



Texas Physician Assistant Board

BOARD MEETING

July 10, 2020

The meeting was called to order on Friday, July 10, 2020 at 9:21 a.m. by Karrie L Crosby, PA-C, Presiding Officer. Other board members present were: Melinda Gottschalk, PA-C, Secretary; Clayton "Clay" P. Bulls, PA-C; Jennifer L. Clarner, PA-C; Victor Shen-Pou Ho, M.D.; Lawrence G. Hughes, Ed.D; Teralea Jones, PA-C; Jorge Martinez; Cameron J. McElhany; Janeth K. Mills, PA-C.; Michael D. Reis, M.D.; and John S. Scott, D.O. Staff members present were Stephen "Brint" Carlton, Executive Director; Scott Freshour, J.D., General Counsel; Robert Bredt, M.D., Medical Director; Taurie Randermann, Governmental Affairs and Public Information Manager; 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 #2, Board Member Report. Ms. Crosby gave brief report.

Agenda item #3, Executive Director's Report.

Budget Report. Mr. Carlton gave a report on the agency's budget. No action was taken on this agenda item.

Internal Audit Report. Mr. Carlton gave a report on the agency's internal audit. No action was taken on this agenda item.

COVID-19. Mr. Carlton gave a report on the agency's COVID-19 response. No action was taken on this agenda item.

PHP Update. Mr. Carlton gave a report on PHP and introduced Dr. McQueen. No action was taken on this agenda item.

Review of arrest cases pending resolution. Mr. Carlton gave a review of arrest cases pending resolution. No action was taken on this agenda item.

Agenda item #4, Medical Director Report. Dr. Bredt asked board members to forward recommendations for experts to him. No action was taken on this agenda item.

Agenda item #5, Physician Assistant Liaison Report. Ms. Gottschalk provided information regarding her attendance at the FSMB HOD meeting via Zoom on May 02, 2020. She also provided information regarding sessions she attended this summer. No action was taken on this agenda item.

Agenda item #6, Public Information Update. Ms. Randermann reported there is a dedicated page on the TMB website related directly to COVID-19. There have been dozens of media releases and Facebook posts. There have been 50+ FAQs posted on COVID-19 alone on the TMB website. The customer service survey stated that customers are largely satisfied with the customer service provided by TMB. The latest strategic plan is posted on the website and contains the survey results. No action was taken on this agenda item.

Agenda item #7, Consideration and possible action regarding pending litigation. Mr. Freshour gave an update on pending litigation. No action was taken on this agenda item.

Agenda item #8, Discussion, recommendation and possible action regarding applicants appearing concerning eligibility.

- a. Ms. Unterborn gave a brief review of the Applicant #2408. The applicant presented a brief statement and members asked questions. After discussion, **Ms. Jones moved, Dr. Scott seconded, and the motion passed that the committee recommend to the full Board that the applicant's physician assistant license be reinstated subject to an Agreed Order due to the applicant's disciplinary history with the Board and time out of practice.**

The Agreed Order will have the following conditions for five years from the date the Agreed Order is approved:

- 1. Applicant is prohibited from reapplying for DEA controlled substances registration for a period of five years.**
- 2. For a period of two years, Applicant shall work full-time, only in a setting that has been approved by the Executive Director and provides continuous full-time, on-site physician supervision; the applicant shall be restricted from prescribing controlled substances; the supervising physician(s) shall submit quarterly reports regarding the applicant's work performance; they supervising physician(s) cannot have any Board disciplinary history in the last five years related to prescribing. If all quarterly reports are satisfactory, this requirement will automatically terminate at the end of the two-year period.**
- 3. Applicant shall provide a copy of the Agreed Order to all supervising physicians.**
- 4. Applicant can petition for modification of DEA controlled substances registration restriction three years from the date the Agreed Order is approved.**
- 5. Applicant cannot seek modification or early termination for remaining terms of the order.**

Dr. Scott recommends staff provide a report of individual status with CMEs at the next PA Board Meeting in November 2020.

Break from 11:09 A.M. to 11:31 A.M.

There were no items for Agenda item #9.

Agenda item #10, Report on physician assistant licenses issued by staff. Ms. Unterborn gave a report on the physician assistant licenses issued by staff; 197 from April 2018 to July 2020. No action was taken on this agenda item.

Agenda item #11, Report on physician assistant licensure process statistics. Ms. Unterborn gave a report on the physician assistant licensure process statistics. No action was taken on this agenda item.

There were no items for Agenda item #12.

Agenda item #13, Consideration and approval of Modification/Termination Request Orders. After consideration, Mr. McElhany moved, Dr. Scott seconded, and the motion passed to enter modification or termination of the Orders for Michael J. Kacal, PA and Brandy R. Perry, PA as recommended.

Agenda item #14, Consideration and Approval of Agreed Board Orders. After consideration, Ms. Mills moved, Dr. Scott seconded, and the motion passed to approve the Agreed Board Orders for Kevin Lee Davis, PA and Tiffany G. Locke, PA as recommended.

Mr. Martinez moved, Ms. Gottschalk seconded, and the motion passed to lift the suspension and approve the Agreed Board Order for Jaramill Javier Suarez, PA.

There were no items for Agenda item #15-18.

Agenda item #19, Consideration and approval of Remedial Plans. Dr. Scott moved, Ms. Mills seconded, and the motion passed to approve the Remedial Plan for Alexander Haddred, PA.

There were no items for Agenda items #20.

Agenda item #21, Report on Temporary Suspension/Automatic Orders/Automatic Actions. A report on Temporary Suspension/Automatic Orders/Automatic Actions was provided. No action was taken on this agenda item.

There were no items for Agenda items #22-27.

Agenda item #28, Open Forum for Public Comments. No one signed in for Public Comments.

Agenda item #29, Consideration and Approval of March 27, 2020 Board Meeting Minutes. After consideration, Dr. Scott moved, Dr. Reis seconded, and the motion passed to approve the March 27, 2020 Board Meeting minutes.

Agenda Item #30, Committee reports and the consideration and approval of minutes and action items of committees meeting during the board meeting. After consideration, Mr.

Bulls moved, Ms. Gottschalk seconded, and the motion passed to approve the minutes and action items of the Discipline and Ethics Committee.

Agenda item #31, Adjourn. There being no further items, **Dr. Scott moved, Mr. Martinez seconded, and the motion passed to adjourn the meeting at 12:00 P.M.**