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GOVERNOR

STATE OF MICHIGAN
DEPARTMENT OF LICENSING AND REGULATORY AFFAIRS
BUREAU OF HEALTH CARE SERVICES

STEVE ARWOOD
DIRECTOR

MICHIGAN BOARD OF MEDICINE MAY 22, 2013 MEETING

APPROVED MINUTES

In accordance with the Open Meetings Act, 1976, PA 267, as amended, the Michigan Board of Medicine met in regular session on May 22, 2013, at the Ottawa Building, 611 West Ottawa Street, Upper Level Conference Center, Conference Room 3, Lansing, Michigan.

CALL TO ORDER

Richard Burney, M.D., Chairperson, called the meeting to order at 10:12 a.m.

ROLL CALL

Members Present: Richard Burney, M.D., Chairperson
Peter Graham, M.D., Vice-Chairperson
Mohammed Arsiwala, M.D.
Cheryl Graham-Solomon, Public Member
Oliver Cameron, M.D., Ph.D.
Cynthia Pasky, Public Member
Theresa Fraley, Public Member
James Rogers, M.D.
Leticia San Diego, Ph.D., Public Member
Dennis Szymanski, M.D.
Vivian Leung, Public Member
Gail Torreano, Public Member
Louis Prues, Ph.D., Public Member
David Weingarden, M.D.
Richard Bates, M.D.
Carol Sheridan, Public Member
Rosalie Tocco-Bradley, M.D., Ph.D.
Meghan Riley, PA-C

Members Absent: David Dull, M.D.

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Staff Present: Shellayne Grimes, Secretary, Policy, Rules and Board Support
Norene Lind, Policy Manager, Policy, Rules and Board Support
Kiran Parag, Analyst, Enforcement Division
Michele Wagner-Gutkowski, Assistant Attorney General

Others Present: Max Hoffman, Attorney
Patrick Haddad
Devendra Sharma, MD
Theresa Cieszkowski

INTRODUCTIONS

Burney introduced Carol Sheridan as the new Public Board Member and asked that she give a brief history of her background.

APPROVAL OF MINUTES

MOTION by San Diego, seconded by Szymanski, to approve the minutes of the March 27, 2013 Board meeting, as presented.

MOTION PREVAILED

APPROVAL OF AGENDA

MOTION by Szymanski, seconded by Fraley, to approve the agenda as presented.

MOTION PREVAILED

COMMITTEE REPORTS

INVESTIGATIONS AND ALLEGATIONS

Rogers reported that the Investigations and Allegations Committee reviewed 23 files in April, 2013. Ten (10) files were authorized for investigation; 12 files were closed; and one (1) was returned for additional information. In May, the Committee reviewed 47 files; 24 files were authorized for investigation; 23 files were closed; and none were returned for additional information.

OPERATIONS COMMITTEE

Tocco-Bradley reported that the Operations Committee will review the model FSMB re-entry into practice guidelines as the committee begins the process of reviewing the Board's administrative rules. A conference call with the Board of Osteopathic Medicine will be scheduled in the future, since the administrative rules of both boards would need to be amended similarly.

Burney stated that other issues in the rules will also be addressed, since the rules were last revised seven (7) years ago. He indicated that it may take up to two (2) years to produce a draft set of rules.

DISCIPLINARY SUBCOMMITTEE

Fraley reported that the Disciplinary Subcommittee met prior to today's meeting and considered 19 matters: nine (9) consent order and stipulations, two (2) dismissals, seven (7) administrative complaints, and one (1) petition for reclassification.

CHAIRPERSON'S REPORT

Burney reported that he attended the FSMB Conference in Boston, MA, April 18-20, 2013. Several members from the Board were in attendance including Prues, Arsiwala, San Diego and Solomon-Graham.

San Diego shared comments regarding her nomination campaign. Arsiwala also ran for office; however, neither was elected.

Burney reported that FMSB approved two (2) Michigan Resolutions with slight modifications. Resolution 13-1 was that the FSMB investigate ways in which medical boards can incorporate quality improvement principles into disciplinary actions when appropriate to do so, as part of their mission to protect the public and improve patient care. Resolution 13-2 was that the FSMB, in collaboration with other stakeholders, examine the benefits, as well as the potential harms and unintended consequences, that could occur as a result of requiring all applicants for licensure to have completed 36 months of progressive postgraduate medical training.

Solomon-Graham stated that she really liked the FSMB Public Member Forum. She also commended San Diego for her service on FSMB committees.

Arsiwala thanked the Board for allowing him to participate and attend the FSMB Conference.

Burney passed around a book entitled "Character of Arms," authored by Malcolm K. Sparrow, the keynote speaker at the FSMB Conference.

Burney reported that the hot topic at the FSMB Conference was licensure across state lines (portability; telehealth/telemedicine). Also, "interstate compacts" were discussed as an alternative to national licensure. Burney suggested the Board invite Dr. Lance Talmage, the Regional Liaison, to speak at a future board meeting regarding this and other FSMB issues.

Prues said he was impressed with Michigan's statute regarding public membership on boards. He believes we have a good balance between professional and public members and that Michigan is unique in requiring a public member to Chair the Disciplinary Subcommittee.

Burney reported that he reviewed 31 cases; two (2) summary suspensions, two (2) other automatic summary suspensions, eight (8) Conferee assignments, one (1) Compliance Conference and twenty other administrative issues.

Torreano asked whether there had been legislation introduced to amend the disciplinary process. Lind stated that no such legislation had been introduced yet.

Burney discussed a handout entitled "Opioid Analgesics – Risky Drugs, Not Risky Patients." He discussed the impact overprescribing will continue to have on disciplinary cases and how the focus on opioid prescribing has shifted.

Weingarden recommended the topic of responsible opioid prescribing be presented by the Board at the Michigan State Medical Society (MSMS) conference. Further, he asked Wagner-Gutkowski to clarify whether or not there was a way for board members to discuss cases together in a collaborative manner without violating codes of conduct. Wagner-Gutkowski discussed various options with Board members.

OLD BUSINESS

None

NEW BUSINESS

Department Update

Lind announced that both Policy Analysts for the Policy, Rules and Board Support Section were leaving the Bureau on May 24, 2013. She will be handling the workload until replacements are named.

Lind reported that Board members should contact the Bureau prior to accepting any speaking engagements on behalf of the Board. The Bureau Director is requiring the same notification from staff, as it allows her know in advance the topics and materials that will be covered/shared on behalf of all boards.

Lind complimented board members for the very thoughtful discussions they have regarding disciplinary cases. She stated that Board members could discuss fictional disciplinary cases, not actual cases, if the agenda included a standing educational component under New Business.

FSMB Meeting Report

This agenda item was covered under the Chairperson's Report.

PUBLIC COMMENT

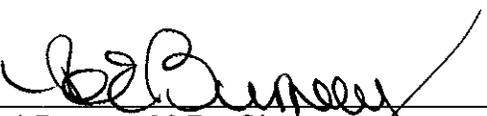
None

ANNOUNCEMENTS

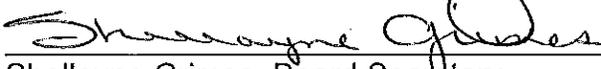
The next regularly scheduled meeting will be held on July 17, 2013 at 10:00 a.m., at the Ottawa Building, 611 West Ottawa Street, Upper Level Conference Center, Conference Room 3, Lansing, Michigan.

ADJOURNMENT

MOTION by Rogers, seconded by Fraley, to adjourn the meeting at 11:40 a.m.



Richard Burney, M.D., Chairperson



Shellayne Grimes, Board Secretary

7/17/2013
Date Minutes Approved

5/22/2013
Date Minutes Prepared