

## **TEXAS MEDICAL BOARD**

### **EXECUTIVE COMMITTEE**

**June 7, 2007**

The meeting was called to order at 8:31 a.m. by Board President, Roberta Kalafut, D.O. Committee members present were Lawrence Anderson, M.D.; Keith E. Miller, M.D.; and Larry Price, D.O. Other Board members present were Julie Attebury; Jose M. Benavides, M.D.; Melinda Fredricks; Michael Arambula, M.D.; Irvin Zeitler, D.O.; Patricia Blackwell; Timothy Turner; Melinda McMichael, M.D.; Manuel Guajardo, M.D.; Amanullah Khan, M.D.; Margaret McNeese, M.D.; and Paulette Southard. Staff members present were Donald W. Patrick, M.D., J.D., Executive Director; Robert Simpson, J.D., General Counsel; and various staff.

#### **Agenda item #2, Report and recommendations from the Executive**

**Management Team.** Mr. Simpson informed the board members of the various proposed board rules that will be discussed during this meeting.

Dr. Patrick and Megan Goode provided an update concerning the current legislative session. Ms. Goode indicated that fourteen of the ninety proposed bills affecting the agency were passed. Ms. Goode also indicated that board staff received 64 requests for fiscal notes this term from the legislature.

Dr. Patrick indicated that one of the recently passed bills requires the agency to undergo a special purpose review by the Sunset Commission.

The Executive Committee members thanked both board staff and Melinda Fredricks for their hard work during this legislative session.

Megan Goode and Christina Cuellar provided an overview of the FY 2008-09 budget. Ms. Goode indicated that almost the entire 2008-09 budget had been funded by the legislature. Ms. Goode explained that once the Governors Office signs the final supplemental bill, funds would then be available to pay back what was borrowed for the end of last fiscal year, six new FTEs and an upgrade in Enforcement.

Robert Simpson discussed the two issues already settled with the Attorney General concerning Open Records requests and Licensure and Enforcement records. Mr. Simpson indicated that he is in the process of drafting a letter of appeal concerning the boards opinion on the confidentiality of compliance files.

**Agenda item #3, Discussion, recommendation, and possible action regarding proposed policy for complaints filed concerning a physician board members practice.** Mr. Simpson discussed the proposed board rule regarding this matter. Dr. Anderson suggested the language should be changed to indicate this policy pertains to physicians who were current board members at the time the complaint was filed.

**Agenda item #4, Internal Audit Report.** Megan Goode discussed the upcoming internal audit the agency is required to complete. Both Dr. Price and Dr. Anderson seconded, and the motion passed directed board staff to select a vendor for the internal audit.

**Agenda item #5, Report and Discussion regarding personnel matters.**

**Dr. Price moved, Dr. Anderson seconded and the motion passed to go in to executive session at 9:18 a.m. for private consultation and advice of counsel with respect to legal matters under the authority under the Open Meetings Act, Government Code 555.071.** Open session resumed at 9:28 a.m. and it was announced that no action was taken during Executive Session. A certified agenda was made.

Kim Boston provided an update concerning the agency's current staffing situation including the addition of one new IT position. Ms. Boston indicated three positions in the Licensure Division will be posted shortly. Ms. Boston informed the board that she is currently working on the job descriptions for positions in the Customer Information Center and that the current number of agency employees is 125.

There being no further items the meeting was adjourned at 9:33 a.m.