



STATE OF MICHIGAN

DEPARTMENT OF COMMUNITY HEALTH

LANSING

JENNIFER M. GRANHOLM  
GOVERNOR

JANET OLSZEWSKI  
DIRECTOR

# MICHIGAN BOARD OF MEDICINE NOVEMBER 17, 2010 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 November 17, 2010, at the Ottawa Building, 611 West Ottawa Street, Conference Room 3 (Upper Level Conference Center), Lansing, Michigan.

### **CALL TO ORDER**

George Shade, Jr, M.D., Chairperson, called the meeting to order at 10:07 a.m.

### **ROLL CALL**

**Members Present:** George Shade, Jr, M.D., Chairperson  
Abd A. Alghanem, M.D., Vice Chairperson  
Busharat Ahmad, M.D.  
Richard E. Burney, M.D.  
Oliver G. Cameron, M.D., Ph.D.  
David L. Dull, M.D.  
Theresa L. Fraley, Public Member  
Peter T. Graham, M.D.  
Cheryl Graham Solomon, Public Member (arrived at 10:19 a.m.)  
Rao V.C. Gudipati, M.D.  
Lynn Larson, Public Member  
Leticia J. San Diego, Ph.D., Public Member  
Nathaniel Smith-Tyge, Public Member  
David S. Weingarden, M.D.

**Members Absent:** William Fenn, PA-C, Ph.D.  
Vivian Leung, Public Member  
Frank Raines, III, Public Member  
Suzanne Hugly Thomashow, M.D., Ph.D.

**Staff Present:** Laurie VanBeelen, Board Secretary, Health Regulatory Division  
Rae Ramsdell, Director, Health Regulatory Division  
Amy Allen, Policy Administration Mgr, Health Regulatory Division  
Kiran Parag, Analyst, Health Regulatory Division  
Michele Wagner-Gutkowski, Assistant Attorney General  
Jennifer Fitzgerald, Assistant Attorney General  
Bridget Smith, Assistant Attorney General  
Brett Eby, Intern, Office of Attorney General

**Others Present:** Dr. Carl Christensen, M.D. (left at 10:53 a.m.)  
April Corie - Monroe County Substance Abuse Coalition (left at 10:53 a.m.)

## ***APPROVAL OF MINUTES***

*MOTION* by Larson, seconded by Ahmad, to approve the minutes of the September 15, 2010 meeting as presented.

*MOTION PREVAILED*

## ***APPROVAL OF AGENDA***

*MOTION* by Gudipati, seconded by Cameron, to approve the agenda with the following addition:

Under NEW BUSINESS, D. Nominating Committee Report will be added.

*MOTION PREVAILED*

Shade congratulated Ahmad as he was recently awarded the Benjamin Rush award by the American Medical Association.

## ***NEW BUSINESS***

### **DISCUSSION OF ABUSE OF PRESCRIPTION MEDICATIONS BY MINORS**

April Corie, Development Coordinator for the Monroe County Substance Abuse Coalition, introduced herself and provided a background of the Coalition's work and goals. The Coalition consists of over 50 individuals comprised of parents, youth, and individuals from the law enforcement, medical, and faith-based communities. She reported that on a national level, one in five teens have abused prescription drugs. Corie stated that there are an alarming number of deaths in youth due to prescription drug overdose. Corie reported that the most commonly abused drugs are pain relievers, stimulants, sedatives and tranquilizers, and that approximately 70% of the drugs abused are obtained from the individual's home or the homes of family or friends.

Corie stated that the Coalition is working towards heightening awareness of the harm that can occur by taking prescription medications that have not been prescribed to the individual taking them. She also praised the state's MAPS program. Dialogue between Corey and the Board was held and Corey answered various questions.

Christensen reminded the physicians on the Board that the most effective way to catch a "doctor shopper" is to utilize the state's MAPS program and perform a drug screen prior to prescribing narcotics.

## ***HEALTH PROFESSIONAL RECOVERY COMMITTEE PRESENTATION***

Dr. Carl Christensen, M.D., Chairperson for the Health Professional Recovery Committee (HPRC), provided the Board with written information and verbal history of the creation and current work of the HPRC. He advised that alcohol is the number one abused substance by licensees involved in the HPRC. Christensen reported that the Committee is currently working on policies regarding the use of medical marijuana by healthcare professionals and ways by which licensees that fall out of the HPRP for lack of compliance are referred to the Board for quicker discipline.

Corie advised that Mike Wissel from the Bureau's Pharmacy Division has stated that in December each licensed MD or DO will receive an informational CD from the Department advising them how to utilize the MAPS program.

Discussion was also held regarding the multiple issues currently being faced with the Medical Marihuana Act.

Christensen indicated that the Committee is working on a policy which would require that when a licensee completes an HPRP contract, that licensee must have 2 years of abstinence before the individual can return to unrestricted practice.

Comments were made relating to the issues of prescription pads being stolen and individuals obtaining prescription medications illegally.

Christensen answered various questions from the Board.

## ***COMMITTEE REPORTS***

### **INVESTIGATIONS AND ALLEGATIONS**

Burney reported that for the month of October, 2 members reviewed 22 files with 12 being authorized for investigation, 7 closed, 2 were returned to the Department for additional information, and 1 was forwarded for additional expert review. For the month of November, 6 members reviewed 32 files with 16 being authorized for investigation, 14 closed, 1 was returned to the Department for additional information, and 1 was forwarded for additional expert review.

Burney indicated that a majority of the cases reviewed at today's meeting related to complaints that the patient's pain was not adequately addressed.

## **OPERATIONS COMMITTEE**

No report.

## **DISCIPLINARY SUBCOMMITTEE**

Smith-Tyge advised that at the September meeting, 24 cases were decided. Those cases involved 14 consent order and stipulations, 4 requests for dismissal of the administrative complaint, 1 petition for reclassification, 2 requests for reconsideration, 1 proposal for decision, and 2 administrative complaints.

## **CHAIRPERSON'S REPORT**

Shade commented on the continuing problem of lack of attendance by a variety of Board members and reminded the Board that the reason for serving is for the protection of the public.

Allen commented that Governor-elect Snyder's staff has contacted the Bureau for information regarding all Board members. Larson stated that vacancies should be filled by individuals who live in the northern part of the state in order to have a more diverse representation. Ramsdell advised that the Bureau is unaware what the process will be by the new Governor's office for filling the various vacancies on the boards.

Shade requested that if a member wishes to serve on a particular subcommittee, they should advise him.

## ***OLD BUSINESS***

None

## ***NEW BUSINESS***

### **REPORTING OF WITHDRAWALS OF LICENSURE APPLICATIONS TO THE FSMB**

Ramsdell advised that the National Practitioner Data Bank (NPDA) has issued a new requirement that any withdrawals of licensure be reported. Burney raised the concern that having to report a withdrawn application could give the impression that an individual has done something wrong when he or she may not have. Shade commented that situations similar to this also impact a licensee's ability to gain hospital privileges or be part of an insurance panel.

## **DEPARTMENT UPDATE**

Ramsdell advised that the FSMB is seeking nominations for individuals to serve on the nomination committee for the chair-elect position and the education committee. Ahmad indicated that he running for the FSMB Board of Directors and the Board provided support for his nomination.

## **NOMINATING COMMITTEE UPDATE**

Burney advised that the nominating committee comprised of Burney, Smith-Tyge, Leung and Graham. He stated that Dr. Shade has been nominated for chairperson and Drs. Ahmad and San Diego have been nominated for vice chairperson. Ramsdell stated that nominations will be taken from the floor in January. However, she requested that anyone wishing to be considered for chairperson or vice chairperson provide their CV to the Bureau prior to the January meeting.

## ***REGULATORY CONSIDERATIONS***

### **Frederick W. Grove, M.D. – Petition for Reinstatement**

*MOTION* by Burney, seconded by Weingarden, to grant the Petition for Reinstatement in the matter of Frederick W. Grove, M.D.

Discussion followed.

*AMENDED MOTION* by Burney, seconded by Weingarden, to grant the Petition for Reinstatement in the matter of Frederick W. Grove, M.D. Petitioner is precluded from practicing medicine until such time as he undergoes a Board-approved neuropsychological evaluation to assess Petitioner's recovery from a post-traumatic brain injury and is determined safe to practice.

Upon satisfactory evidence that Petitioner is safe to practice, he shall be granted a limited license to practice under the direct, on-site supervision of a Board-approved supervising physician for six (6) months.

Following successful completion of six (6) months of direct, on-site supervision, Petitioner shall practice under the general supervision of a Board-approved supervising physician for six (6) months.

Petitioner shall be placed on probation to run concurrent with the supervised limitation and shall submit quarterly supervisor reports concerning Petitioner's work performance.

Petitioner's license will automatically be reclassified to a full and unlimited status upon successful completion of one year of supervised practice.

A roll call vote was held: Yeas: Weingarden, Smith-Tyge, Cameron, San Diego, Larson, Gudipati, Fraley, Graham, Dull, Burney, Ahmad, Alghanem, Shade

Nay: Graham Solomon

*MOTION PREVAILED*

## **PUBLIC COMMENT**

Wagner-Gutkowski introduced Jennifer Fitzgerald, Bridgett Smith, and Brett Eby from the Office of Attorney General.

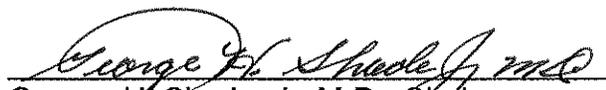
Graham Solomon asked for information relating to the disposal of prescription medications. Ramsdell advised that individuals should check with their local pharmacy or hospital.

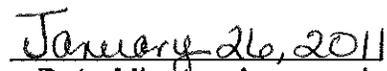
## **ANNOUNCEMENTS**

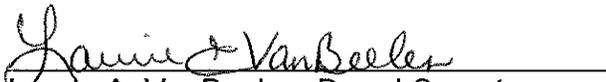
The next regularly scheduled meeting will be held on January 26, 2011 (4<sup>th</sup> Wednesday) at 10:00 a.m. at the Ottawa Building, 611 West Ottawa Street, Upper Level Conference Center, Conference Room 3, Lansing, Michigan.

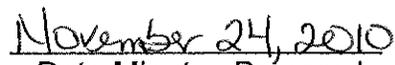
## **ADJOURNMENT**

*MOTION* by Weingarden, seconded by Cameron, to adjourn the meeting at 11:44 a.m.

  
George H. Shade, Jr, M.D., Chairperson

  
Date Minutes Approved

  
Laurie A. VanBeelen, Board Secretary

  
Date Minutes Prepared