

TEXAS STATE BOARD OF PHYSICIAN ASSISTANT EXAMINERS
BOARD MEETING MINUTES
FEBRUARY 24, 2005

The meeting was called to order at 10:13 a.m. by the Chairman, Timothy Webb, J.D. Board members present were Stephen D. Benold, M.D.; G. Al Bendeck, PA-C; Margaret K. Bentley; Pamela W. Clark; Dwight M. Deter, PA-C; Tony G. Hedges, D.O. Staff members present were Donald W. Patrick, M.D., J.D., Executive Director; Jerry T. Walker, M.P.H., Deputy Executive Director; Michele Shackelford, J.D., General Counsel; Robert Simpson, Assistant General Counsel; and various other staff.

Agenda item #2, Executive Session. There was no need for an Executive Session.

Agenda item #3, Executive Director's report. Dr. Patrick announced that he would be speaking at the Physician Assistants Legislative Summit on February 27, 2005. Mr. Walker presented an update on the budget. Ms. Shackelford summarized the level of proof required at an Informal Settlement Hearing and gave an overview of the impact of the new processes and procedures resulting from the agency's implementation of SB 104. Mr. James Thomassen was introduced as the new Hearings Counsel.

Agenda item #4, Consideration and Approval of Non-Public Rehabilitation Orders and Modification Request/Termination Request of Non-Public Rehabilitation Orders. Ms. Clark moved, Dr. Benold seconded, and the motion passed to go into Executive Session at 10:57 a.m. for private consultation and advice of counsel concerning pending or contemplated litigation, settlement offers, and deliberations concerning licensure applications, disciplinary action, and possible rehabilitation orders, or matters involving personnel under the authority of the Open Meetings Act, GOVERNMENT CODE, 551.071; and the Medical Practice Act, TEXAS OCCUPATIONS CODE ANNOTATED, 152.009; and the Physician Assistant Licensing Act, TEXAS OCCUPATIONS CODE ANNOTATED, 204.208, 204.254, 204.305, and 204.306; and Attorney General's Opinion No. H-484. Open session

resumed at 11:03 a.m. and it was announced that no action was taken. A certified agenda was made.

Dr. Hedges moved, Ms. Bentley seconded, and the motion passed to approve the Non-Public Rehabilitation Order #29; the Modification of Non-Public Rehabilitation Order #25; the Termination of Non-Public Rehabilitation Order # 20; and Non-Public Rehabilitation Order #30.

Agenda item #5, Consideration and Approval of Agreed Board Orders. After discussion, **Dr. Hedges moved, Ms. Clark seconded, and the motion passed to approve the Agreed Order on Thad W. Houseman, P.A., with the following modifications a) change monthly physician visits to quarterly visits; (b) change to a five year order; and (c) insert This order supersedes all previous orders.**³

Ms. Clark moved, Mr. Deter seconded, and the motion passed to approve the Agreed Order on Salvatore A. Manno, P.A.

There were no items for Agenda items #6 through #9.

Agenda item #10, Consideration and Approval of Termination of Suspension Orders. After discussion, **Mr. Bendeck moved, Mr. Deter seconded, and the motion passed to approve the Termination of Suspension Orders on Kevin D. Morgan, P.A.**

There were no items for Agenda items #11 through #12.

Agenda item #13, Consideration and Approval of Minutes of the November 5, 2004 Board Meeting. **Dr. Benold moved, Ms. Clark seconded, and the motion passed to approve the Minutes of the November 5, 2004 Board Meeting.**

Agenda item #14. Consideration and Approval of minutes of the November 5, 2004 Licensure Committee Meeting. **Mr. Deter moved, Ms. Clark seconded, and the motion passed to approve the Minutes of the November 5, 2004 Licensure Committee Meeting.**

Agenda item #15. Consideration and Approval of minutes of the November 5, 2004 Disciplinary and Ethics Committee Meeting. Dr. Benold moved, Dr. Hedges seconded, and the motion passed to approve the Minutes of the November 5, 2004 Disciplinary and Ethics Committee Meeting.

Agenda item #16, Report and Recommendations from the February 25, 2005 Licensure Committee Meeting. Dr. Hedges gave the report. Dr. Benold moved, Ms. Clark seconded, and the motion passed to approve the report and action items.

Agenda item #17, Report and Recommendations from the February 25, 2005 Disciplinary and Ethics Committee Meeting. Mr. Deter gave the report. Dr. Hedges moved, Ms. Clark seconded, and the motion passed to approve the report and action items.

Agenda item #18, Discussion regarding questions concerning role, authority and responsibilities of alternate physicians. After extensive discussion, the Board directed staff to review and to make recommendations to clarify the statute regarding alternate supervising physicians.

Agenda item #19. Election of Officers. Mr. Deter nominated Mr. Webb for president of the Board of Physician Assistant Examiners, Ms. Clark seconded, and there were no objections. The nomination was approved. Mr. Deter nominated G. Al Bendeck, PA-C, for Secretary of the Board of Physician Assistant Examiners, Ms. Clark seconded, and there were no objections. The nomination was approved.

Agenda item #20, adjourn. There being no further business, the meeting adjourned at 1:32 p.m.