

MINUTES

**UTAH
PHYSICIAN ASSISTANT
LICENSING
BOARD MEETING**

December 15, 2014

**Room 474 – 4th Floor – 9:00 A.M.
Heber Wells Building
Salt Lake City, UT 84111**

CONVENED: 9:07 A.M.

ADJOURNED: 12:01 P.M.

Bureau Manager:
Board Secretary:
Compliance Assistant:

April Ellis
Lisa Martin
Debbie Harry

Board Members Present:

Kyle Harmer, PA-C, Acting Chairperson
Lori G. Buhler
Shari Bloom, PA-C
Robert E. Ferguson, Jr., MD
David Schmitz, MD

Board Members Absent and Excused:

Jeffrey M. Coursey, PA-C, Chairperson
Robert C. Moesinger, MD

Guests:

Brad Pace, UAPA
Terry Jeffries
Wendy Hussey
Jim Wuaiuvai
Robin Norton
Brent Norton

TOPICS FOR DISCUSSION

ADMINISTRATIVE BUSINESS:

MINUTES:

The minutes from the September 15, 2014 meeting were read.

Dr. Schmitz made a motion to approve the minutes. Dr. Ferguson seconded the motion. The board vote was unanimous.

APPOINTMENTS:

9:00 A.M.

Debbie Harry, Compliance Update

Ms. Harry reported the following are in compliance or out of compliance with their Stipulations and Orders:

- Mr. Rayner is in compliance with his Stipulation and Order.
- Mr. Hussey is in compliance with his Stipulation and Order.
- Mr. Langi is a new probationer. This is his initial interview with the board.
- Mr. Norton is a new probationer. This is his initial interview with the board.

9:10 A.M.

Mr. Hansel Rayner, Probationary Interview

Mr. Harmer conducted the interview and asked about the supervising physician report received.

Mr. Rayner states that he said a comment that could have been misunderstood to be inappropriate.

Dr. Schmitz asks Mr. Rayner about his interaction with patients outside of the office setting.

Mr. Rayner states that he is aware that he cannot have any interaction with individuals from the practice outside of the office.

Dr. Ferguson asks if there was only one situation that could have been misinterpreted.

Mr. Rayner states that there could have been other statements that he could have been stated in a more formal manner.

Ms. Ellis asks about interaction with staff in the office.

Mr. Rayner states he is maintaining a professional distance with the staff.

Ms. Ellis asks about a chaperone when seeing female patients.

Mr. Rayner states when a female patient requires an exam there is a chaperone present.

Dr. Ferguson asks about Mr. Rayner's understanding of his clinical limitations.

Mr. Rayner states he has had a conversation with his supervising physician about seeking advice if there are any questions about his role.

Dr. Ferguson states the supervising physician reports Mr. Rayner has problems with limitations.

Mr. Rayner states there have been conversations with the supervising physician to communicate more about the patients being seen.

Ms. Bloom asks how Mr. Rayner is feeling about his role with pain management patients.

Mr. Rayner states he is becoming more comfortable with pain management. The agreement is if there are any changes with the prescription medication or dosage the supervising physician will be involved.

Ms. Ellis states at the next meeting the board will want to speak to the supervising physician to follow up on his report.

Mr. Rayner states he would like to discuss the possibility of looking for a job in a different clinic. Mr. Rayner asks what he needs to do to if he were to find a new job.

Dr. Schmitz states that the board would need to approve the new supervising physician and the practice plan.

An appointment was scheduled for Mr. Rayner to meet with the board on March 9, 2015.

9:20 A.M.

Mr. Kenneth Hussey, Probationary Interview

Mr. Harmer conducted the interview asking about the PACE program that Mr. Hussey attended.

Mr. Hussey states he attended several informational seminars while at the program.

Mr. Harmer asks how attending the PACE program will change Mr. Hussey's practice.

Mr. Hussey states if he prescribes narcotics again he will reduce the amount that is prescribed.

Mr. Harmer asks if any of the seminars Mr. Hussey attended discussed patient selection and screening.

Mr. Hussey states that was a topic at the PACE program.

Ms. Ellis asks if Mr. Hussey has plans to reinstate his controlled substance license.

Mr. Hussey states he would like to reinstate the controlled substance license with the board's approval.

Mr. Harmer asks if there is an established plan for adequate chart reviews and co-signatures from his supervising physician.

Mr. Hussey states there is now documentation in a computer program that allows for better chart review.

Dr. Schmitz suggests Mr. Hussey establish a practice plan for board evaluation to reinstate the controlled substance license.

Mr. Hussey asks if the supervisor reports are still to be submitted every month.

Dr. Ferguson states the report requirement can be changed to quarterly submission.

An appointment was scheduled for Mr. Hussey to meet with the board on March 9, 2015.

9:30 A.M.

Mr. Kingi Langi, Probationary Interview

Mr. Harmer asks Mr. Langi to discuss the events that brought him before the board.

Mr. Langi states his charts were not being reviewed and signed by his supervising physician.

Dr. Schmitz clarifies that Mr. Langi has a new supervising physician.

Mr. Langi states he does have a new supervising physician and that he will be moving to an office with the new supervisor.

Dr. Schmitz asks if Mr. Langi has a practice plan available for the board.

Mr. Langi submits his practice plan and a copy of the Delegation of Service Agreement.

Dr. Schmitz asks if the supervising physician and the substitute physicians practice within the same group.

Mr. Langi states they are not in the same practice.

Dr. Ferguson asks if Mr. Langi views his practice as an independent practice with associated physicians or if he considers his role as working for the physicians.

Mr. Langi states he does not work for the physician, he has his own patients.

Dr. Schmitz clarifies that the intent of a physician assistant is to assist physicians and not to have an established practice. The physician assistant needs to practice within the scope of the supervising physician.

Dr. Ferguson states that the supervising physician needs to be within the same practice as the physician assistant to ensure that the appropriate requirements are being met.

Dr. Schmitz made a motion to approve Dr. Ngatuvai as the primary supervising physician unless another physician within the scope of Mr. Langi practice can be established. Mr. Harmer seconded the motion. The board vote was unanimous.

Dr. Schmitz clarifies that for the next 30 days, Dr. Jones can act as the primary supervising physician. A change of the supervising physician to a physician with a generalist practice will be required after the 30 days.

An appointment was made for Mr. Langi to meet with the board on March 9, 2015.

9:50 A.M.

Mr. Brady Norton, Initial Probationary Interview

Dr. Ferguson conducted the interview asking Mr. Norton to discuss the events that brought him before the board.

Mr. Norton states he arrived at his job while intoxicated, and was suspended. Mr. Norton states he had issues with improper prescribing and improper documentation.

Dr. Ferguson asks if Mr. Norton has attended rehabilitation.

Mr. Norton states he had attended rehabilitation five weeks after approaching his supervising physician regarding his drinking problem.

Dr. Ferguson asks if Mr. Norton is currently attending any programs or therapy.

Mr. Norton states he currently sees a therapist, attends AA meetings and is in a twelve step program. He is in contact with his sponsor once a week.

Dr. Ferguson asks if Mr. Norton has any concerns.

Mr. Norton states he is currently unemployed, and is concerned about finding employment without the ability to prescribe.

Dr. Ferguson asks if Mr. Norton feels his two year restriction on the ability to prescribe is too harsh.

Mr. Norton states he does feel that two years is excessive. He feels his actions, although they were poor decisions, were not excessive.

Ms. Ellis states that the controlled substance restriction is a standard action for any providers with a history with any substances use issues. The controlled substance license is often reinstated after a period of sobriety is established.

Mr. Norton asks for clarification on medications that he is able to prescribe.

Ms. Bloom states he is unable to prescribe controlled substances but can prescribe any non-controlled medications.

Ms. Bloom suggest Mr. Norton look into volunteer options to re-establish work history. The board would need to approve the supervising physician and practice plan.

Mr. Norton inquires if this action will affect his radiology license.

Ms. Ellis state the information will need to be presented to the board that governs radiology technicians.

Mr. Harmer made a motion to approve the steps evaluation program. Dr. Schmitz seconded the motion. The board vote was unanimous.

An appointment was made for Mr. Norton to meet with the board on March 9, 2015.

DISCUSSION ITEMS:

Application Take Home Test

Ms. Ellis states the division is moving to an online application. There are two options with the take home test portion of the application. The first

option is to remove the test from the application process; the second option is to have the applicant take the test through an outside test provider.

Mr. Harmer made a motion to approve the proposed rule change. Ms. Bloom seconded the motion. The board vote was unanimous.

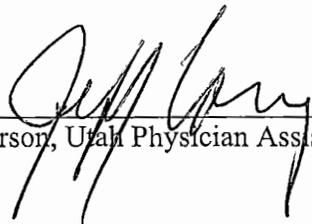
CORRESPONDENCE:

NEXT MEETING SCHEDULED FOR: March 9, 2015

ADJOURN: 12:01 P.M.

Note: These minutes are not intended to be a verbatim transcript but are intended to record the significant features of the business conducted in this meeting. Discussed items are not necessarily shown in the chronological order they occurred.

3/9/15
Date Approved



Chairperson, Utah Physician Assistant Licensing Board

3/6/2015
Date Approved

April Ellis

Bureau Manager, Division of Occupational & Professional Licensing