



STATE OF MICHIGAN

RICK SNYDER  
GOVERNOR

DEPARTMENT OF LICENSING AND REGULATORY AFFAIRS  
LANSING

MIKE ZIMMER  
DIRECTOR

## MICHIGAN BOARD OF MEDICINE July 15, 2015 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 July 15, 2015, 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 11:10 a.m.

### **ROLL CALL**

**Members Present:** Richard Burney, M.D., Chairperson  
Peter Graham, M.D., Vice-Chairperson  
Mohammed Arsiwala, M.D.  
Stacey Frankovich, Public Member  
Michelle Gormas, PA  
Sandra Howell, M.D.  
Lisa Huta, Public Member  
Kara Morley-Smolek, M.D.  
James Rogers, M.D.  
James Sondheimer, M.D.  
Dennis Szymanski, M.D.  
Terri Tahnoose, Public Member  
Rosalie Tocco-Bradley, M.D., Ph.D (left at 11:41 a.m.)

**Members Absent:** Luis Avila, J.D.  
Richard Bates, M.D.  
Renee Johnston, Public Member  
Cynthia Pasky, Public Member  
Louis Prues, Ph.D, Public Member  
Gail Torreano, Public Member

**Staff Present:** Shellayne Grimes, Executive Secretary, Legal Affairs Division  
Michael Siracuse, Analyst, Boards/Special Programs, Legal Affairs Div.  
Cheryl Wykoff Pezon, Board Manager, Legal Affairs Division  
Kiran Parag, Analyst, Enforcement Section  
Virginia Abdo, Manager, Enforcement Section  
Michele Wagner-Gutkowski, Assistant Attorney General

## **APPROVAL OF MINUTES**

*MOTION* by Rogers, seconded by Sondheimer, to approve the minutes of the May 20, 2015 Board meeting, as presented.

*MOTION PREVAILED*

## **APPROVAL OF AGENDA**

*MOTION* by Howell, seconded by Rogers, to approve the agenda as presented.

*MOTION PREVAILED*

## **INTRODUCTIONS**

Burney introduced Michelle Gormas, PA, as the newly appointed PA member of the Board of Medicine. Burney also introduced Cheryl Wykoff Pezon, the new Board Manager for the Department. Pezon's e-mail address is [PezonC@michigan.gov](mailto:PezonC@michigan.gov). Since the new name for the Department is Bureau of Professional Licensing, the new e-mail address for board members to use to communicate with the Department is [BPL-BoardSupport@michigan.gov](mailto:BPL-BoardSupport@michigan.gov).

## **REGULATORY CONSIDERATIONS**

A. Salahuddin Saleem Ahmad, M.D. – Proposal for Decision

*MOTION* by Arsiwala, seconded by Huta, to accept the Proposal for Decision in the matter of Salahuddin Saleem Ahmad, M.D.

Discussion was held.

A roll call vote followed:      Nays: Arsiwala, Frankovich, Gormas, Howell, Huta,  
Morley-Smolek, Rogers, Sondheimer,  
Szymanski, Tahnoose, Tocco-Bradley,  
Graham, Burney

*MOTION FAILED*

*MOTION* by Szymanski, seconded by Arsiwala, to accept in part and reject in part the Proposal for Decision and to table for a rewrite.

Discussion was held.

A roll call vote followed: Yeas: Arsiwala, Frankovich, Gormas, Howell, Huta, Morley-Smolek, Rogers, Sondheimer, Szymanski, Tahnoose, Tocco-Bradley, Graham, Burney

*MOTION PREVAILED*

## **COMMITTEE REPORTS**

### **INVESTIGATIONS AND ALLEGATIONS**

Rogers reported that the Investigations and Allegations (I&A) Committee reviewed 51 files in June 2015. Twenty-two files were authorized for investigation, 28 files were closed, and one (1) file was returned for additional records. There were three (3) reviewers.

For July, the I&A Committee reviewed 22 files. Six (6) files were authorized for investigation, 14 files were closed, and two (2) files were returned for additional records. There were six (6) reviewers.

### **OPERATIONS COMMITTEE**

Burney reported that the Operations Committee did not meet.

### **DISCIPLINARY SUBCOMMITTEE**

Huta reported that the Disciplinary Subcommittee (DSC) met today and considered 28 matters: six (6) Administrative Complaints, two (2) Proposals for Decision, four (4) Requests for Reconsideration, three (3) Requests for Dismissal, and 13 Consent Orders and Stipulations. The DSC recessed and was to reconvene after the adjournment of the full Board meeting to finish its agenda.

### **CHAIRPERSON'S REPORT**

Burney provided the following summary of Board of Medicine activity between May 20, 2015 and July 13, 2015. He handled 33 matters compared to 31 matters last year during the same interval, as follows:

Type	Number
• Summary suspensions	3
• Conferee assignments	2
• Advice/discuss sanction recommendations	13

- Advice regarding filing/pursuing complaint 2
- Approve CME and general supervision requests 2
- Compliance conference 2
- Review/approve monitoring plans/reports 5
- Miscellaneous matters 4

His report also contained two graphs; one showing the trend in the number of conferee assignments that have been made over time and the other showing the trend in the number of board questions and items he has addressed over time.

Burney touched on the topic of the current status of state oversight of the practice of telemedicine. He referenced four (4) articles that were previously e-mailed to all board members regarding rules some other states have put into place regarding telemedicine, most recently Iowa. Ten states now have now enacted the Interstate Compact.

Burney asked Siracuse to please research what other states around the country are doing in reference to telemedicine. Siracuse said that he will collect data and consult with Wagner-Gutkowski for advice and assistance. This topic will be placed on the agenda for an upcoming meeting when his report is complete.

Arsiwala stated that he would email a report from an MSU state telehealth working group to Burney and Siracuse.

Burney suggested that the Operations Committee invite Laury Brown, Analyst for the Enforcement Division who handles expert witnesses, to attend a future meeting. He is hopeful that the Operations Committee will be able to offer some assistance regarding experts used by the Department.

## **OLD BUSINESS**

None

## **NEW BUSINESS**

### **Department Update**

Siracuse stated that the Department update was provided in this morning's training session prior to the full board meeting by Kim Gaedeke, Director of the newly formed Bureau of Professional Licensing. He had nothing additional.

## **PUBLIC COMMENT**

Burney announced the meeting on November 18, 2015 will be his last after four years as Chairperson, and that he was inviting board members to lunch at Troppo's following

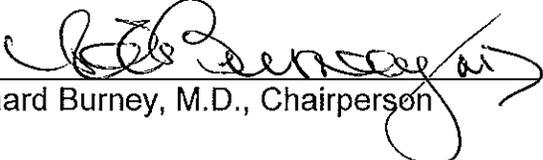
the full board meeting that day as a personal thank you to them for their work during his tenure.

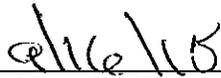
## **ANNOUNCEMENTS**

The next regularly scheduled meeting will be held on September 16, 2015 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 Sondheimer, to adjourn the meeting at 12:00 p.m.

  
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Richard Burney, M.D., Chairperson

  
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Date Minutes Approved

Prepared by: Shellayne Grimes, Board Secretary

Date Minutes Prepared: 7/22/15