

**Awaiting Formal Approval
MINUTES**

**UTAH
PHYSICIANS
LICENSING BOARD MEETING**

January 15, 2014

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

CONVENED: 9:04 A.M.

ADJOURNED: 3:43 P.M.

Bureau Manager:
Board Secretary:
Compliance Assistant:

Noël Taxin
Tammy Baker
Debbie Harry

Board Members Present:

Kenneth L. Schaecher, MD
Gary A. Hale, R.Ph.
David A. Cook, MD
John S. Montgomery, MD
Georgia Katshohirakis
David D. Byrd, MD
Daniel J. Parker, MD
Paul J. Affleck, MD acting Chair

Board Members Absent and Excused:

Elizabeth F. Howell, MD, Chairperson
Richard W. Chapa, MD
Lindsay Klimes, MD

Guests:

Jane Hartman
Linda Spence
Kari Crew
RaeLynn Curtis
Danelle McAllister
Tory Hartman – Smart
Teresa Roberts
Lyndi Lowe

TOPICS FOR DISCUSSION

DECISIONS AND RECOMMENDATIONS

ADMINISTRATIVE BUSINESS:

MINUTES:

The minutes from the November 13, 2013 Board meeting were read.

Dr. Montgomery made a motion to approve the minutes as read. Dr. Parker seconded the motion. The Board vote was unanimous.

APPOINTMENTS:

9:15 am

Debbie Harry, Compliance Update

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

- Dr. Schneider is in compliance with his Stipulation and Order. Ms. Harry stated he is currently working in Montana. Ms. Harry requested the Board ask Dr. Schneider about his disciplinary status in Wyoming.
- Dr. Sazani is in compliance with his Stipulation and Order.
- Dr. Simpson is in compliance with his Stipulation and Order. Ms. Harry asked the Board to ask about the status of his DEA registration.
- Dr. Greenhouse is in compliance with her Stipulation and Order.
- Dr. Anderson is in compliance with his Stipulation and Order.
- Dr. Corkery is in compliance with his Stipulation and Order. Ms. Harry stated his Supervisor reports are very positive.
- Dr. Hartman is in compliance with his Stipulation and Order. Ms. Harry stated that in November and December there were no comments from his Supervisor on the comments section of his reports. Ms. Harry asked the Board to have Dr. Hartman ask his supervising physician to be more detailed in his reports.

- Dr. Money is in compliance with his Stipulation and Order. He has received very positive supervisor reports.
- Dr. Weitzel is in compliance with his Stipulation and Order. Ms. Harry asked the Board to ask Dr. Weitzel what the status is of his re-education program, and does Dr. Weitzel have his own case load?
- Dr. Hansen – initial interview
Ms. Taxin updated the Board about Dr. Hansen's Stipulation and Order. She stated that he was signing charts for a PA, though he had never seen any of the patients and prescribed to his wife.
Ms. Taxin updated the Board about the PA and his disciplinary action

Dr. Schaecher stated that he is familiar with the PA and has multiple concerns.

- Dr. Keep
Dr. Keep has a job in Utah and has submitted a practice plan. The evaluation from Pinegrove was submitted and Dr. Keep asked the Board to take their evaluation into consideration.

9:35 am
Dr. John Schneider, Telephonic Probationary
Interview

Mr. Hale conducted the interview asking Dr. Schneider to update the Board on the status of his Wyoming discipline.

Dr. Schneider stated that he is working at an out patient clinical practice in Billings, MT. He stated that his Wyoming hearing is scheduled for January 24, 2014 and they should be presenting closing arguments.

Mr. Hale asked Dr. Schneider if he has been prescribing any Fentanyl.

Dr. Schneider stated that no, he has not been prescribing Fentanyl and asked if Utah would consider dropping the restriction from his license.

Mr. Hale stated that the Board would like to review the findings in the Wyoming case before they will consider making any amendments.

The Board thanked Dr. Schneider for being in compliance with his Stipulation and Order.

Dr. Schneider's next meeting with the Board is scheduled for March 19, 2014.

9:50 am

Dr. Thomas A. Sazani, Telephonic
Probationary Interview

Dr. Schaecher conducted the interview. He asked Dr. Sazani if there is anything new and if he could update the Board regarding his status in California.

Dr. Sazani stated that nothing has changed with his California Stipulation. He stated that he recently requested early termination from his probationary status from the California Board, but does not know when they will make a decision.

The Board thanked Dr. Sazani for being in compliance with his Stipulation and Order.

Dr. Sazani's next meeting with the Board is scheduled for March 19, 2014.

10:00 am

Informal Hearing – Dr. John Holley

Ms. Taxin read the notice of agency action against Dr. John Holley.

The Board was provided with the Idaho Stipulation and Order, CPEP evaluation, and all letters from Dr. Holley.

Ms. Taxin stated that the Board needs to decide what action to take or not to take. She stated their options may or may not include: doing nothing, fine him, put him on a probationary license, suspension or revocation.

Dr. Parker asked what the Idaho Stipulation included and what his current status is? He stated that he thinks Utah should follow Idaho's disciplinary action.

Dr. Schaecher stated that he would like to see Dr. Holley's license revoked until he has received additional education.

Ms. Taxin advised the Board that they can suspend the license until certain requirements are met.

Dr. Schaecher asked whether Dr. Holley is really Board Certified recognized by the American Board of Family Medicine.

Ms. Taxin stated that Dr. Holley is Board Certified and recognized by the American Board of Family Medicine.

Dr. Schaecher voiced concerns that Dr. Holley had not been in practice for eight years.

Dr. Affleck stated that the minimum requirement should be that Utah follows the Idaho stipulation.

Dr. Montgomery asked what the details included in the Idaho investigation.

Ms. Taxin read the letter from Oneida Hospital which included the four cases that were involved in the Idaho action.

Dr. Schaecher stated that the letter from the Oneida Hospital corroborates the letter provided by CPEP and stated that he would like to see Dr. Holley go through re-education and get a fitness for duty letter prior to being able to practice in the State of Utah.

Ms. Taxin informed the Board that they do not have to know the facts of the case. The Board can take action based on the Idaho action.

Mr. Perry read the Unprofessional and Unlawful Conduct Laws. He stated that an Order can be written based on the Boards decision.

Dr. Schaecher made a motion to find that respondent engaged in unprofessional conduct as defined in 58-1-501(2) (d), thus constituting a basis for disciplinary action under 58-1-401 (2). Dr. Cook

seconded the motion. The Board vote was unanimous.

Dr. Cook made a motion to suspend Dr. Holley's license until a fitness for duty letter from CPEP, PACE or a program approved by the Board is received stating he is fit for duty. Then minimally, a probationary period would begin to match the Idaho probation. Dr. Byrd seconded the motion. The Board vote was unanimous

11:00 am

Dr. Robert I. Simpson, Telephonic
Probationary Interview

Dr. Parker conducted the interview asking Dr. Simpson to update the Board on how he is doing.

Dr. Simpson stated that work is going well, his recovery is going well, and he has started an NA meeting at the Clinic. He stated that he is starting an AA recovery group where he works.

Dr. Simpson stated that he should be getting his DEA registration soon.

The Board thanked Dr. Simpson for being in compliance with his Stipulation and Order.

Dr. Simpson's next meeting with the Board is scheduled for March 19, 2014.

11:10 am

Dr. Lynn Greenhouse, Telephonic
Probationary Interview

Dr. Cook stated that he does not think Dr. Greenhouse needs to continue on a restricted license and asked Ms. Taxin if the Board can terminate her probation.

Ms. Taxin stated that the Division usually likes to receive a formal request letter from Dr. Greenhouse stating that she would like the Board to terminate her probationary period early, but the Board can make a decision to terminate probation without receiving a formal letter.

Dr. Montgomery conducted the interview asking Dr. Greenhouse how she is doing and if she had heard anything regarding her probationary status in Nevada.

Dr. Greenhouse stated that she is doing very well; Nevada has not terminated her probation. She stated that they are waiting for her to complete a required CE course.

Dr. Montgomery asked if Dr. Greenhouse would submit a letter requesting early termination.

Dr. Greenhouse confirmed that she will submit a letter requesting early termination.

Ms. Taxin gave Dr. Greenhouse Ms. Harry's contact information to submit the requested letter.

The Board thanked Dr. Greenhouse for always being in compliance with her Stipulation and Order.

Dr. Greenhouse's next meeting with the Board is scheduled for March 19, 2014.

11:20 am

Dr. David M. Anderson, Probationary
Interview

Dr. Montgomery conducted the interview stating that Dr. Anderson has attended more meetings than required in his Stipulation and Order, has very positive record reviews, and positive supervisory reports. He stated that Dr. Anderson has been tested 71 times, always coming back negative. He asked Dr. Anderson why he thinks he is doing so well.

Dr. Anderson stated that he believes he has grown as a person. He stated that it hasn't always been easy but he knows what he has to do in order to stay on track. He stated that he has not heard from the DEA and is anxious to hear from them.

Ms. Taxin stated that it isn't just Dr. Anderson's registration that is taking a long time, it took the DEA at least 7 months to process and issue another probationer his registration.

Dr. Schaecher stated that Dr. Anderson meets with the Dental Board and the Physician's Board and suggested that Dr. Anderson only be required to meet with the Physician's Board every other

meeting. The Board members agreed.

The Board thanked Dr. Anderson for being in compliance with his Stipulation and Order.

Dr. Anderson's next meeting with the Board is scheduled for May 21, 2014.

11:30 am - BREAK

11:40 am

Dr. John R. Corkery, Probationary Interview

Dr. Cook conducted the interview stating that Dr. Corkery sent a letter to the Board in January requesting early termination. Dr. Cook asked for more clarification from Dr. Corkery.

Dr. Corkery stated that he is more familiar with the Laws and Rules and now knows that he would not make the same mistakes and has learned through this process. His prescribing practices are a lot less than they used to be.

Ms. Taxin stated that it is important to continually track his controlled substance prescribing habits and to check the databank frequently.

Dr. Parker made a motion to terminate Dr. Corkery's probationary status due to his continual compliance with his Stipulation and Order. Dr. Byrd seconded the motion. The Board vote was unanimous.

Ms. Taxin asked Dr. Corkery if he had any suggestions with helping other physicians to not make the same mistakes that he had made.

Dr. Corkery stated that the rules on dispensing narcotics should be inserted into the Controlled Substance test during the renewal period so all prescribing physician's are aware of what the rules are before they get into trouble.

Ms. Taxin explained the process of early termination to Dr. Corkery letting him know that the division Director will have to approve early termination and if it is approved a new license will

be sent to him.

11:55 am

Dr. Albert Hartman, Probationary Interview

Mr. Hale conducted the interview, thanking Dr. Hartman for submitting his letters to the Board, and helping them to understand who he is. He stated that he enjoyed getting to know a little bit more about Dr. Hartman.

Mr. Hale asked Dr. Hartman to ask his Supervising Physician, Dr. Swift to be more thorough in filling out his supervisor reports.

Dr. Hartman stated that he no longer receives any drugs from Henry Schein. Dr. Hartman stated that the UMA should be pro-active in protecting Physician's from Drug companies like them.

Dr. Affleck asked how the Supervising relationship is going.

Dr. Hartman stated that the relationship is good. There is never any criticism. He stated that he is in the demographic for the people that get into trouble with the Laws and Rules.

Ms. Taxin reminded Dr. Hartman that an essay is still required relating to the PACE Course.

Dr. Hartman stated that some of the PACE Course speakers should be required for all physicians to listen to in order to obtain their CE credits. He stated that he was very impressed with them and found them very knowledgeable.

Mr. Hale asked Dr. Hartman to elaborate on his PACE experience.

Dr. Hartman stated that the PACE course helped him to evaluate his prescribing habits more in depth and he found the information to be very helpful in his daily practice.

Ms. Katshohirakis asked if there have been office procedures that have been changed due to taking the PACE course.

Dr. Hartman stated that yes; it was discussed in the previous Board meeting.

Dr. Byrd asked if any staff changes were made.

Dr. Hartman stated that no, he did not make staff changes, he was responsible for managing his office and he should have known the law to protect his staff. The Board should not punish doctors that do good work.

Ms. Taxin stated that the probation is not to punish and the Board wants to ensure the laws are followed and the public is protected. She stated the Board has never stated that he intentionally tried to violate the law.

Dr. Hartman's next meeting with the Board is scheduled for March 19, 2014.

12:10 pm – WORKING LUNCH
Dr. Eyring, MD – Course Evaluation

Dr. Eyring provided a letter to the Board asking them to approve a Medical & Surgical Gastroenterology CME course provided by John Hopkins School of Medicine. He asked the Board to allow him to start practicing once he completes the CME course and then he will complete the requirements of his Stipulation and Order of completing the PRIME course and essay. The syllabi to the course that he asked to be approved, was given to the Board prior to the meeting.

Ms. Taxin asked the Board if they had an opportunity to review the request letter and if they wanted to approve the course.

Dr. Schaecher stated that the program is reputable and reasonable. He asked what type of practice Dr. Eyring is going into and will he perform colonoscopies or will he be branching out into a different scope of practice?

Ms. Taxin stated that the Board can contact Dr. Eyring and ask him any questions that they may have. Before contacting Dr. Eyring, Ms. Taxin read the current Stipulation and Order, signed May 3,

2012.

Dr. Eyring was reached and spoken to via telephone. He requested that the Board allow him to take the specialty course, start working, then take the PRIM-E course and meet in front of the Board and the next meeting.

Dr. Schaecher asked Dr. Eyring what he will be doing at his new place of employment.

Dr. Eyring stated that it is a multi-specialty practice. He will be practicing in his colon-rectal specialty.

Dr. Eyring asked if the Board will approve the course.

Dr. Schaecher made a motion to accept the specialty course from John Hopkins School of Medicine. Dr. Parker seconded the motion. The Board vote was unanimous.

Dr. Schaecher voiced concerns about allowing Dr. Eyring to actively practice until he has taken a course teaching him to chart more accurately and address the issues in the Stipulation.

Dr. Eyring stated that he went to San Diego and took the PACE course which was a course teaching him about charting, medical ethics, staff, and patients.

Dr. Schaecher offered to review the content of the PACE course and email the Board as to whether it meets the requirements of the Stipulation and Order.

Dr. Schaecher stated that after he reviews the content of the PACE course, he will email his review to the Division and the Board.

12:45 pm
Dr. Nolan Money, Probationary Interview

Dr. Byrd conducted the interview, asking Dr. Money to update the Board on how he is doing.

Dr. Money stated that he is registered for the PRIME course in March and the PACE course in April. He stated that he is meeting weekly with his supervising

physician, Dr. Skousen.

Dr. Money stated that his original practice plan did not include the supervision of other staff, but he would like the Board to approve a revision to his practice plan which will state that he does review the charts of Physician Assistant's and Medical Assistant's. A copy of the revised practice plan was given to the Board.

Dr. Byrd stated that Dr. Money needs to be careful with his prescribing habits, stating that some of his patients may need to be sent to a detoxification center.

Dr. Money agreed stating that he is not accepting any new patients that are seeking treatment for pain.

Dr. Schaecher commended Dr. Money on his approach to working with the Board and his positive attitude and willingness to learn.

Dr. Schaecher made a motion to accept the addendum to Dr. Money's practice plan. Dr. Parker seconded the motion. The Board vote was unanimous.

Dr. Byrd made a motion that Dr. Money no longer has to submit copies of his written prescriptions to the Board, the Board will look at Dr. Money's Controlled Substance Databank report. Dr. Montgomery seconded the motion. The Board vote was unanimous.

The Board thanked Dr. Money for being in compliance with his Stipulation and Order.

Dr. Money's next meeting with the Board is scheduled for March 19, 2014.

1:05 pm

Dr. Robert Weitzel, Probationary Interview
and Dr. Carmela Javellana, Supervisor,
Possibly Meet Telephonically

Dr. Cook conducted the interview asking Dr. Weitzel for a status update.

Dr. Weitzel stated that he is currently seeing patients while being recorded via webcam. The sessions are

recorded by video, but the audio is not being recorded. He stated the video is included as part of the patient file.

Dr. Cook asked if non verbal video is an acceptable form of chaperone management.

The Board stated that sound would be beneficial to have with the video.

Ms. Taxin stated that audio needs to be included and Dr. Javellana needs to state in her Supervisory report how Dr. Weitzel is implementing the changes and that she is reviewing the video. Ms. Taxin stated that audio is not only beneficial in protecting the patients, but also to protect Dr. Weitzel from any potential future allegations.

Dr. Weitzel stated that he has a concern that the patients may not be willing to meet with him if they know they are being recorded, but he will incorporate audio into his appointments and see how it is accepted.

Dr. Cook asked if all of the prescriptions are recorded in the EMR system and if Dr. Weitzel is including the paper copies in the file.

Dr. Weitzel stated that he is not prescribing any narcotics, but any drugs that do not require a controlled substance license would be included as part of the patient file. He stated that Dr. Javellana is prescribing all narcotics for the patients that need them.

Dr. Cook asked if Dr. Weitzel can print a copy of all prescriptions that are written by him or if there is a log that he can submit to the Board for their review.

Dr. Weitzel stated that he can print out a log. He stated that Dr. Javellana is reviewing more than 20% of his charts and has been submitting the supervisor reports.

Ms. Harry stated that there are two forms that need to be submitted, the supervisor report, and the chart review report, along with the print out of

the EMR non-controlled drugs.

Dr. Cook asked if Dr. Weitzel is working on his re-education plan.

Dr. Weitzel stated that the new DSM 5 has been released and he is reading that. He stated that he was in the top 99 percentile SPEX exam for the psychiatry/psychology section.

Dr. Weitzel stated that he is expecting to get his billing approved from Medicaid/Medicare. He stated that he has a one year contract with Dr. Javellana to provide for patients in the “pay it forward” service.

Ms. Taxin stated that Dr. Weitzel is supposed to be working on a re-education plan and it needs to be submitted to the Board by February 28, 2014.

Dr. Weitzel stated that he is currently reading the DSM V and the Textbook of Psychiatry, and he is continuing to go to therapy.

Ms. Taxin stated that the issues were boundaries and prescribing, how is he addressing these issues?

Dr. Weitzel stated that he is no longer relying so much on prescriptions to treat patients, he is learning about different treatment methods and consulting with Dr. Javellana whenever there is a question or concern that comes up.

The Board thanked Dr. Weitzel for being in compliance with his Stipulation and Order.

Dr. Weitzel’s next meeting with the Board is scheduled for March 19, 2014.

1:45 pm
Dr. Thomas R. Hansen, Initial Probationary
Interview

The Board introduced themselves.

Dr. Montgomery conducted the interview, asking Dr. Hansen to explain to the Board why he was on probation and meeting in front of them.

Dr. Hansen stated that he signed off on charts for a

Physician Assistant that were not within his scope of practice and he prescribed narcotics to his wife.

Dr. Montgomery reviewed the Stipulation and Order with Dr. Hansen.

Dr. Hansen stated that he did not agree with the Stipulation and Order. He stated that his prescribing of some of the medications on the Order were a different date.

Dr. Montgomery asked if the general allegations in the Stipulation and Order were correct.

Dr. Hansen stated that he signed off on a lot of the physician assistant charts without seeing any of the patients. He stated that he is a general surgeon and met the physician assistant in the hospital. The physician assistant stated that his supervising physician was being paid, but quit signing his charts. Dr. Hansen stated that he felt bad for the physician assistant and signed off on some of the pain patients which included charts that were at least six months old.

Ms. Taxin asked Dr. Hansen to read the PA Laws and Rules before the next meeting. She stated that the PA, Mr. Rayner should have been practicing under the scope of a physician. A copy of the PA laws and rules were given to Dr. Hansen. Ms. Taxin stated the delegation of service should be a job description for the PA; written by the physician.

Dr. Hansen stated that he and Mr. Rayner had a relationship through the work at the hospital. He stated that they both practiced endocrinology and enjoyed discussing the endocrine patients.

Mr. Hale stated that he would like to know Dr. Hansen more thoroughly. He asked Dr. Hansen to tell the Board a little bit about himself.

Dr. Hansen stated that he went to school at the University of Utah and he did his residency in Phoenix. He stated that he spent time as a surgeon for the Army, recently going to Iraq, Kuwait, and Alaska for the army. He has been in a variety of practices, and

was working at the Tooele hospital as a surgeon for three years, but has been unemployed since December 13, 2013. Dr. Hansen stated that he currently has a job opportunity in Arizona and is trying to obtain an Arizona license.

Dr. Montgomery read parts of the Stipulation and Order.

Ms. Taxin stated that Dr. Hansen can meet the requirements of his Stipulation and Order by being on a probationary status in Arizona.

Dr. Hansen stated that the PACE course is currently full but he will try to get into a course as soon as possible. He stated that he is having a hard time affording the program as money is tight now that he was fired from his job and has a no compete clause.

Dr. Montgomery stated that it is important to live up to the principles of being a physician.

Dr. Hansen stated that he does not understand why he is being punished when he no longer prescribes to family members and he no longer supervises a physician assistant.

Ms. Taxin stated that Dr. Hansen needs to show that he has made changes and that in his practice plan he needs to address what he would do if he is ever in a situation where he has to supervise a physician assistant.

Dr. Hansen asked if an evaluation is required.

Ms. Taxin stated that an evaluation is not necessary at this time.

Ms. Harry stated that all paperwork is due by the 28th of every month once Dr. Hansen is employed.

Mr. Hale asked why Dr. Hansen was terminated, stating that he does not understand why he would be terminated as a surgeon in the hospital.

Dr. Hansen stated that the DOPL investigator in the

case spoke to his employer in a closed door meeting and when he returned to the room, he was told that he was being terminated because the investigator told his employer that he was a fraud.

The Board voiced concerns that Dr. Hansen was fired, and that an investigator would encourage such an action.

The Board thanked Dr. Hansen for coming and asked that he notifies Ms. Harry of any change to his status.

2:30 pm

Dr. Mark Keep, Initial Probationary Interview

Introductions were made by the Board.

Dr. Affleck performed the interview asking Dr. Keep to update the Board on his status, reminding him that the meeting is recorded.

Dr. Keep stated that approximately five years ago he lost his 7 year old daughter in an automobile accident and began drinking heavily.

Dr. Keep started a practice approximately two years ago and began struggling financially. He stated that a patient asked him out socially and he turned her down so she turned him into DOPL investigations.

Dr. Keep stated that during the DOPL investigation, it was discovered that he was drinking heavily. He hired an attorney to represent him and was advised to surrender his license so he does not lose it permanently. He stated that after he surrendered his license, he admitted himself into Cirque Lodge for treatment.

Dr. Keep stated that the Division told him that he had go to Pinegrove treatment center and get an evaluation before he could go back into practice. He stated that he went to the evaluation at Pinegrove approximately a year and a half ago and they stated that he was fit to practice medicine. Dr. Keep stated that Pinegrove was one of the best things that happened to him.

Dr. Keep stated that he began doing volunteer work and spent time on a Naval Ship volunteering and he felt that has also helped him.

Ms. Taxin informed the Board that Dr. Keep is currently licensed and agreed to his Stipulation and Order.

Dr. Keep stated that the reason he is meeting with the Board is because he has a couple job opportunities. One opportunity is part time with the Cirque Lodge as a front line staff person, providing workshops and working with the current medical director.

Dr. Keep stated that his other opportunity is with a former student that is opening up a medical spa related practice. The practice will focus on wellness and provide diet, hypno-therapy, laser tattoo removal and other areas of grief and stress treatments. Dr. Keep stated that the building is not finished yet, so they are still working on the details.

A practice plan for both job opportunities was provided to the Board for review.

Dr. Affleck asked whether Dr. Keep will continue to practice cardiology.

Dr. Keep stated that he will incorporate cardiology as much as he can, but he really is just focusing on getting back to work. He asked the Board how he should handle any opportunities to provide on-call service for cardiologists in the valley.

Ms. Taxin stated that he would have to treat that just like any other employment opportunity. He would have to have a supervising physician, a practice plan and get Board approval for each job he is working. Ms. Taxin stated he has to remain in compliance with his Stipulation and Order.

Dr. Montgomery made a motion to approve Dr. Keep's two practice plans. Dr. Byrd seconded the motion. The Board vote was unanimous.

Ms. Taxin reviewed the paperwork that is required

that needs to be submitted each month. She reminded Dr. Keep to make sure to provide either triplicate scripts or print out a report from the EMR system and submit a copy of all prescriptions written to the Board. She recommended that Dr. Keep compare his records of written prescriptions with the controlled substance databank reports. The Board thanked Dr. Keep for meeting with them and sharing his story.

The Board thanked Dr. Keep. His next meeting with the Board is scheduled for March 19, 2014.

APPLICATION REVIEW:

DISCUSSION ITEMS:

Medical Assistant Rule

Ms. Taxin informed the Board that the Rule for a Medical Assistant has been updated to state that a Medical Assistant cannot diagnose or establish a treatment plan.

Ms. Taxin stated that since the rule filing she was contacted by UCAP Medical Assistant Focus Group who is interested in more clearly defining the scope for MA's. She stated that she met with this group and that it was requested that the Board consider incorporating information from the Commission on Accreditation of Allied Health Education Programs to establish criteria that aligns with the national credentialing standard.

Ms. Taxin provided a copy of the Commission on Accreditation of Allied Health Education Programs information in addition to a list of suggested methods that would not be in the scope of practice for an MA as discussed in her meeting with the UCAP group. She suggested the Board review the information provided and be prepared to discuss at the next Board meeting their desire to expand the rule to more clearly define the MA scope and do they want to consider including the UCAP's recommendations.

Proposed Rule Change Discussion R-156-67-502(15)

Ms. Taxin informed the Board that the current rule refers to the American Medical Association (AMA) "Code of Medical Ethics", 2008-2009 edition and it has been asked that the Board update the Rule to

include the current version of the AMA “Code of Medical Ethics”.

Dr. Schaecher stated that he was not comfortable with changing the rule until he has reviewed the 2008-2009 versions and the current version of the AMA “Code of Medical Ethics”.

The Board agreed that Dr. Schaecher would review both versions of the AMA “Code of Medical Ethics” and present the changes to the Board at the next meeting. At that time they will decide whether the rule needs to be updated.

CPEP Visit - May 21, 2014

Ms. Taxin asked the Board if CPEP could meet with them in May and if so, how long would they like to meet with them.

The Board agreed that CPEP could speak for 30 minutes and have questions and answers for 15 minutes, for a total of 45 minutes.

FSMB Visit - June 18, 2014

Ms. Taxin confirmed that the FSMB will be visiting on June 18, 2014 and they will present during the Board’s working lunch.

Discontinue the CS Law/Rule Exam

Ms. Taxin explained to the Board that the application process is going to be automated and the computer system will not be able to administer the controlled substance examination in the application. She read the examination to the Board and asked for some feedback regarding the elimination of the controlled substance examination.

The Board voiced concerns about removing the test entirely stating that they believe there is benefit in reminding new licensee’s of the current Controlled Substance issues.

Carolyn Dennis was asked to explain to the Board why a test cannot be administered during the original application.

It was decided between Ms. Dennis and the Board that instead of having an examination, the application would have bullet points and an affidavit stating that

the licensee has read that portion of the application to replace the questionnaire.

CORRESPONDENCE:

NEXT MEETING SCHEDULED FOR: March 19, 2014

ADJOURN:

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.

3/19/2014
Date Approved

2/10/14
Date Approved



Chairperson, Utah Physicians Licensing Board



Bureau Manager, Division of Occupational & Professional Licensing