

TEXAS MEDICAL BOARD
LICENSURE COMMITTEE MEETING MINUTES
December 7, 2017

The meeting was called to order 10:18 a.m. by Chair, Timothy Webb. Other committee members present were Michael Cokinos, Frank S. Denton, John R. Guerra, D.O., and Jay Naidu, M.D.

Dr. Guerra moved, Mr. Cokinos seconded that the Committee close the meeting to the public and continue in Executive Session for deliberations concerning Agenda Items 2 and 3a. The motion passed. Mr. Webb announced that the meeting would be closed for deliberations at 10:20 a.m. concerning licensee requests, licensure applications and the character and fitness of applicants under the authority of The Medical Practice Act Sections 152.009 and 155.058, Occupations Code, and that while in executive session, the Board would not take any action, make any decision, or vote with regard to any matter that may be considered or discussed. A certified agenda of any executive session will be made.

The Executive Session ended at 3:30 p.m. The Licensure Committee conducted hearings to review licensees and applicants appearing concerning eligibility. The hearings were conducted in Executive Session. Following the hearings, the Committee reconvened and considered the applications.

Agenda Item 2 – Licensee requests.

Licensee #2134 appeared before the Committee in executive session. In open session, **Mr. Denton moved that the committee recommend to the full Board that the licensee’s request be granted and that the licensee’s license be returned to Active status subject to the following conditions:**

- Within one year, completion of a 6-month mini residency in Urology. The mini residency must be completed in a continuous 6-month period and must also include training in electronic medical records. The mini residency must be approved by the Executive Director of the Board before the licensee initiates the program.

- Within one year, completion of 24 hours of Continuing Medical Education that meet the requirements under 166.2(a)(1), with at least one hour in the topic of ethics, and at least 8 hours in the topic of electronic medical record keeping.
- Within one year, passage of the Special Purpose Examination with a score of 75 within 3 attempts.

This recommendation is based on the licensee's time out of the active practice of medicine. **Mr. Cokinos seconded the motion. All voted in favor. The motion passed.**

Agenda Item 3a - Applicants appearing concerning eligibility.

Applicant #2124 appeared before the Committee in executive session. In open session, **Dr. Naidu** moved that the committee recommend to the full Board that the Applicant be granted an unrestricted license. **Mr. Cokinos seconded the motion. All voted in favor. The motion passed.**

Applicant #2126 appeared before the Committee, with counsel, in executive session. In open session, **Mr. Cokinos** moved that the committee recommend to the full Board that the Applicant be granted an unrestricted license. **Dr. Guerra seconded the motion. The motion passed.**

Applicant #2083 appeared before the Committee in executive session. In open session, **Dr. Guerra** moved that the committee recommend to the full Board that the applicant be granted an unrestricted license. **Mr. Cokinos seconded the motion. All voted in favor. The motion passed.**

Applicant #2080 appeared before the Committee in executive session. In open session, **Mr. Denton** moved that the committee recommend to the full Board that the Applicant be determined ineligible for a license at this time, due to disciplinary action imposed during training based upon issues related to his practice as a resident.

Further, **Mr. Denton** moved to recommend to the full Board that if the applicant applies again for a license in the future, that upon receipt of information indicating that they completed their current residency training successfully and without any issues identified or action taken by the program related to patient care, professionalism, or communication problems, that the Executive Director may grant an unrestricted license. **Dr. Naidu** seconded the motion. All voted in favor. The motion passed.

Applicant #2125 appeared before the Committee in executive session. In open session, **Mr. Cokinos** moved that the committee recommend to the full Board that the applicant be granted an unrestricted license. **Dr. Guerra** seconded the motion. All voted in favor. The motion passed.

Applicant #2123 appeared before the Committee in executive session. In open session, **Dr. Guerra** moved that the committee recommend to the full Board that the Applicant be granted a license subject to an Agreed Order with the following terms and conditions for a period of three years:

- Applicant shall not possess, administer, dispense or prescribe any controlled substances or dangerous drugs with addictive potential or potential for abuse and shall surrender all Drug Enforcement Agency Controlled Substance Registration Certificates in all states, must seek board approval before reapplying.
- May not seek to modify the terms for a minimum of two years.

This recommendation is based on being disciplined by another state medical board due to prescribing violations. **Dr. Naidu** seconded the motion. All voted in favor. The motion passed.

Applicant #2130 appeared before the Committee in executive session. In open session, **Mr. Cokinos** moved that the committee recommend to the full Board that the applicant be granted an unrestricted license. **Dr. Guerra** seconded the motion. All voted in favor. The motion passed.

Applicant #2128 appeared before the Committee in executive session. In open session, **Dr. Naidu** moved that the committee recommend to the full Board that the Applicant's appeal of the Executive Director's determination of ineligibility be granted and the Applicant be granted an unrestricted license. **Dr. Guerra** seconded the motion. All voted in favor. The motion passed.

Applicant #2127 appeared before the Committee, with counsel, in executive session. In open session, **Mr. Cokinos** moved that the committee recommend to the full Board that the applicant be determined ineligible for a license at this time, due to the Applicant's history of substance abuse, fraudulent prescribing, and criminal history, leading to the suspension and revocation of the Applicant's Texas medical license. Reissuing a license to applicant would not be in the best interests of the public or the applicant at this time. **Dr. Naidu** seconded the motion. All voted in favor. The motion passed.

Agenda Item 3b – Proposed orders offered by the Executive Director.

Ms. Johnston reported on **2 Remedial Plans** order offered by the Executive Director and accepted by the applicants. **Mr. Cokinos** moved to recommend to the full Board that the **2 Remedial Plans** be approved. **Dr. Naidu** seconded. All voted in favor. The motion passed.

Agenda Item 3c – Physician licensure applicants to be licensed.

Ms. Johnston reported that there were **150** applicants who met all requirements to be considered for permanent licensure by the full Board. **Mr. Cokinos** moved to recommend to the full Board that all **150** physician licensure applicants determined to meet eligibility requirements by staff be approved. **Dr. Guerra** seconded the motion. All voted in favor. The motion passed.

Agenda Item 3d – Surgical assistant licensure applicants to be licensed.

Ms. Johnston reported that were **12** surgical assistant applicants who met all requirements to be considered for licensure by the full Board. **Dr. Guerra** moved to recommend to the full Board that all **12** surgical assistant applicants determined to meet eligibility requirements by staff be approved. **Mr. Cokinos** seconded the motion. All voted in favor. The motion passed.

Agenda Item 3e – Acudetox Specialist applicants to be certified.

Ms. Johnston reported that there were **6** Acudetox Specialist applicants who met all requirements to be considered for licensure by the full Board. **Dr. Guerra moved to recommend to the full Board that all 6 surgical assistant applicants determined to meet eligibility requirements by staff be approved. Mr. Cokinos seconded the motion. All voted in favor. The motion passed.**

Agenda Item 4 – Report on licensure statistics.

Ms. Johnston reported that in Quarter 1 of FY17, 917 new physician licenses were issued in an average processing time of 42 days. In Quarter 1 of FY 18, 872 licenses were issued in an average processing time of 45 days.

Agenda Item 5 – Cancellation of Licenses by request or for incomplete registration.

There are none.

Agenda Item 6a -Nonprofit Health Organizations - Applications for Initial Certification.

Ms. Johnston reported that there were **8** applications for initial certification as a Nonprofit Health Organization for approval. **Dr. Guerra moved to recommend to the full Board that the 8 requests for initial certification as a Nonprofit Health Organization be approved. Mr. Cokinos seconded. All voted in favor and the motion passed.**

Agenda Item 6b - Nonprofit Health Organizations - Applications for Biennial Recertification.

There are none.

Agenda Item 6c - Nonprofit Health Organizations – Cancellation of Certification.

There are none.

7. Discussion, recommendation, and possible action regarding proposed amendments to Title 22 of the Texas Administrative Code.

a. Chapter 163. Licensure

- §163.11 Active Practice of Medicine

Dr. Guerra moved to recommend to the full Board that the proposed amendments to the rules as presented be published in the Texas Register for public comment. Mr. Cokinos seconded. All voted in favor. The motion passed.

b. Chapter 166. Physician Registration

- §166.3 Retired Physician Exception
- §166.6 Exemption from Registration Fee for Retired Physician Providing Voluntary Charity Care

Dr. Guerra moved to recommend to the full Board that the proposed amendments to the rules as presented be published in the Texas Register for public comment. Mr. Cokinos seconded. All voted in favor. The motion passed.

c. Chapter 172. Temporary and Limited Licenses

- §172.12 Out-of-State Telemedicine License

Dr. Guerra moved to recommend to the full Board that the proposed amendments to the rules as presented be published in the Texas Register for public comment. Mr. Cokinos seconded. All voted in favor. The motion passed.

- §172.19 Sports Physician Temporary License

The committee directed staff to research the basis for this rule. Further to query other state medical boards as to how they view physicians who are not licensed in their state but may be traveling with a sports team or working at a sports event.

d. Chapter 175. Fees and Penalties

- §175.1 Fees
- §175.2 Registration and Renewal Fees
- §175.3 Penalties
- §175.5 Payment of Fees or Penalties

Dr. Guerra moved to recommend to the full Board that the proposed amendments to the rules as presented be published in the Texas Register for public comment. Mr. Cokinos seconded. All voted in favor. The motion passed.

There being no further business, the meeting was adjourned at **4:23 p.m.**

December 2017

Agenda Item 3b – Proposed orders offered by the Executive Director

<u>Applicant #</u>	<u>Type of Application</u>	<u>Type of Order</u>
2131	Physician License	Remedial Plan
2135	Physician in Training Permit	Remedial Plan



Texas Medical Board

Licensure Division

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Phone (512) 305-7130 • Fax(512) 305-7009

BOARD MEETING OF DECEMBER 8,
2017

TOTAL APPLICANTS FOR CONSIDERATION FOR
PERMANENT LICENSURE

	<u>M.D.'S</u>	<u>D.O.'S</u>	<u>UK</u>	<u>TOTAL</u>
GRADUATES OF:				
TEXAS MEDICAL SCHOOLS	34	6	0	40
CANADIAN MEDICAL SCHOOLS	1	0	0	1
OUT-OF-STATE MEDICAL SCHOOLS	49	17	0	66
FOREIGN MEDICAL SCHOOLS	43	0	0	43
GRAND TOTAL	127	23		150

LICENSE TYPE AND METHOD:

ADMINISTRATIVE MEDICINE

REGULAR	0	1	0	1
RELICENSURE	0	0	0	0
REINSTATEMENT	0	0	0	0
TOTAL:	0	1	0	1

CONCEDED EMINENCE

REGULAR	0	0	0	0
RELICENSURE	0	0	0	0
REINSTATEMENT	0	0	0	0
TOTAL:	0	0	0	0

FULL

REGULAR	121	20	0	141
RELICENSURE	3	1	0	4
REINSTATEMENT	0	0	0	0
TOTAL:	124	21	0	145
PUBLIC HEALTH				
REGULAR	0	0	0	0
RELICENSURE	0	0	0	0
REINSTATEMENT	0	0	0	0
TOTAL:	0	0	0	0
TELEMEDICINE				
REGULAR	3	1	0	4
RELICENSURE	0	0	0	0
REINSTATEMENT	0	0	0	0
TOTAL:	3	1	0	4
GRAND TOTAL	127	23		150

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TEXAS MEDICAL BOARD PAGE 1
ADMINISTRATIVE MEDICINE LICENSURE APPLICANTS FOR
CONSIDERATION AT DECEMBER, 2017 BOARD MEETING

1. LEFEBVRE, YVETTE MARIE DO ADMIN-REG (662157)
SCHOOL: NEW ENGLAND COLL OF OSTEO MED, BIDDEFORD-2001

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TEXAS MEDICAL BOARD
FULL LICENSURE APPLICANTS FOR
CONSIDERATION AT DECEMBER, 2017 BOARD MEETING

PAGE 1

1. ABDULAZIZ, MOHAMMED I MD FULL-REG (665716)
SCHOOL: UNIV OF KHARTOUM, KHARTOUM-2009
2. ADAMS, AUGUST GLENN MD FULL-REG (670613)
SCHOOL: UNIV OF ILLINOIS COLLEGE OF MEDICINE, CHICAGO-1998
3. AGGARWAL, MANIK NARAYAN MD FULL-REG (671454)
SCHOOL: TEXAS A & M UNIV HLTH SCI CTR, COLL OF MED, COLLEGE STATION-2014
4. AGGARWAL, NIMISHA MD FULL-REG (671460)
SCHOOL: UNIV OF MISSOURI-KANSAS CITY, SCHOOL OF MEDICINE-2012
5. AHMED, NUSRAT MD FULL-REG (663167)
SCHOOL: SINDH MED COLL, JINNAH SINDH MED UNIV, KARACHI, PAKISTAN-1980
6. AJUFO, IJEOMA CHIKA MD FULL-REG (582806)
SCHOOL: UNIV OF IBADAN COLL OF MED, IBADAN, OYO STATE, NIGERIA-2006
7. ALAMMAR, HUSSEIN ALI MD FULL-REG (657862)
SCHOOL: DAMASCUS UNIV, DAMASCUS-1988
8. ALI, MUJTABA MD FULL-REG (667604)
SCHOOL: ROSS UNIV SCH OF MED, ROSEAU, DOMINICA-2009
9. ASHLEY, MATTHEW JAMES MD FULL-REG (588342)
SCHOOL: SOUTHERN ILLINOIS UNIV SCH OF MED, SPRINGFIELD-2009
10. ASWANI, ROHIT MD FULL-REG (672317)
SCHOOL: SAWAI MAN SINGH MED COLL, RAJASTHAN UNIV, JAIPUR, RAJASTHAN-2006
11. ATKINS, JEFFREY HUNTER MD FULL-REG (591629)
SCHOOL: TEXAS TECH UNIV HLTH SCI CTR, LUBBOCK-2015
12. BALKIN, MICHAEL SAMUEL MD FULL-REG (647244)
SCHOOL: ROSALIND FRANKLIN UNIVERSITY OF MEDICINE AND SCIENCE, CHICAGO MEDICAL SCHOOL, CHICAGO-2016
13. BARRERA, ANDRES III MD FULL-REG (592744)
SCHOOL: UNIV OF TEXAS MED SCHOOL AT SAN ANTONIO, SAN ANTONIO, TX-2015

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TEXAS MEDICAL BOARD
FULL LICENSURE APPLICANTS FOR
CONSIDERATION AT DECEMBER, 2017 BOARD MEETING

PAGE 2

14. BATHINA, JAYA DEEPIKA MD FULL-REG (580336)
SCHOOL: MAMATA MED COLL, NTR UNIV OF HLTH SCI, KHAMMAM, A P, INDIA-2007
15. BELAN, MATTHEW JOHN MD FULL-REG (667038)
SCHOOL: UNIV OF MARYLAND SCH OF MED, BALTIMORE-2004
16. BENPERLAS, JOSEPH ASIF MD FULL-REG (671187)
SCHOOL: UNIWERSYTET MEDYCZNY W LUBLINIE (MEDICAL UNIV OF LUBLIN), LUBLIN, POLAND (POLISH LANGUAGE PROGRAM)-2013
17. BERANEK, TYLER JAMES DO FULL-REG (670279)
SCHOOL: DES MOINES UNIV, COLL OF OSTEO MED & SURG, DES MOINES IA-2014
18. BERGES, CHELSEA ELAINE DO FULL-REG (665807)
SCHOOL: UNIV OF NORTH TEXAS HLTH SCI CTR, TEXAS COLL OF OSTEO MED, FORT WORTH-2015
19. BERMAN, NICOLE YEROSHALMI MD FULL-REG (582472)
SCHOOL: UNIV OF TEXAS SOUTHWESTERN MED CTR AT DALLAS, MED SCH, DALLAS, TX-2014
20. BERNARDI, KARLA MD FULL-REG (667106)
SCHOOL: LOYOLA UNIV OF CHICAGO, STRITCH SCH OF MED, MAYWOOD-2014
21. BHAKTA, AMIT MD FULL-REG (672278)
SCHOOL: UNIV OF TX MEDICAL SCHOOL AT HOUSTON, HOUSTON, TX-2013
22. BISTA, BIBEK RAJ MD FULL-REG (567857)
SCHOOL: BP KOIRALA INST OF HLTH SCI, DHARAN, SUNSARI DISTRICT, NEPAL-2008
23. BORUCHOV, SCOTT DAVID MD FULL-REG (556979)
SCHOOL: NEW YORK UNIV MED COLL, NEW YORK-1994
24. BOWLING, MARIALISON MD FULL-REG (649708)
SCHOOL: UNIV OF TEXAS SOUTHWESTERN MED CTR AT DALLAS, MED SCH, DALLAS, TX-2016
25. BREWER, ELIZABETH CAITLIN MD FULL-REG (592745)
SCHOOL: UNIV OF TEXAS MED SCHOOL AT SAN ANTONIO, SAN ANTONIO, TX-2015
26. BRICCO, DIANE DAHLSTROM MD FULL-REG (594968)
SCHOOL: MED UNIV OF SOUTH CAROLINA, COLL OF MED, CHARLESTON-1999

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FULL LICENSURE APPLICANTS FOR
CONSIDERATION AT DECEMBER, 2017 BOARD MEETING

27. BUI, ASHLEY PHUONG MD FULL-REG (592138)
SCHOOL: TEXAS A & M UNIV HLTH SCI CTR, COLL OF MED, COLLEGE STATION-2015
28. CASTANEDA NERIO, JOSE ROBERTO MD FULL-REG (646336)
SCHOOL: UNIV DR JOSE MATIAS DELGADO, FAC DE CIEN DE LA SALUD, CIUDAD MERLIOT, EL SAVADOR-2010
29. CAUCHI, ANTHONY MD FULL-REG (670379)
SCHOOL: TEXAS TECH UNIV HLTH SCI CTR, LUBBOCK-2003
30. CHESTNUT, ROBERT AARON MD FULL-REG (672801)
SCHOOL: UNIV OF UTAH SCH OF MED, SALT LAKE CITY-2014
31. COOKE, TYLER LAURENCE MD FULL-REG (669513)
SCHOOL: EASTERN VIRGINIA MED SCH OF THE MED COLL OF HAMPTON ROADS, NORFOLK-2006
32. COOPER, SAMANTHA GLEN DO FULL-REG (650536)
SCHOOL: LINCOLN MEM UNIV-DEBUSK COLL OF OSTEO MED, HARROGATE, TN-2016
33. COUCH, ANDREA WESTMAN MD FULL-REG (672654)
SCHOOL: UNIV OF TX MEDICAL SCHOOL AT HOUSTON, HOUSTON, TX-2010
34. CREELMAN, STEVEN ARTHUR MD FULL-REG (669828)
SCHOOL: UNIV OF WASHINGTON SCH OF MED, SEATTLE-1984
35. DINH, JEFFREY MD FULL-REG (583424)
SCHOOL: UNIV OF TEXAS SOUTHWESTERN MED CTR AT DALLAS, MED SCH, DALLAS, TX-2014
36. EL DEEB, MOKHTAR MD FULL-REG (668814)
SCHOOL: MANSOURAH FAC OF MED, MANSOURAH-2005
37. ELLIOTT, ELISE DO FULL-REG (584135)
SCHOOL: UNIV OF NORTH TEXAS HLTH SCI CTR, TEXAS COLL OF OSTEO MED, FORT WORTH-2014
38. ELTAHA, CHADI MD FULL-REG (669722)
SCHOOL: NATIONAL MED UNIV, KIEV, UKRAINE-2004
39. EMEJURU, JASON UCHECHI MD FULL-REG (667790)
SCHOOL: VIRGINIA COMMONWEALTH UNIV, MED COLL OF VIRGINIA, RICHMOND-2012

40. ERIAN, JENNIFER LYNNE MD FULL-REG (582644)
SCHOOL: UNIV OF TEXAS MED SCHOOL AT SAN ANTONIO, SAN ANTONIO, TX-2014
41. ESCOBEDO, JOHN ANTHONY MD FULL-REG (647173)
SCHOOL: UNIV OF TEXAS MED SCHOOL AT SAN ANTONIO, SAN ANTONIO, TX-2016
42. EXTINE, JAMES HARLEY DO FULL-REG (671659)
SCHOOL: WEST VIRGINIA SCH OF OSTEO MED, LEWISBURG-1992
43. FAIR, BRETT ALLEN MD FULL-REG (666634)
SCHOOL: UNIV OF NORTH CAROLINA AT CHAPEL HILL SCH OF MED, CHAPEL HILL-2012
44. FERNANDEZ, PEDRO JOSE MD FULL-REG (668827)
SCHOOL: BOSTON UNIV SCH OF MED, BOSTON-2009
45. FLORES, ABEL MORENO MD FULL-REG (669785)
SCHOOL: UNIV OF TEXAS MED BRANCH, GALVESTON-2014
46. FRANCIS, GARY LEE MD FULL-REG (663422)
SCHOOL: UNIV OF FLORIDA COLL OF MED, GAINESVILLE-1974
47. FRIEDMAN, ROBERT AARON MD FULL-REG (662114)
SCHOOL: CASE WESTERN RESERVE UNIV SCH OF MED, CLEVELAND-1988
48. GAN, FANG-YUN MD FULL-REG (478821)
SCHOOL: HUNAN MED UNIV, CHANGSHA, CHINA-1984
49. GANAPATHY, VENKATANARAYANAN MD FULL-REG (661479)
SCHOOL: SRI RAMACHANDRA MED COLL, DR M G R MED UNIV, MADRAS, PORUR, INDIA-1998
50. GARZA, JOSE MD FULL-REG (668579)
SCHOOL: UNIV OF TEXAS MED BRANCH, GALVESTON-2012
51. GILANI, SYED MOHSIN ALI MD FULL-REG (591309)
SCHOOL: ARMY MEDICAL COLL, NATIONAL UNIV OF SCIENCES AND TECHNOLOGY, RAWALPINDI, PAKISTAN-2004
52. GLADSJO, JULIE AKIKO MD FULL-REG (668702)
SCHOOL: UNIV OF CALIFORNIA SAN DIEGO SCH OF MED, LA JOLLA, CA-2005

53. GOLD, MARK ERNEST MD FULL-REG (583892)
SCHOOL: UNIV OF TX MEDICAL SCHOOL AT HOUSTON, HOUSTON, TX-2014
54. GRIFFIN, WILLIAM CURTIS DO FULL-REG (593177)
SCHOOL: UNIV OF NORTH TEXAS HLTH SCI CTR, TEXAS COLL OF OSTEO MED,
FORT WORTH-2015
55. GUTIERREZ, ALFREDO MD FULL-REG (645294)
SCHOOL: BAYLOR COLL OF MED, HOUSTON-2013
56. HARVEY, ADRIAN TIMOTHY DO FULL-REL (564914)
SCHOOL: ARIZONA COLL OF OSTEO MED, MIDWESTERN UNIV, GLENDALE, AZ-
2006
57. HASAN, SAQIB IRSHAD MD FULL-REG (670132)
SCHOOL: DOW MED COLL, DOW UNIV OF HLTH SCI, KARACHI, PAKISTAN-1990
58. HESER, JUSTIN DAVID MD FULL-REG (671209)
SCHOOL: UNIV OF MINNESOTA MED SCH, MINNEAPOLIS-2012
59. HO, HAO-CHIH MD FULL-REG (670401)
SCHOOL: WASHINGTON UNIV MED SCH, ST LOUIS-1994
60. HODA, MEHAR MD FULL-REG (669727)
SCHOOL: AGA KHAN MED COLL, AGA KHAN UNIV, KARACHI, PAKISTAN-2013
61. HODGE, TIMOTHY DO FULL-REG (671597)
SCHOOL: MICHIGAN STATE UNIV, COLL OF OSTEO MED, EAST LANSING-1987
62. HONG, MICHAEL JIN DO FULL-REG (670710)
SCHOOL: NEW YORK COLL OF OSTEO MED OF NEW YORK, OLD WESTBURY-2014
63. HUMPHRIES, SUZANNE MD FULL-REG (672080)
SCHOOL: TEMPLE UNIV SCH OF MED, PHILADELPHIA-1993
64. JABER, KAMIL TALAL MD FULL-REG (593715)
SCHOOL: ST GEORGE'S UNIV, ST GEORGE'S-2015
65. JAHANIAN, KAMBIZ MD FULL-REG (649711)
SCHOOL: UNIV OF TEXAS MED BRANCH, GALVESTON-2016

66. JALIL, ABDUL MD FULL-REG (661587)
SCHOOL: KING EDWARD MED COLL, LAHORE, WEST PAKISTAN-2004
67. JOHNSON, DANIEL HARTMAN MD FULL-REG (578353)
SCHOOL: LOUISIANA STATE UNIV SCH OF MED, NEW ORLEANS-2012
68. JOSEPH, ROYCE MATHEW MD FULL-REG (668511)
SCHOOL: ROSS UNIV SCH OF MED, ROSEAU, DOMINICA-2012
69. KANTER, ROY ALAN MD FULL-REL (68200)
SCHOOL: UNIV OF TEXAS MED BRANCH, GALVESTON-1981
70. KENFACK, EVE ESPERANCE MD FULL-REG (667651)
SCHOOL: UNIV FED DU CAMEROUN, CTR UNIV DES SCI DE LA SANTE, YAOUNDE,
CAMERO-2006
71. KHAN, FATIMA AMBREEN MD FULL-REG (584064)
SCHOOL: TEXAS TECH UNIV PAUL L FOSTER SCHOOL OF MEDICINE, EL PASO-
2014
72. KODAKANDLA, MONICA MD FULL-REG (649859)
SCHOOL: UNIV OF TEXAS MED BRANCH, GALVESTON-2016
73. KONG, LINGKUN MD FULL-REG (527354)
SCHOOL: HARBIN MED COLL, HARBIN (242-44 PRIOR 1-1-71)-1988
74. KOSZTOWSKI, THOMAS MD FULL-REG (671761)
SCHOOL: THE JOHNS HOPKINS UNIV SCH OF MED, BALTIMORE-2010
75. KUMAR, ASHOK MD FULL-REG (671164)
SCHOOL: SINDH MED COLL, JINNAH SINDH MED UNIV, KARACHI, PAKISTAN-2004
76. KUMAR, KANESH MD FULL-REG (668387)
SCHOOL: LIAQUAT MED COLL, UNIV OF SIND, JAMSHORO, PAKISTAN-2006
77. LAWS, ELIZABETH B MD FULL-REG (662270)
SCHOOL: UNIV OF VERMONT COLL OF MED, BURLINGTON-2011
78. LEONE, CHRISTOPHER AUSTIN MD FULL-REG (670313)
SCHOOL: UNIV OF TEXAS MED SCHOOL AT SAN ANTONIO, SAN ANTONIO, TX-
2015

79. LI, JANET MD FULL-REG (581702)
SCHOOL: COLUMBIA UNIV COLL OF PHYS AND SURG, NEW YORK-2013
80. LITTLEJOHN, CHRISTOPHER LAKE MD FULL-REG (647296)
SCHOOL: TEXAS A & M UNIV HLTH SCI CTR, COLL OF MED, COLLEGE STATION-2016
81. LOPEZ ARREDONDO, YAHAIRA LUCIA MD FULL-REG (669072)
SCHOOL: INST TECNOLOGICO DE SANTO DOMINGO, SANTO DOMINGO-2005
82. LOVE, BRITTANY LYNNE DO FULL-REG (593657)
SCHOOL: UNIV OF NORTH TEXAS HLTH SCI CTR, TEXAS COLL OF OSTEO MED, FORT WORTH-2015
83. MALLICK, ADNAN MD FULL-REG (645694)
SCHOOL: ROSS UNIV SCH OF MED, ROSEAU, DOMINICA-2013
84. MARCIAL-VEGA, VICTOR ADOLFO MD FULL-REG (672279)
SCHOOL: UNIV OF PUERTO RICO SCH OF MED, SAN JUAN-1984
85. MCELMEEL, SCOTT MD FULL-REL (557809)
SCHOOL: UNIV OF ARIZONA COLL OF MED, TUCSON-2008
86. MEINHARDT, SUMMER SANFORD MD FULL-REG (652472)
SCHOOL: UNIV OF TEXAS MED BRANCH, GALVESTON-2016
87. MICHAELIS, NANCY GADAMS MD FULL-REG (664899)
SCHOOL: LOUISIANA STATE UNIV SCH OF MED, NEW ORLEANS-1990
88. MINA, DIANA MD FULL-REG (670992)
SCHOOL: CARVER COLLEGE OF MEDICINE AT UNIV OF IOWA, IOWA CITY-2012
89. MUELLER, BRETT H II DO FULL-REG (672366)
SCHOOL: UNIV OF NORTH TEXAS HLTH SCI CTR, TEXAS COLL OF OSTEO MED, FORT WORTH-2014
90. MUNNANGI, YUGANDHAR MD FULL-REG (661918)
SCHOOL: UNIV IBEROAMERICANA (UNIBE) ESC DE MED, SANTO DOMINGO, DOM REPUBLIC-1998
91. MYERS, MELISSA ANNE RICH MD FULL-REG (652192)
SCHOOL: VIRGINIA COMMONWEALTH UNIV, MED COLL OF VIRGINIA, RICHMOND-2012

92. NAGARAJ, LALITHA MD FULL-REG (672316)
SCHOOL: UNIV OF NORTH CAROLINA AT CHAPEL HILL SCH OF MED, CHAPEL HILL-2015
93. NAGELLA, NEERAJ MD FULL-REG (560504)
SCHOOL: UNIV OF FLORIDA COLL OF MED, GAINESVILLE-2008
94. NDI, LUEGENIA NGEM DO FULL-REG (591628)
SCHOOL: OKLAHOMA STATE UNIV - COLL OF OSTEO MED, TULSA, OK-2015
95. NG, JOSHUA BRYNJULF MD FULL-REG (669219)
SCHOOL: NEW YORK UNIV SCH OF MED, NEW YORK-2007
96. NGUYEN, BRIAN DO FULL-REG (645705)
SCHOOL: NEW YORK COLL OF OSTEO MED OF NEW YORK, OLD WESTBURY-2016
97. NGUYEN, JIMMY TRI DO FULL-REG (668391)
SCHOOL: UNIV OF NORTH TEXAS HLTH SCI CTR, TEXAS COLL OF OSTEO MED, FORT WORTH-2015
98. NWACHUKWU, SCHOLA AMOGE MD FULL-REG (661344)
SCHOOL: UNIV OF IBADAN COLL OF MED, IBADAN, OYO STATE, NIGERIA-2005
99. OGUIKE, IJEOMA ERICA MD FULL-REG (592851)
SCHOOL: MEHARRY MED COLL SCH OF MED, NASHVILLE-2015
100. ORD, JUSTIN CHRISTOPHER MD FULL-REG (508609)
SCHOOL: UNIV OF CALIFORNIA IRVINE SCH OF MED, IRVINE, CA-2002
101. ORTIZ, BRANDON LEE MD FULL-REG (582082)
SCHOOL: UNIV OF TX MEDICAL SCHOOL AT HOUSTON, HOUSTON, TX-2014
102. OSBORN, UGOCHI ANGELA MD FULL-REG (650971)
SCHOOL: SAINT JAMES SCHOOL OF MEDICINE ANGUILLA, THE QUARTER, ANGUILLA-2013
103. OTI, CHIOMA DO FULL-REG (659983)
SCHOOL: NEW YORK COLL OF OSTEO MED OF NEW YORK, OLD WESTBURY-2009
104. PARIS, CARLOS ALBERTO MD FULL-REG (591438)
SCHOOL: UNIV NACIONAL DE COLOMBIA, BOGOTA-1989

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105. PATTERSON, GREGORY DO FULL-REG (650123)
SCHOOL: KIRKSVILLE COLL OF OSTEO AND SURG, KIRKSVILLE-2016
106. PETERSON, RYAN SCOTT MD FULL-REG (583375)
SCHOOL: UNIV OF TEXAS MED SCHOOL AT SAN ANTONIO, SAN ANTONIO, TX-2014
107. PETIT ORTUNEZ, BETSABE ANGELICA MD FULL-REG (669584)
SCHOOL: UNIV NACIONAL DEL ZULIA, MARACAIBO-2000
108. PHILLIPS, PAUL MICHAEL MD FULL-REG (670070)
SCHOOL: UNIV OF TX MEDICAL SCHOOL AT HOUSTON, HOUSTON, TX-2008
109. PHIPPEN, NEIL THOMAS MD FULL-REG (671145)
SCHOOL: UNIV OF COLORADO SCHOOL OF MEDICINE, DENVER-2009
110. PILLAI, MOHAN AIYASWAMI MD FULL-REG (481034)
SCHOOL: MADRAS MED COLL, MADRAS UNIV, MADRAS, TAMIL NADU, INDIA-1968
111. QAZI, MOARIJ AMER MD FULL-REG (671804)
SCHOOL: ARMY MEDICAL COLL, NATIONAL UNIV OF SCIENCES AND TECHNOLOGY, RAWALPINDI, PAKISTAN-2013
112. QURAISHI, TANYA MD FULL-REG (663098)
SCHOOL: UNIV OF TEXAS MED BRANCH, GALVESTON-2000
113. RAO, KAVYA INDIRA MD FULL-REG (592092)
SCHOOL: UNIV OF CALIFORNIA SAN DIEGO SCH OF MED, LA JOLLA, CA-2015
114. RAWLA, PRASHANTH REDDY MD FULL-REG (668150)
SCHOOL: DECCAN COLL OF MED SCI, VIJAYAWADA UNIV HLTH SCI, HYDERABAD, AP, INDIA-2006
115. REVERE, DAVID JON MD FULL-REG (671069)
SCHOOL: UNIV OF CONNECTICUT HLTH SCI CTR SCH OF MED, FARMINGTON-2003
116. ROBBINS, RICHARD MD FULL-REG (567130)
SCHOOL: MED COLL OF GEORGIA, AUGUSTA UNIV, GEORGIA-2012
117. ROME, ALISON MAE MD FULL-REG (668825)
SCHOOL: LOUISIANA STATE UNIV SCH OF MED, SHREVEPORT-2004

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118. ROY, ANJALI MD FULL-REL (494792)
SCHOOL: PATNA MED COLL, PATNA UNIV, BIHAR, INDIA-1999
119. RUEDA, CARLOS ALBERTO MD FULL-REG (661054)
SCHOOL: UNIV EL BOSQUE, ESC MED COLOMBIANA, SANTA FE DE BOGOTA,
COLOMBIA-1990
120. SANTOSA, CLAUDIA MD FULL-REG (657306)
SCHOOL: UNIV OF CALIFORNIA DAVIS SCH OF MED, DAVIS, CA-2004
121. SARATEANU, CRISTIAN SORIN MD FULL-REG (539106)
SCHOOL: INST DE MED SI FARMACIE, CAROL DAVILA, BUCHAREST, ROMANIA-
1994
122. SAWA, KATHRYN MD FULL-REG (660631)
SCHOOL: UNIV OF OTTAWA, OTTAWA-2012
123. SHAFFNER, JAMES K DO FULL-REG (645456)
SCHOOL: LAKE ERIE COLL OF OSTEO MED, BRADENTON, FL 34211-2015
124. SHAH, CHARVI A MD FULL-REG (583678)
SCHOOL: AMERICAN UNIV OF ANTIGUA, COLL OF MED, WOODS, ANTIGUA &
BARBUDA-2012
125. SHAH, NISARG SHAILESHBHAI MD FULL-REG (647154)
SCHOOL: SBKS MEDICAL INSTITUTE & RESEARCH CTR, SUMANDEEP
VIDYAPEETH UNIV, VADODARA, INDIA-2011
126. SHESTOPALOV, ALEXANDER MD FULL-REG (575383)
SCHOOL: UNIV OF TEXAS MED BRANCH, GALVESTON-2013
127. SINGH, SIMRAT KAUR DO FULL-REG (668868)
SCHOOL: A T STILL UNIV OF HLTH SCI-COLL OF OSTEO MED, MESA, AZ 85206-
2013
128. SLOGIC, KATHERINE MICHELLE MD FULL-REG (579092)
SCHOOL: UNIFORMED SERVICES UNIV OF THE HLTH SCI, BETHESDA, MD-2012
129. SUKUMAR, SENTHIL MD FULL-REG (592865)
SCHOOL: UNIV OF MISSOURI-KANSAS CITY, SCHOOL OF MEDICINE-2015
130. SWAMINATHAN, MAHESH MD FULL-REG (663399)
SCHOOL: K.A.P. VISHWANATHAN GOVERNMENT MEDICAL COLLEGE-2012

131. TAHIR, OSMAN MANZOOR DO FULL-REG (646438)
SCHOOL: LAKE ERIE COLL OF OSTEO MED, BRADENTON, FL 34211-2010
132. TAVERNA, JOSEPHINE MD FULL-REG (589315)
SCHOOL: MOUNT SINAI SCH OF MED, CITY UNIV OF NEW YORK, NEW YORK-2004
133. TERRACINA, KATHERINE MD FULL-REG (592976)
SCHOOL: UNIV OF TEXAS MED SCHOOL AT SAN ANTONIO, SAN ANTONIO, TX-2015
134. THADATHIL, LINCY SIMON DO FULL-REG (671333)
SCHOOL: NEW YORK COLL OF OSTEO MED OF NEW YORK, OLD WESTBURY-2014
135. THOMAS, NISHINA ANN MD FULL-REG (583548)
SCHOOL: UNIV OF TEXAS MED SCHOOL AT SAN ANTONIO, SAN ANTONIO, TX-2014
136. TONEVA, GALINA MD FULL-REG (574397)
SCHOOL: UNIV OF ALABAMA SCH OF MED, BIRMINGHAM-2013
137. TOWNLEY, JAMES RICHARD III MD FULL-REG (531066)
SCHOOL: UNIFORMED SERVICES UNIV OF THE HLTH SCI, BETHESDA, MD-2005
138. TRINH, JENNIFER DUYEN DO FULL-REG (670233)
SCHOOL: ARIZONA COLL OF OSTEO MED, MIDWESTERN UNIV, GLENDALE, AZ-2016
139. TSAI, STEVE CHUN HUNG MD FULL-REG (671228)
SCHOOL: UMDNJ-NEW JERSEY MEDICAL SCHOOL, NEWARK-2002
140. VELAZCO, TANIA MD FULL-REG (565802)
SCHOOL: UNIV NACIONAL FED VILLAREAL, LIMA-1999
141. VU-SOWERS, THAO MD FULL-REG (573676)
SCHOOL: UNIV OF TX MEDICAL SCHOOL AT HOUSTON, HOUSTON, TX-2011
142. WAUGH, JEFF L MD FULL-REG (526982)
SCHOOL: UNIV OF TEXAS SOUTHWESTERN MED CTR AT DALLAS, MED SCH, DALLAS, TX-2007
143. WYATT, CHRISTOPHER MD FULL-REG (473603)
SCHOOL: SOUTHERN ILLINOIS UNIV SCH OF MED, SPRINGFIELD-1999

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144. YEK, CHRISTINA CHOO-HOOI MD FULL-REG (592875)
SCHOOL: CAMBRIDGE UNIV, CAMBRIDGE (91703 AFTER 1/71)-2012
145. ZHAO, MICHAEL YUEYANG MD FULL-REG (650266)
SCHOOL: UNIV OF TEXAS SOUTHWESTERN MED CTR AT DALLAS, MED SCH,
DALLAS, TX-2015

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TELEMEDICINE LICENSURE APPLICANTS FOR
CONSIDERATION AT DECEMBER, 2017 BOARD MEETING

1. FAHEEM, UZMA MD TELE-REG (661107)
SCHOOL: DOW MED COLL, DOW UNIV OF HLTH SCI, KARACHI, PAKISTAN-1992
2. ROEMHILDT, LOUIS WALTER MD TELE-REG (657389)
SCHOOL: UNIV OF NEBRASKA COLL OF MED, OMAHA-1998
3. SANDROW, CHERISA DO TELE-REG (510186)
SCHOOL: PHILADELPHIA COLL OF OSTEO MED, PHILADELPHIA-2004
4. WEBB, RENICK P SR MD TELE-REG (661142)
SCHOOL: LOUISIANA STATE UNIV SCH OF MED, NEW ORLEANS-1983

December 2017

Agenda Item 03d: Surgical Assistant Licensure Applicants to be Licensed

1. Couch, Rebel
2. Dunmeyer, Jonathan
3. Faris, Ahmad Fouad
4. Moreland, Tiffany
5. Pirela Finol, Carlos
6. Ramirez, Israel
7. Reed, Kate
8. Rivas, Mario Arnoldo
9. Salles Betancourt, Guido
10. Salles Prendes, Ricardo
11. Stockton, Nicole
12. Vaughn, Teresa

December 2017

Agenda Item: List of Applicants for Acudetox Certification

1. Baudoinjoux, Maria
2. Beare, Robert
3. Custard, Alexis
4. McCartney, Lindsay
5. Murphy, Jennifer
6. Riley, Ashlyn

Agenda Item 6a: Applications for Initial Certification as Nonprofit Health Organization

1. APEX HPC, Inc.
2. Cedar Park Regional Medical Group
3. Cleveland Physician Services, Inc.
4. Cleveland Specialty Group, Inc.
5. ETMC Physician Group, Inc.
6. HMC ROV Physician Group II
7. Houston Fertility Partners
8. True Care Professional Services, Inc.

(a) All applicants for licensure shall provide sufficient documentation to the board that the applicant has, on a full-time basis, actively diagnosed or treated persons or has been on the active teaching faculty of an acceptable approved medical school, within either of the last two years preceding receipt of an application [~~Application~~] for licensure.

(b) The term "full-time basis," for purposes of this section, shall mean at least 20 hours per week for 40 weeks' duration during a given year.

(c) Applicants who do not meet the requirements of subsections (a) and (b) of this section may, in the discretion of the executive director or board, be eligible for:

(1) an unrestricted license if the applicant:

(A) completes remedial education, including but not limited to a mini-residency, fellowship or other structured program;

(B) presents evidence from a member board of the American Board of Medical Specialties, American Osteopathic Association Bureau of Osteopathic Specialists, American Board of Oral and Maxillofacial Surgery, or by the Royal College of Physicians and Surgeons of Canada, passage, within the two years preceding receipt of an application for licensure, of a monitored examination; or

(C) completes other remedial measures that, in the discretion of the board, are necessary to ensure protection of the public and minimal competency of the applicant to safely practice medicine.

~~[(A) presents evidence from a member board of the American Board of Medical Specialties, Bureau of Osteopathic Specialists, American Board of Oral and Maxillofacial Surgery, or by the Royal College of Physicians and Surgeons of Canada of passage, within the two years prior to date of applying for licensure, of a monitored:~~

~~—(i) initial specialty certification examination (passage of all parts required); or~~

~~—(ii) subsequent specialty written certification examination.~~

~~—(B) completion of remedial education, including but not limited to a mini-residency, fellowship or other structured program; or~~

~~—(C) such other remedial measures that, in the discretion of the board, are necessary to ensure protection of the public and minimal competency of the applicant to safely practice medicine.]~~

(2) a license subject to one ~~of~~ or more of the following conditions:

(A) limitation of the practice of the applicant to specified activities of medicine and/or exclusion of specified activities of medicine; or

(B) such other restrictive or remedial conditions that, in the discretion of the executive director or board, are necessary to ensure protection of the public and establish minimal competency of the applicant to safely practice medicine.

The registration fee shall apply to all physicians licensed by the board, whether or not they are practicing within the borders of this state, except retired physicians.

(1) To become exempt from the registration fee due to retirement:

(A) the physician's current license must not be under an investigation or order with the board or otherwise have a restricted license; and

(B) the physician must request in writing on a form prescribed by the board for his or her license to be placed on official retired status.

(2) The following restrictions shall apply to physicians whose licenses are on official retired status.

(A) the physician must not engage in clinical activities or practice medicine in any state;

(B) the physician may not prescribe or administer drugs to anyone, nor may the physician possess a Drug Enforcement Agency or Texas controlled substances registration; and

(C) the physician's license may not be endorsed to any other state.

(3) A physician whose license has been placed on official retired status must obtain the approval of the board before returning to active status by submitting a written request to the attention of the Permits Department of the board which indicates the following:

(A) the physician's Texas medical license number;

(B) current mailing address;

(C) proposed practice location;

(D) intended type of medical practice;

(E) length of retired status;

(F) any other medical licenses held;

(G) any condition which adversely affects the physician's ability to practice medicine with reasonable skill and safety;

(H) any current specialty board certifications; and

(I) any formal or informal continuing medical education obtained during the period of retired status.

(4) The request of a physician seeking a return to active status whose license has been placed on official retired status for two years or longer shall be submitted to the Licensure Committee of the board for consideration and a recommendation to the full board for approval or denial of the request. After consideration of the request and the recommendation of the Licensure Committee, the board shall grant or deny the request. If the request is granted, it may be granted without conditions or subject to such conditions which the board determines are necessary to adequately protect the public. ~~including but not limited to:~~

~~—(A) current certification by a member board of the American Board of Medical Specialties, Bureau of Osteopathic Specialists, or the American Board of Oral and Maxillofacial Surgery obtained by passing within the two years prior to date request to return to active status, a monitored:~~

~~—(i) specialty certification examination;~~

~~—(ii) maintenance of certification examination; or~~

~~—(iii) continuous certification examination;~~

~~—(B) limitation of the practice of the requestor to specified activities of medicine and/or exclusion of specified activities of medicine;~~

~~—(C) passage of the Special Purpose Examination (SPEX);~~
~~—(D) remedial education, including but not limited to a mini-residency, fellowship or other structured program;~~
~~—(E) passage of the Medical Jurisprudence Examination; and/or~~
~~—(F) such other remedial or restrictive conditions or requirements which, in the discretion of the board, are necessary to ensure protection of the public and minimal competency of the applicant to safely practice medicine. }~~

(5) The request of a physician seeking a return to active status whose license has been placed on official retired status for less than two years may be approved by the executive director of the board or submitted by the executive director to the Licensure Committee for consideration and a recommendation to the full board for approval or denial of the request. In those instances in which the executive director submits the request to the Licensure Committee of the board, the Licensure Committee shall make a recommendation to the full board for approval or denial. After consideration of the request and the recommendation of the Licensure Committee, the board shall grant or deny the request subject to such conditions which the board determines are necessary to adequately protect the public. ~~[including but not limited to those options provided in paragraph (4)(A) — (F) of this section.]~~

(6) In evaluating a request to return to active status, the Licensure Committee or the full board may require a personal appearance by the requesting physician at the offices of the board, and may also require a physical or mental examination by one or more physicians or other health care providers approved in advance in writing by the executive director, the secretary-treasurer, the Licensure committee, or other designee(s) determined by majority vote of the board.

-
- (a) A retired physician licensed by the board whose only practice is the provision of voluntary charity care shall be exempt from the registration fee.
- (b) As used in this section:
- (1) "voluntary charity care" means medical care provided for no compensation to:
 - (A) indigent populations;
 - (B) in medically underserved areas; or
 - (C) for a disaster relief organization.
 - (2) "compensation" means direct or indirect payment of anything of monetary value, except payment or reimbursement of reasonable, necessary, and actual travel and related expenses.
- (c) To qualify for and obtain such an exemption, a physician must truthfully certify under oath, on a form approved by the board that the following information is correct:
- (1) the physician's practice of medicine does not include the provision of medical services for either direct or indirect compensation which has monetary value of any kind;
 - (2) the physician's practice of medicine is limited to voluntary charity care for which the physician receives no direct or indirect compensation of any kind for medical services rendered;
 - (3) the physician's practice of medicine does not include the provision of medical services to members of the physician's family; and
 - (4) the physician's practice of medicine does not include the self-prescribing of controlled substances or dangerous drugs.
- (d) A physician who qualifies for and obtains an exemption from the registration fee authorized under this section shall obtain and report continuing medical education as required under the Act, §§156.051 - 156.055 and §166.2 of this title (relating to Continuing Medical Education), except that the number of credits of informal CME, as required by §166.2(a)(3) of this title shall be reduced from 24 credits to 20 credits.
- (e) A retired physician who has obtained an exemption from the registration fee as provided for under this section, may be subject to disciplinary action under the Act, §§164.051 - 164.053, based on unprofessional or dishonorable conduct likely to deceive, defraud, or injure the public if the physician engages in the compensated practice of medicine, the provision of medical services to members of the physician's family, or the self-prescribing of controlled substances or dangerous drugs.
- (f) A physician who attempts to obtain an exemption from the registration fee under this section by submitting false or misleading statements to the board shall be subject to disciplinary action pursuant to the Act, §164.052(a)(1), in addition to any civil or criminal actions provided for by state or federal law.
- (g) A retired physician providing voluntary charity care must obtain the approval of the board before returning to active status by submitting a written request to the attention of the Permits Department of the board which indicates the following:
- (1) the physician's Texas medical license number;
 - (2) current mailing address;
 - (3) proposed practice location;
 - (4) intended type of medical practice;
 - (5) length of retired status providing voluntary charity care;
 - (6) any other medical licenses held;

(7) any condition which adversely affects the physician's ability to practice medicine with reasonable skill and safety;

(8) any current specialty board certifications;

(9) any formal or informal continuing medical education obtained during the period of retired status; and

(10) a description of all voluntary charity care provided during the period of retired status.

(h) The request of a physician seeking a return to active status whose license has been placed on retired status providing voluntary charity care for two years or longer shall be submitted to the Licensure Committee of the board for consideration and a recommendation to the full board for approval or denial of the request. After consideration of the request and the recommendation of the Licensure Committee, the board shall grant or deny the request. If the request is granted, it may be granted without conditions or subject to such conditions which the board determines are necessary to adequately protect the public. ~~[including but not limited to:~~

~~—(1) current certification by a member board of the American Board of Medical Specialties, Bureau of Osteopathic Specialists, or the American Board of Oral and Maxillofacial Surgery obtained by passing within the two years prior to date request to return to active status, a monitored:~~

~~—(A) specialty certification examination;~~

~~—(B) maintenance of certification examination; or~~

~~—(C) continuous certification examination;~~

~~—(2) limitation of the practice of the requestor to specified activities of medicine and/or exclusion of specified activities of medicine;~~

~~—(3) passage of the Special Purpose Examination (SPEX);~~

~~—(4) remedial education, including but not limited to a mini-residency, fellowship or other structured program;~~

~~—(5) passage of the Medical Jurisprudence Examination; and/or~~

~~—(6) such other remedial or restrictive conditions or requirements which, in the discretion of the board are necessary to ensure protection of the public and minimal competency of the applicant to safely practice medicine.]~~

(i) The request of a physician seeking a return to active status whose license has been placed on retired status providing voluntary charity care for less than two years may be approved by the executive director of the board or submitted by the executive director to the Licensure Committee for consideration and a recommendation to the full board for approval or denial of the request. In those instances in which the executive director submits the request to the Licensure Committee of the board, the Licensure Committee shall make a recommendation to the full board for approval or denial. After consideration of the request and the recommendation of the Licensure Committee, the board shall grant or deny the request subject to such conditions which the board determines are necessary to adequately protect the public. ~~[including, but not limited to, those options provided in subsection (h)(1)–(6) of this section.]~~

(j) In evaluating a request of a physician seeking a return to active status whose license has been placed on retired status providing voluntary charity care, the Licensure Committee or the full board may require a personal appearance by the requesting physician at the offices of the board, and may also require a physical or mental examination by one or more physicians or other health care providers approved in advance in writing by the executive director, the secretary-treasurer,

the Licensure committee, or other designee(s) determined by majority vote of the board.

(a) Qualifications. A person may not engage in the practice of medicine across state lines in this State, hold oneself as qualified to do the same, or use any title, word, or abbreviation to indicate or induce others to believe that one is licensed to practice across state lines in this state unless the person is actually so licensed. For a person to be eligible for an out-of-state telemedicine license to practice medicine across state lines under the Medical Practice Act, §151.056, and §163.1 of this title (relating to Definitions), the person must:

(1) be 21 years of age or older;

(2) be actively licensed to practice medicine in another state which is recognized by the board for purposes of licensure, and not the recipient of a previous disciplinary action by any other state or jurisdiction;

(3) not be the subject of a pending investigation by a state medical board or another state or federal agency;

~~{(4) be currently certified by a member board of the American Board of Medical Specialties or Bureau of Osteopathic Specialists, or by the American Board of Oral and Maxillofacial Surgery, obtained by passing, within the ten years prior to date of applying for licensure, a monitored:~~

~~—(A) specialty certification examination;~~

~~—(B) maintenance of certification examination; or~~

~~—(C) continuous certification examination;}~~

(4)~~-(5)}~~ have passed the Texas Medical Jurisprudence Examination;

(5)~~-(6)}~~ complete a board-approved application for an out-of-state telemedicine license for the practice of medicine across state lines and submit the requisite initial fee; and

(6)~~-(7)}~~ not be determined ineligible for licensure under subsection (b) of this section.

(b) Denial of Out-of-State Telemedicine License. An application for an out-of-state telemedicine license to practice medicine across state lines may be denied based on failure to demonstrate the requisite qualifications for issuance of an out-of-state license, grounds for denial of an application for a full license pursuant to §155.003(e) of the Act, failure to submit the required fee, and any grounds for disciplinary action of a licensee under the Medical Practice Act, §164.051 (relating to Grounds for Denial or Disciplinary Action).

(c) Limits on Out-of-State Telemedicine License. An out-of-state telemedicine license to practice medicine across state lines shall be limited exclusively to the interpretation of diagnostic testing and reporting results to a physician fully licensed and located in Texas or for the follow-up of patients where the majority of patient care was rendered in another state, and the license holder shall practice medicine in a manner so as to comply with all other statutes and laws governing the practice of medicine in the state of Texas. Unless a person holds a current full license to practice medicine in this state pursuant to this chapter and the provisions of the Medical Practice

Act, Chapter 155 (relating to License to Practice Medicine), a person holding an out-of-state telemedicine license shall not be authorized to physically practice medicine in the state of Texas.

(d) Registration Requirements. All out-of-state telemedicine licenses to practice medicine across state lines licenses must be renewed and maintained according to registration requirements of §166.1 of this title (relating to Physician Registration).

(e) Disciplinary Action. The issuance by the board of an out-of-state telemedicine license subjects the licensee to the jurisdiction of the board in all matters set forth in the Medical Practice Act and all rules and regulations, including all matters related to discipline.

(f) Exemptions. The following activities shall be exempt from the requirements of an out-of-state telemedicine license and this chapter:

(1) episodic consultation by a medical specialist located in another jurisdiction who provides such consultation services on request to a person licensed in this state;

(2) consultation services provided by a physician located in another jurisdiction to a medical school as defined in the Education Code, §61.501;

(3) consultation services provided by a physician located in another jurisdiction to an institution defined in either Subchapter C, Chapter 73, or Subchapter K, Chapter 74 of the Education Code;

(4) informal consultation performed by a physician outside the context of a contractual relationship and on an irregular or infrequent basis without the expectation or exchange of direct or indirect compensation;

(5) furnishing of medical assistance by a physician in case of an emergency or disaster if no charge is made for the medical assistance; and

(6) ordering home health or hospice services for a resident of this state to be delivered by a home and community support services agency licensed by this state, by the resident's treating physician who is located in another jurisdiction of a state having borders contiguous with the borders of this state.

TEXAS MEDICAL BOARD RULES
Texas Administrative Code, Title 22, Part 9
Proposed Changes

Chapter 175
Fees and Penalties
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Proposed for Publication

RULE §175.1 Application and Administrative Fees

The board shall charge the following fees for processing an application for a license or permit:

(1) Physician Licenses:

- (A) Full physician license--\$817.
- (B) Out-of-State Telemedicine license--\$817.
- (C) Administrative medicine license--\$817.
- (D) Distinguished Professor Temporary License--\$817.
- (E) Conceded Eminence--\$817.
- (F) Reissuance of license following revocation--\$817.
- (G) Temporary license:
 - (i) State health agency--\$50.
 - (ii) Visiting physician--\$0-.
 - (iii) Visiting professor--\$167.
 - (iv) National Health Service Corps--\$0-.
 - (v) Faculty temporary license--\$552.
 - (vi) Postgraduate Research Temporary License--\$0-.
 - (vii) Provisional license--\$107.
- (H) Licenses and Permits relating to Graduate Medical Education:
 - (i) Initial physician in training permit--\$200[242].
 - (ii) Physician in training permit for program transfer--\$141.
 - (iii) Evaluation or re-evaluation of postgraduate training program--\$250.
 - (iv) Physician in training permit for applicants performing rotations in Texas--\$131.
- (I) In accordance with §554.006 of the Texas Occupations Code, for those physician license types that confer the authority to prescribe controlled substances and access the Prescription Drug Monitoring Program described by §§481.075, 481.076, and 481.0761 of the Texas Health and Safety Code, the Board shall charge an additional reasonable and necessary fee sufficient to cover the Board's responsible portion for costs related to the Texas Pharmacy Board's establishment and implementation of the drug monitoring program. The fee amount will be calculated in accordance with the Texas General Appropriations Act.

(2) Physician Assistants:

- (A) Physician assistant license--\$220.
- (B) Reissuance of license following revocation--\$220.
- (C) Temporary license--\$107.
- (D) In accordance with §554.006 of the Texas Occupations Code, the Board shall charge an additional reasonable and necessary fee sufficient to cover the Board's responsible portion for costs related to the Texas Pharmacy Board's establishment and implementation of the Prescription Drug Monitoring Program described by §§481.075, 481.076, and

481.0761 of the Texas Health and Safety Code. The fee amount will be calculated in accordance with the Texas General Appropriations Act.

- (3) Acupuncturists/AcudetoxSpecialists/Continuing Education Providers:
 - (A) Acupuncture licensure--\$320.
 - (B) Temporary license for an acupuncturist--\$107.
 - (C) Acupuncturist distinguished professor temporary license--\$50.
 - (D) Acudetox specialist certification--\$52.
 - (E) Continuing acupuncture education provider--\$50.
 - (F) Review of a continuing acupuncture education course--\$25.
 - (G) Review of continuing acudetox acupuncture education courses--\$50.
- (4) Non-Certified Radiologic Technician permit--\$130.50.
- (5) Non-Profit Health Organization initial certification--\$2,500.
- (6) Surgical Assistants:
 - (A) Surgical assistant licensure--\$315.
 - (B) Temporary license--\$50.
- (7) Criminal History Evaluation Letter--\$100.
- (8) Certifying board evaluation--\$200.
- (9) Physician/Physician Assistant Jointly-Owned Entity Annual Report--\$18.
- (10) Perfusionists:
 - (A) Perfusionists full license--\$180;
 - (B) Provisional license--\$180.
- (11) Respiratory Care Practitioners:
 - (A) Application and certificate --\$125;
 - (B) Temporary permit – Application -- \$55.
- (12) Medical Radiologic Technologist:
 - (A) Application and general or limited certificate -- \$80;
 - (B) Application and temporary general or limited certificate -- \$30.
- (13) Non-Certified Radiologic Technicians Registry Application --\$60.
- (14) Medical Physicists:
 - (A) Application processing and initial licensing fee:
 - (i) first specialty on initial application--\$130;
 - (ii) additional specialties on application--\$50;
 - (B) Temporary license application processing and temporary licensing fee:
 - (i) first specialty on application--\$130;
 - (ii) additional specialties on application--\$50 each.

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RULE §175.2 Registration and Renewal Fees

The board shall charge the following fees to continue licenses and permits in effect:

- (1) Physician Registration Permits:
 - (A) Initial biennial permit--\$456.
 - (B) Subsequent biennial permit--\$452.
 - (C) Additional biennial registration fee for office-based anesthesia--\$210.
 - (D) In accordance with §554.006 of the Texas Occupations Code, for those physician license types that confer the authority to prescribe controlled substances and access the Prescription Drug Monitoring Program described by §§481.075, 481.076, and 481.0761 of the Texas Health and Safety Code, the Board shall charge an additional reasonable and necessary fee sufficient to cover the Board's responsible portion for costs related to the Texas Pharmacy Board's establishment and implementation of the drug monitoring program. The fee amount will be calculated in accordance with the Texas General Appropriations Act.
- (2) Physician Assistant Registration Permits:
 - (A) Initial annual permit--\$272.50.
 - (B) Subsequent annual permit--\$268.50.
 - (C) In accordance with §554.006 of the Texas Occupations Code, the Board shall charge an additional reasonable and necessary fee sufficient to cover the Board's responsible portion for costs related to the Texas Pharmacy Board's establishment and implementation of the Prescription Drug Monitoring Program described by §§481.075, 481.076, and 481.0761 of the Texas Health and Safety Code. The fee amount will be calculated in accordance with the Texas General Appropriations Act.
- (3) Acupuncturists/Acudetox Specialists Registration Permits:
 - (A) Initial annual permit for acupuncturist--\$337.50.
 - (B) Subsequent annual permit for acupuncturist--\$333.50.
 - (C) Annual renewal for acudetox specialist certification--\$87.50.
- (4) Non-Certified Radiologic Technician permit annual renewal--\$130.50.
- (5) Non-Profit Health Organization biennial recertification--\$1,125.
- (6) Surgical Assistants registration permits:
 - (A) Initial biennial permit--\$561.
 - (B) Subsequent biennial permit--\$557.
- (7) Certifying board evaluation renewal--\$200.
- (8) Perfusionists - Full license Biennial renewal--\$362.
- (9) Respiratory Care Practitioners - Certificate renewal--\$106.
- (10) Medical Radiologic Technologist - general or limited certificate biennial renewal --\$66.00.
- (11) Non-Certified Radiologic Technician registry biennial renewal-- 56.00.
- (12) Medical Physicists:
 - (A) Renewal Fee for a license issued for a two-year term:

- (i) first specialty--\$260;
- (ii) additional specialties--\$50 each.

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RULE §175.3 Penalties

In addition to any other application, registration, or renewal fees, the board shall charge the following late fee penalties:

(1) Physicians:

(A) Physician's registration permit expired for 31 - 90 days--\$75.

(B) Physician's registration permit expired for longer than 90 days but less than one year--\$150.

(2) Physician Assistants:

(A) Physician assistant's registration permit expired for 90 days or less--half the registration fee.

(B) Physician assistant's registration permit expired for longer than 90 days but less than one year--full registration fee.

(3) Acupuncturists/Acudetox Specialists:

(A) Acupuncturist's registration permit expired for 90 days or less--half the registration fee.

(B) Acupuncturist's registration permit expired for longer than 90 days but less than one year--full registration fee.

(C) Renewal of acudetox specialist certification expired for less than one year--\$25.

(4) Non-Certified Radiologic Technicians. Renewal of non-certified radiologic technician's registration expired for 1 - 90 days--\$50[25].

(5) Certification as a Non-Profit Health Organization fee for a late application for biennial recertification--\$1,000.

(6) Surgical Assistants:

(A) Surgical Assistant's registration permit expired for 90 days or less--half the registration fee.

(B) Surgical Assistant - registration permit expired for longer than 90 days but less than one year--full registration fee.

~~[(7) An individual who holds a license issued by the board is exempt from any penalty for failing to renew the license in a timely manner if the individual establishes, to the satisfaction of the board, that the individual failed to renew the license in a timely manner because the individual was serving as a military service member.]~~

(7) Perfusionists:

(A) Perfusionists license, full or provisional, expired for 90 days or less--one-fourth the renewal fee;

(B) Perfusionists license, full or provisional, expired for longer than 90 days but less than one year -- one-half the renewal fee.

(8) Respiratory Care Practitioners:

(A) Certificate renewal, if expired for 90 days or less—one-half the renewal fee;

(B) Certificate renewal, if expired for longer than 90 days but less than one year— full renewal fee.

(9) Medical Physicists

(A) Medical Physicist license expired for 90 days or less—one-half of the renewal fee;

(B) Medical Physicist license expired for 91 days but less than one year— full renewal fee;

(10) Medical Radiologic Technologists:

(A) Certificate renewal, if expired for 90 days or less—one-half the renewal fee;

(B) Certificate renewal, if expired for longer than 90 days but less than one year— full renewal fee.

(11) An individual who holds a license issued by the board is exempt from any penalty for failing to renew the license in a timely manner if the individual establishes, to the satisfaction of the board, that the individual failed to renew the license in a timely manner because the individual was serving as a military service member.

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RULE §175.5 Payment of Fees or Penalties

(a) Method of Payment. Fees paid online must be submitted by credit card, electronic check, or debit card, as required by the online application. All other licensure fees or penalties must be submitted in the form of a money order, personal check, or cashier's check payable on or through a United States bank. Fees and penalties cannot be refunded except as provided in subsection (c) of this section. If a single payment is made for more than one individual permit, it must be made for the same class of permit and a detailed listing, on a form prescribed by the board, must be included with each payment.

(b) Additional Fees Based on Method of Payment.

(1) Online payments. Applicants and licensees who submit payments online may be subject to convenience fees set by the Department of Information Resources, that are in addition to the fees listed in §§175.1 - 175.3 of this title (relating to Application and Administrative Fees, Registration and Renewal Fees and Penalties).

(2) Payments submitted for hard-copy registration. Licensees who choose to register on paper if online processing is available will be subject to an additional fee of \$50 collected by the board, in addition to the fees listed in §§175.1 - 175.3 of this title.

(c) Refunds. Refunds of fees may be granted under the following circumstances:

(1) Administrative error by the Board;

(2) Licensure applicants who timely withdraw their applications and do not appear before the Licensure Committee [~~and who withdraw their applications~~]and request a refund within 30 days of being notified by board staff that they are ineligible for licensure;

(3) Applicants who withdraw a licensure application after applying for multiple types of licensure at the same time but then either elect to pursue only one type of license or the Board approves one type of license before completing the review of the other applications;

(4) Applicants who apply for temporary licenses but do not receive a temporary license due to the issuance of full licensure;

(5) Licensees who retire or request cancellation of their licenses within 90 days of paying the renewal/registration fee;

(6) Applicants or licensees who die within 90 days of having paid a fee;

(7) If the applicant or licensee has died more than 90 days after having paid a fee and a spouse or personal representative has submitted a written request for a refund demonstrating good cause for a pro-rated refund; or

(8) Applicants who withdraw their applications within 45 days of initial application.