



RICK SNYDER
GOVERNOR

STATE OF MICHIGAN
DEPARTMENT OF LICENSING AND REGULATORY AFFAIRS
BUREAU OF HEALTH PROFESSIONS
RAE RAMSDELL
DIRECTOR

STEVEN H. HILFINGER
DIRECTOR

MICHIGAN BOARD OF MEDICINE SEPTEMBER 19, 2012 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 September 19, 2012, 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 10:05 a.m.

ROLL CALL

Members Present: Richard Burney, M.D., Chairperson
Mohammed Arsiwala, M.D.
Richard Bates, M.D.
Oliver Cameron, M.D., Ph.D.
David Dull, M.D.
Jamie Frain, Public Member
Theresa Fraley, Public Member
Peter Graham, M.D., Vice-Chairperson
Cheryl Graham Solomon, Public Member (arrived at 10:37 a.m.)
Meghan Riley, PA-C
James Rogers, M.D.
Leticia San Diego, Ph.D., Public Member
Dennis Szymanski, M.D.
Rosalie Tocco-Bradley, M.D., Ph.D.
Gail Torreano, Public Member

Members Absent: Vivian Leung, Public Member
Cynthia Pasky, Public Member
Louis Prues, Public Member
David Weingarden, M.D.

Staff Present: Christine Hanson, Board Secretary, Health Regulatory Division
Rae Ramsdell, Director, Bureau of Health Professions
Norene Lind, Policy Manager, Health Regulatory Division
Kiran Parag, Analyst, Health Regulatory Division
Bridget Smith, Assistant Attorney General
Desmond Mitchell, Policy Analyst, Health Regulatory Division
Lucinda Clark, Manager, Licensing Operations, Health Licensing Division
Susan Bushong, HPRP Contract Administrator,
Bureau of Health Professions

Others Present: None

APPROVAL OF MINUTES

MOTION by Fraley, seconded by Graham, to approve the minutes of the May 16, 2012 Board meeting with the following correction.

Under **Licensee Survey Findings**, correct the sentence to read "Burney wished the survey were mandatory, not voluntary."

MOTION PREVAILED

APPROVAL OF AGENDA

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

MOTION PREVAILED

REGULATORY CONSIDERATIONS

Jeffrey Phillip Hendricks, M.D. – Petition for Reinstatement

MOTION by Arsiwala, seconded by Tocco-Bradley, to grant the Petition for Reinstatement under the following terms and conditions in the matter of Jeffrey Phillip Hendricks, M.D.

Petitioner shall be placed on probation for a minimum period of two (2) years or the duration of Petitioner's Health Professional Recovery Program (HPRP) monitoring agreement, whichever period is longer, with the following terms and conditions:

- 1) Petitioner shall undergo a Health Professional Recovery Program (HPRP) substance abuse and mental health evaluation and enter into a monitoring agreement, if recommended.

- 2) Petitioner shall comply with his HPRP monitoring agreement, as recommended.
- 3) In the event Petitioner is practicing out-of-state, he shall notify the HPRP concerning his entry into any out-of-state monitoring program and comply with the terms of that monitoring agreement via the HPRP.
- 4) Petitioner shall comply with the Public Health Code.

Discussion was held.

A roll call vote followed: Yeas – Dull, Riley, Torreano, Tocco-Bradley, Frain, Arsiwala, San Diego, Bates, Szymanski, Fraley, Graham, Cameron, Rogers, Burney

MOTION PREVAILED

COMMITTEE REPORTS

INVESTIGATIONS AND ALLEGATIONS

Rogers reported that at the August meeting, four committee members reviewed 31 files; with 7 files authorized for investigation, 23 closed, and 1 returned to the Department for additional information. He reported for the month of September there were 29 files reviewed by four reviewers; 8 files authorized for investigation, 19 files closed, 1 returned to the Department for additional information, and 1 returned to the Department for expert review.

OPERATIONS COMMITTEE

Burney reported that the committee members met prior to today's meeting and decided that the next items for the committee to work on would be updating the rules by which the board operates and development of policy regarding physician reentry into medical practice after a period of absence. He added that the rules have not been updated in many years and revisions are undoubtedly needed.

DISCIPLINARY SUBCOMMITTEE

Fraley reported that the Committee met prior to today's meeting and considered 16 matters: 10 consent order and stipulations, 4 dismissals, 1 request for reconsideration, and 1 proposal for decision. She noted that there has been a significant increase in the number of dismissals being considered and suggested that this be discussed at a future meeting.

CHAIRPERSON'S REPORT

Burney reported that he receives daily communications from the Department and provided a summary of the number of allegations he has handled since January. During the last two months, he assigned Conferees to 18 cases, and he handled 3 physician summary suspensions in addition to other administrative matters. He has been Conferee in several compliance conferences as well.

OLD BUSINESS

Federation of State Medical Boards (FSMB) Nominating Committee Request

Burney noted that Arsiwala, San Diego, and Prues have expressed an interest as candidates for nomination to FSMB elected positions. He stated that the Board will endorse any board member who wishes to be nominated. Ramsdell asked that interested board members notify her.

NEW BUSINESS

License Application, Issuance, Renewal Process – Lucinda Clark

Lucinda Clark introduced herself to the Board, and she distributed information on medical licensing in Michigan. She described the types of licenses available, the application requirements, and the application process. A brief question and answer period followed.

Health Professional Recovery Program Overview – Susan Bushong

Susan Bushong introduced herself to the Board, and she provided an overview of the Health Professional Recovery Programs' intake/evaluation and monitoring process. She informed that Ulliance was granted the HPRP contract, effective September 1, 2012, and she is looking forward to working with them. A brief question and answer period followed.

Notice of Public Hearing on Proposed Amendments to the Board of Medicine and Board of Osteopathic Medicine and Surgery Administrative Rules

Burney informed that a public hearing has been scheduled regarding the proposed amendments to the Board of Medicine and Board of Osteopathic Medicine and Surgery administrative rules. He explained that the administrative rules are in conflict with the intent of Public Act 210 of 2011, and as a result, the rules are being revised.

Department Update

Ramsdell directed the Board members to her Legislative Update memorandum and highlighted public acts and bills which may impact the medical profession.

Lind directed the Board members to the copy of the revised "Standards of Conduct" section of the board member handbook. She asked that they review the information and replace this page in their handbook. She announced that the Department of Technology, Management and Budget has issued new Board member ID Badges with expiration dates to match term expiration dates.

PUBLIC COMMENT

Graham Solomon informed that she will be attending the FSMB Education Committee meeting in Texas and will forward a copy of the agenda to the Board members. She invited members to contact her with any issues that she can share with the committee. San Diego stated that she will also attend the meeting.

Szymanski commented that he and Arsiwala attended the Pain and Palliative Care Workshop on September 14, 2012. He shared that Rae Ramsdell was a presenter and did an excellent job. He asked that the presentations be shared with the Board members.

Burney informed that the next Board meeting will be the Wednesday before Thanksgiving and asked if Board members would be able to attend. A poll was taken and the majority of members will attend the November meeting.

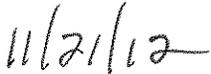
ANNOUNCEMENTS

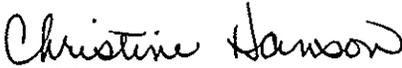
The next regularly scheduled meeting will be held on November 21, 2012 at 10:00 a.m. at the Ottawa Building, 611 West Ottawa Street, Upper Level Conference Center, Conference Room 3, Lansing, Michigan.

ADJOURNMENT

MOTION by Fraley, seconded by Graham, to adjourn the meeting at 11:25 a.m.


Richard Burney, M.D., Chairperson


Date Minutes Approved


Christine Hanson, Board Secretary


Date Minutes Prepared