



TEXAS MEDICAL BOARD

EXECUTIVE COMMITTEE

Meeting Minutes

October 13, 2016

The meeting was called to order at 9:05 a.m. by the Chair, Michael Arambula, M.D., PharmD. Committee members present were Margaret McNeese, M.D.; Timothy Webb, J.D.; and George Willeford III, M.D. Other board members present were Julie Attebury; Frank Denton; Robert B. Simonson, D.O.; Karl W. Swann, M.D.; and Surendra K. Varma, M.D. Ms. Southard arrived after roll call. Staff members present included Mari Robinson, J.D., Executive Director; Robert Bredt, M.D., Medical Director; Scott Freshour, General Counsel; and Megan Goode, Governmental Affairs & Public Information Manager; and other staff members.

Agenda item #2, Interim appointment related to Executive Director & direction. After discussion, **Dr. Willeford moved, Mr. Webb seconded, and the motion passed to go into Executive Session at 9:06 a.m. for deliberations concerning personnel matters under the authority of the Open Meetings Act, Section 551.074. Government Code.** Open session resumed at 9:56 a.m. and it was announced that no action was taken. A certified agenda was made.

Ms. Robinson put forth Scott Freshour's name for consideration of Interim Executive Director. After discussion, **Ms. Southard moved, Dr. McNeese seconded, and the motion passed to appoint Scott Freshour as the Interim Executive Director.**

Mr. Robinson reviewed the job description for the Executive Director with some slight suggested revisions. After discussion, **Dr. Willeford moved, Ms. Southard seconded, and the motion passed to approve the current job description with the suggested revisions to give more flexibility and revise the functional title to Executive Director/Chief Operating Officer.** Mr. Webb opposed the motion.

The board directed staff to post the job opening with Work in Texas and the Federation of State Medical Board and post until filled.

After discussion, **Dr. Arambula appointed the Executive Committee members and board members Ms. Attebury and Dr. Holliday to an Executive Director Search Committee.**

The board directed staff not to hire a search firm to conduct a search for an Executive Director at this time.

Agenda item #3, Direction, Recommendation and possible action regarding misuse and /or release confidential investigative information. Ms. Robinson was recused. Mr.

Freshour and Ms. Yvette Yarbrough, Assistant General Counsel, presented concerns regarding the misuse and release of investigative information. After discussion, **Dr. Willeford moved, Mr. Webb seconded, and the motion passed to go into Executive Session at 10:32 a.m. for private consultation and advice of counsel concerning pending 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 11:24 a.m. and it was announced that no action was taken. A certified agenda was made.

After discussion, **Mr. Webb moved, Ms. Southard seconded, and the motion passed to approve for staff to prepare a letter on behalf of the Executive Committee to notify the Speaker of the House of the committee's concerns regarding the potential misuse and release of confidential investigative information.**

The board directed staff to report back at future meeting the status of this matter.

There being no additional agenda items, **Mr. Webb moved, Ms. Southard seconded, and the motion passed to adjourn at 11:35 a.m.**