



TEXAS PHYSICIAN ASSISTANT BOARD

TEXAS PHYSICIAN ASSISTANT BOARD LICENSURE COMMITTEE MEETING MINUTES

May 16, 2008

The meeting was called to order at 9:12 a.m. by Acting Chair, Michael A. Mitchell, D.O. Committee members present were Anna Arredondo Chapman, and Teralea Jones, PA-C.

Agenda Item 2 Discussion, recommendation, and possible action regarding licensure applicants referred to the Licensure Committee by the Executive Director for determination of eligibility of licensure.

Executive Session, was considered. Ms. Jones moved, Ms. Chapman seconded, and the motion passed at 9:11 a.m. to go into executive session for private consultation and advice of counsel concerning pending or contemplated litigation, deliberations concerning licensure applications, possible disciplinary action and/or possible rehabilitation order under the authority of the Open Meetings Act, GOVT CODE, 551.071; and the Medical Practice Act, TEX. OCC. CODE ANN., 152.009; and the Physician Assistant Licensing Act, TEX. OCC. CODE ANN., 204.208, 204.254, 204.305, and 204.306; and Attorney Generals Opinion No. H-484.

The Licensure Committee conducted hearings to review applicants appearing concerning eligibility. The hearings were conducted in Executive Session for deliberations concerning licensure applications and consideration of possible rehabilitation orders under the authority of the Open Meetings Act, GOVERNMENT CODE, 551.071; and the Medical Practice Act, TEXAS OCCUPATIONS CODE ANNOTATED, 152.009, 155.058, 160.006, 164.007 and 164.203; and Attorney Generals Opinion No. H-484. Following the hearings, the Committee reconvened and considered the applications.

There was no final action, decision, or vote with regard to any matter considered or discussed in executive session. The executive session ended at 12:26 p.m. A certified agenda of the executive session was made.

Applicant #648 appeared before the Committee in executive session after referral by the Executive Director. In open session, **Dr. Mitchell moved to refer the application for a Texas physician assistant license to the full Board for a determination of eligibility.** This recommendation is due to allegations that the applicant acted in an unprofessional or dishonorable manner that is likely to deceive, defraud, or injure the public, and the applicant's alleged violation of state law in relation to the applicant's practice as a physician assistant. Factors contributing to this recommendation include the applicant allegedly held him/herself out and practiced as a PA without a license. **Ms. Jones seconded the motion. All voted in favor. The motion passed.**

Applicant #615 appeared before the Committee in executive session after referral by the Executive Director. In open session, **Dr. Mitchell moved to recommend to the full Board that the applicant be granted a Texas physician assistant license under a public, non-disciplinary order that includes the requirements specified in the Rehabilitation Checklist that has been distributed to the members of the committee.** This recommendation is due to intemperate use of drugs or alcohol during the five years preceding the date of the report that could adversely affect the applicant's ability to safely practice as a physician assistant. Factors contributing to this recommendation include an arrest history including DWIs in 2000 and 2007. **Ms. Chapman seconded the motion. All voted in favor. The motion passed.**

Applicant #639 appeared before the Committee in executive session after referral by the Executive Director. In open session, **Ms. Jones moved to recommend to the full Board that the applicant be granted a Texas physician assistant temporary license with an expiration date that will allow the applicant to obtain at least 12 months of supervised practice, subject to the following restrictions: that the applicant work full time, only in a setting that**

provides continuous full-time, on-site physician supervision; the supervising physician shall submit, one month prior to the temporary license expiring, a log showing time worked and an evaluation regarding the applicants work performance; if the evaluation is favorable, the applicants license may be returned to active status; if the evaluation is unsatisfactory, the applicant will be required to appear at the following Board meeting for reconsideration of the application. This recommendation is due to not having actively practiced within either of the last two years prior to the date of application. Factors contributing to this recommendation include being out of practice from August 2004 to the present. **Dr. Mitchell seconded the motion. All voted in favor. The motion passed.**

Applicant #655 appeared before the Committee in executive session after referral by the Executive Director. In open session, **Ms. Jones moved to recommend to the full Board that the applicant be granted a Texas physician assistant license subject to the requirement that the applicant complete an ethics course as approved by the Executive Director, and pay an administrative penalty in the amount of \$4000.** This recommendation is due to unprofessional or dishonorable conduct that is likely to deceive, defraud, or injure the public, and fraudulently or deceptively attempting to obtain a license. Factors contributing to this recommendation include failure to report a 1993 arrest and placement on academic probation in PA school on the application for licensure. **Dr. Mitchell seconded the motion. All voted in favor. The motion passed.**

Applicant #635 appeared before the Committee in executive session after referral by the Executive Director. In open session, **Ms. Chapman moved to recommend to the full Board that the applicant be granted a Texas physician assistant temporary license with an expiration date that will allow the applicant to obtain at least 12 months of supervised practice, subject to the following restrictions: that the applicant work full time, only in a setting that provides continuous full-time, on-site physician supervision; the supervising physician shall submit, one month prior to the temporary license expiring, a log showing time worked and an evaluation regarding the applicants work performance; if the**

evaluation is favorable, the applicants name may be placed on a list of applicants who have met all requirements for licensure to be considered at the following board meeting; if the evaluation is unsatisfactory, the applicant will be required to appear at the following Board meeting for reconsideration of the application. This recommendation is due to not having actively practiced within either of the last two years prior to the date of application. Factors contributing to this recommendation include that the applicant has never practiced as a PA despite graduating in 2005. **Ms. Jones seconded the motion. All voted in favor. The motion passed.**

Applicant #662 appeared, with counsel, before the Committee, in executive session, after referral by the Executive Director. In open session, **Ms. Jones moved to recommend to the full Board that the applicant be granted a Texas physician assistant temporary license with an expiration date that will allow the applicant to obtain at least 6 months of supervised practice, subject to the following restrictions: that the applicant work full time, only in a setting that provides continuous full-time, on-site physician supervision; the supervising physician shall submit, one month prior to the temporary license expiring, a log showing time worked and an evaluation regarding the applicants work performance; if the evaluation is favorable, the applicants name may be placed on a list of applicants who have met all requirements for licensure to be considered at the following board meeting; if the evaluation is unsatisfactory, the applicant will be required to appear at the following Board meeting for reconsideration of the application.** This recommendation is due to not having actively practiced within either of the last two years prior to the date of application. Factors contributing to this recommendation include being out of practice from May 2006 to the present. **Dr. Mitchell seconded the motion. All voted in favor. The motion passed.**

Applicant #656 appeared before the Committee in executive session after referral by the Executive Director. In open session, **Ms. Chapman moved to recommend to the full Board that the applicant be granted a Texas physician assistant temporary license with an expiration date that will allow the applicant to obtain at least 12 months of supervised**

practice, subject to the following restrictions: that the applicant work full time, only in a setting that provides continuous full-time, on-site physician supervision; the supervising physician shall submit, one month prior to the temporary license expiring, a log showing time worked and an evaluation regarding the applicants work performance; if the evaluation is favorable, the applicants name may be placed on a list of applicants who have met all requirements for licensure to be considered at the following board meeting; if the evaluation is unsatisfactory, the applicant will be required to appear at the following Board meeting for reconsideration of the application. This recommendation is due to not having actively practiced within either of the last two years prior to the date of application. Factors contributing to this recommendation include being out of practice from May 2004 to the present. **Dr. Mitchell seconded the motion. All voted in favor. The motion passed.**

Applicant #653 appeared before the Committee in executive session after referral by the Executive Director. In open session, **Dr. Mitchell moved to recommend to the full Board that the applicant be granted a Texas physician assistant temporary license with an expiration date that will allow the applicant to obtain at least 6 months of supervised practice, subject to the following restrictions: that the applicant work full time, only in a setting that provides continuous full-time, on-site physician supervision; the supervising physician shall submit, one month prior to the temporary license expiring, a log showing time worked and an evaluation regarding the applicants work performance; if the evaluation is favorable, the applicants name may be placed on a list of applicants who have met all requirements for licensure to be considered at the following board meeting; if the evaluation is unsatisfactory, the applicant will be required to appear at the following Board meeting for reconsideration of the application.** This recommendation is due to not having actively practiced within either of the last two years prior to the date of application. Factors contributing to this recommendation include being out of practice from June 2005 to the present, but having 18 years of clinical experience. **Ms. Jones seconded the motion. All voted in favor. The motion passed.**

Applicant #636 appeared before the Committee in executive session after referral by the Executive Director. In open session, **Ms. Jones moved to recommend to the full Board that the applicant be granted a Texas physician assistant temporary license with an expiration date that will allow the applicant to obtain at least 12 months of supervised practice, subject to the following restrictions: that the applicant work full time, only in a setting that provides continuous full-time, on-site physician supervision; the supervising physician shall submit, one month prior to the temporary license expiring, a log showing time worked and an evaluation regarding the applicants work performance; if the evaluation is favorable, the applicants name may be placed on a list of applicants who have met all requirements for licensure to be considered at the following board meeting; if the evaluation is unsatisfactory, the applicant will be required to appear at the following Board meeting for reconsideration of the application.** This recommendation is due to not having actively practiced within either of the last two years prior to the date of application. Factors contributing to this recommendation include being out of practice from September 2005 to the present. **Dr. Mitchell seconded the motion. All voted in favor. The motion passed.**

Applicant #638 appeared before the Committee in executive session after referral by the Executive Director. In open session, **Dr. Mitchell moved to recommend to the full Board that the applicant be granted a Texas physician assistant license, subject to the requirement that the applicant complete an ethics course as approved by the Executive Director, and pay an administrative penalty in the amount of \$4000.** This recommendation is due to unprofessional or dishonorable conduct that is likely to deceive, defraud, or injure the public; and fraudulently or deceptively attempting to obtain a license. Factors contributing to this recommendation include failure to report a 1998 arrest for Theft by Check and placement on academic probation three times while in PA school on application for licensure. **Ms. Chapman seconded the motion. All voted in favor. The motion passed.**

Applicant #652 appeared before the Committee in executive session after referral by the Executive Director. In open session, **Ms. Chapman moved to recommend to the full Board**

that the applicant be granted a Texas physician assistant temporary license with an expiration date that will allow the applicant to obtain at least 12 months of supervised practice, subject to the following restrictions: that the applicant work full time, only in a setting that provides continuous full-time, on-site physician supervision; the supervising physician shall submit, one month prior to the temporary license expiring, a log showing time worked and an evaluation regarding the applicants work performance; if the evaluation is favorable, the applicants license may be returned to active status; if the evaluation is unsatisfactory, the applicant will be required to appear at the following Board meeting for reconsideration of the application. This recommendation is due to not having actively practiced within either of the last two years prior to the date of application. Factors contributing to this recommendation include being out of practice from July 2000 to the present. **Ms. Jones seconded the motion. All voted in favor. The motion passed.**

Applicant #637s application was considered in absentia at the applicants request by the Committee in executive session after referral by the Executive Director. In open session, **Dr. Mitchell moved to recommend to the full Board that the applicant be granted a Texas physician assistant temporary license with an expiration date that will allow the applicant to obtain at least 12 months of supervised practice, subject to the following restrictions: that the applicant work full time, only in a setting that provides continuous full-time, on-site physician supervision; the supervising physician shall submit, one month prior to the temporary license expiring, a log showing time worked and an evaluation regarding the applicants work performance; if the evaluation is favorable, the applicants name may be placed on a list of applicants who have met all requirements for licensure to be considered at the following board meeting; if the evaluation is unsatisfactory, the applicant will be required to appear at the following Board meeting for reconsideration of the application.** This recommendation is due to not having actively practiced within either of the last two years prior to the date of application. Factors contributing to this recommendation include being out of practice from February 2005 to the present. **Ms. Chapman seconded the motion. All voted in favor. The motion passed.**

Agenda Item 3 - Discussion, recommendation, and possible action regarding review of physician assistant applications for permanent licensure. There were 68 applicants and 3 relicensure applicants who met all requirements to be considered for permanent licensure by the full Board. **Dr. Mitchell moved to recommend to the full board that all 68 applicants and 3 relicensure applicants be approved for permanent licensure. Ms. Jones seconded the motion. All voted in favor. The motion passed.**

Agenda Item 4 Discussion, recommendation, and possible action regarding reactivation of physician assistant licenses. There were none.

~~Ms. Garanflo explained that Mr. Simpson~~

Agenda Item 68 - There being no further business, the meeting adjourned at 12:45 p.m.