



Texas Physician Assistant Board
BOARD MEETING
July 14, 2023

The meeting was called to order on Friday, July 14, 2023, at 9:03 a.m. by Karrie L Crosby, PA-C, Presiding Officer. Other board members present were: Victor Shen-Pou Ho, M.D.; Lawrence G. Hughes, Ed.D.; Cameron J. McElhany; Gregory S. Rowin, D.O.; Andrew W. Sauer, PA-C; and Laura “Lali” Shipley. Board members not present were: Melinda Gottschalk, PA-C; Clayton “Clay” P. Bulls, PA-C; Jennifer L. Clarner, PA-C; and Sandra Longoria, PA-C. Staff members present were Brint Carlton, J.D., Executive Director; Christopher Palazola, J.D., Director of Operations; Robert Bredt, M.D., Medical Director; and various other staff.

Agenda item #1, Mission Statement. Ms. Crosby read the board’s mission statement into the minutes. *Our Mission is to protect and enhance the public’s health, safety and welfare by establishing and maintaining standards of excellence used in regulating the practice of medicine and ensuring quality health care for the citizens of Texas through licensure, discipline, and education.*

Agenda item #7, Consideration and possible action regarding pending litigation. Mr. Scott Freshour, General Counsel, provided an update on pending litigation.

Agenda Item #8, Texas Physician Health Program (TXPHP):

A. Discussion, recommendation, and possible action regarding referrals

After consideration, **Dr. Ho moved, Dr. Hughes seconded, and the motion passed to accept the TXPHP recommendation and refer case 21-0811 PA back to TXPHP.**

Agenda item #17, Review, discussion and possible action regarding cases recommended for dismissal.

A. Non-Standard of Care Cases

After discussion, **Mr. McElhany moved, Dr. Rowin seconded, and the motion passed to approve the dismissal of all non-standard of care cases as recommended.**

B. Standard of Care Cases.

After discussion, **Dr. Rowin moved, Mr. McElhany seconded, and the motion passed to approve selected files and cases for dismissal assigned to Dr. Rowin as recommended. Dr. Ho recused from case 23-0304.**

After discussion, **Dr. Ho moved, Mr. Sauer seconded, and the motion passed to dismiss case 23-5001.**

After discussion, **Dr. Ho moved, Dr. Rowin seconded, and the motion passed to approve selected files and cases for dismissal assigned to Dr. Ho under “Filed Investigations” as recommended.**

After discussion, **Dr. Ho moved, Mr. Sauer seconded, and the motion passed to approve selected files and cases for dismissal assigned to Dr. Ho under “ISC dismissals” as recommended.**

Agenda Item #17 was tabled until later in the meeting.

Agenda item #19, Review, discussion, and possible action regarding appeals of dismissed complaints.

A. Jurisdictional

B. JNF

C. NJ

After discussion, **Dr. Rowin moved, Mr. Sauer seconded, and the motion passed to deny all appeals of dismissed complaints.**

Agenda item #22, Consideration and Approval of Agreed Board Orders. After consideration, **Mr. McElhaney moved, Dr. Hughes seconded, and the motion passed to approve the Agreed Orders for Derek Brown, PA and Thomas Cook, PA.**

Agenda item #23, Consideration and Approval of Remedial Plans. After consideration, **Dr. Ho moved, Mr. Sauer seconded, and the motion passed to approve the Remedial Plans for Katherine Mays, PA and Leroy Moreno, PA.**

Agenda item #34, Open Forum for Public Comments. No one made public comments.

Agenda item #35, Consideration and Approval of March 24, 2023, Board Meeting Minutes. After consideration, **Dr. Rowin moved, Dr. Ho seconded, and the motion passed to approve the March 24, 2023, Board Meeting Minutes.**

Dr. Ho moved, Dr. Hughes seconded, and the motion passed to move the open meeting into Executive Session at 9:30 a.m. for the purpose of private consultation and advice of counsel concerning pending or contemplated litigation, settlement offers, and/or legal matters subject to the attorney-client privilege under the authority of the Open Meetings Act, Section 551.071, Government Code. Open session resumed at 9:53 a.m.

Agenda item #17, Review, discussion, and possible action regarding cases recommended for dismissal.

B. Standard of Care Cases.

After discussion, **Dr. Ho moved, Dr. Hughes seconded, and the motion passed to dismiss case 21-0457.**

Agenda Item #8, Texas Physician Health Program (TXPHP):

B. Report on Emergent Referrals (none)

C. Other discussion items. Dr. Emily Doyle, TXPHP Medical Director, presented the Drug Screening Quarterly Report and Program Activity Report.

Agenda item #2, Board Member Report.

Resolution in Honor of Steve Ahmed, M.D. Ms. Crosby announced a Board Resolution and Texas plaque would be sent to Steve Ahmed, M.D.'s family in appreciation for his service on the board.

Agenda item #3, Executive Director's Report.

Budget Report. Mr. Joey Estrada, CFO, provided the budget report.

Internal Audit. Mr. Carlton gave an update on the Internal Audit.

Legislative Update Mr. Carlton provided an update on the legislative session.

Agenda item #4, Medical Director Report. Nothing to report.

Agenda item #5, Physician Assistant Liaison Report. Nothing to report.

Agenda item #6, Public Information Update. There was nothing to report.

Agenda item #9, Discussion, recommendation, and possible action regarding licensee requests. There were none.

Agenda item #10, Discussion, recommendation, and possible action regarding applicants appearing concerning eligibility. There were none.

Agenda item #11, Discussion, recommendation, and possible action regarding proposed orders offered by the Executive Director. There were none.

Agenda item #12, Report on physician assistant licenses issued by Board staff. Ms. Grace Unterborn, Licensure Manager, provided a report on physician assistant licenses issued by Board staff since the last board meeting.

Agenda item #13, Report on physician assistant licensure process statistics. Ms. Unterborn reported that in Quarter 3 of FY22, 330 physician assistant licenses were issued in an average processing time of 7 days. In Quarter 3 of FY23, 264 physician assistant licenses were issued in an average processing time of 7 days.

Agenda item #14, Report on cancelled/not renewed data/retired licenses. Ms. Rhea Hines, Registrations Manager, presented a report with registration statistics for Quarter 3 for FY 2022 and 2023.

Agenda item #15, Reports and discussion regarding the Investigation, Litigation and Compliance Departments.

A. Enforcement Activity Report Mr. Palazola gave the Enforcement Activity Report.

B. Warning Letters Report Mr. Palazola gave the Warning Letter Report.

C. Criminal Case Review Report Mr. Palazola gave a report on Criminal Case Reviews.

D. Reports Regarding Cases Over One Year Old Mr. Palazola gave a report on Cases Over One Year Old.

E. Report Temporary Suspensions/Automatic Orders/Automatic Actions. Nothing to report.

F. Report Rehearing Request Nothing to report.

Agenda item #16, Consideration and approval of membership of the Expert Physician Panel. There were none.

Agenda item #18, Discussion, recommendation, and possible action regarding routine follow-up investigative files previously referred from Discipline and Ethics Committee for follow-up action. There are none.

There were no items for Agenda items #20-21.

There were no items for Agenda item #24-33.

Agenda item #34, Open Forum for Public Comments. No one made public comments.

Agenda item #36, Adjourn. There being no further items, **Dr. Hughes moved, Dr. Ho seconded, and the motion passed to adjourn the meeting at 10:22 am.**