of Medicine to Practice Medicine and Surgery and Osteopathic Medicine and Surgery

Clarifies the role of the physician panelist in pre-litigation hearings and requires birth certificate or passport on application to comply with FBI and local law enforcement for fingerprint requirements.

IDAPA 22.01.02 Rules of the Board of Medicine for the Registration of Externs, Interns and Residents

Provides for annual renewal requirement for each registration and requires notification of changes in supervising physicians and adverse actions during training.

22.01.11- Rules for the Licensure of Respiratory Therapists and the Permitting of Polysomnographers in Idaho

Provides for enhanced supervision of trainees, prohibits polysomnography technicians from applying for a temporary permits as trainees.

22.01.13 Rules for the Licensure of Dietitians

Provides grounds for denial, suspension, revocation or refusal to renew a license and amends the fee schedule.

The Board proposes changes to the Medical Practice Act and IDAPA 22.01.09 Rules for the Licensure of Physician Assistants to allow members of the Physician Assistant Advisory Committee to opt out of the Public Employee Retirement System of Idaho (PERSI) and provide for a temporary license in rule.

Idaho Code 54-1814

Proposed changes to the grounds for discipline related to drug and alcohol convictions and violations of orders entered by the Board.



REMINDERS

Update Your Address Before Renewal

You can update your address on our web site under [Address Change](#)

Informed Consent and Opioids

Form an educated partnership with your patient for pain control. Discuss the risks and benefits of opioids for pain control and obtain an informed consent.

Supervising and Directing Physicians

Have you changed your supervision of physician assistants, athletic trainers or cosmetic personnel?

IDAPA 22.01.04 Rules of the Board of Medicine for Registration of Supervising and Directing Physicians require that you notify the Board of any change in supervision: **Notification.** *The supervising and directing physician must notify the Board of any change in the status of any physician assistant, graduate physician assistant, athletic trainer or medical personnel for whom he is responsible, including, but not limited to, changes in location, duties, responsibilities, or supervision, or termination of employment within thirty (30) days of such event.* On the Board web site under the Physicians and Surgeons tab, click on [forms](#) to select the appropriate notification form.

Physician Assistants

Do you have a current delegation of services agreement for each practice location? Have you changed supervising physicians? Any change in supervising physicians must be reported to the Board within two weeks. Make sure that all change notifications to the Board are up to date. Click on [forms](#) to select the appropriate notification forms.

Unlicensed Practice

Thinking of hiring an athletic trainer, respiratory therapist, or polysomnographer? Make sure that your applicant is licensed or registered in the state prior to offering the position. Check the Idaho Board of Medicine web site for licensure information.

New Requirements for Medical Examiners

As a result of upcoming requirements enacted by the Federal Motor Carrier Safety Administration (FMCSA), Idaho medical examiners who perform DOT medical exams and issue DOT medical certificates will need to obtain certification through FMCSA by May 20, 2014 if they wish to continue performing such exams. For information visit the web site <https://nrcme.fmcsa.dot.gov/>

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Please note if you are submitting a response to a Board inquiry or a completed application, the completed material must be received in the Board office at least 20 days before the scheduled meeting date. Materials not received in that time frame will be added to the next regularly scheduled meeting agenda.

Board meetings are posted on the [Idaho Board of Medicine web site](#)

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