

TEXAS STATE BOARD OF PHYSICIAN ASSISTANT EXAMINERS
BOARD MEETING MINUTES
AUGUST 1, 2003

The meeting was called to order at 2:25 p.m. by the Secretary of the Board, Timothy Webb. Board members present were Stephen D. Benold, M.D.; Margaret Bentley; Pamela W. Clark; and Dwight M. Deter, PA-C. Staff members present were Jerry T. Walker, Deputy Executive Director; Michele Shackelford, J.D., General Counsel; Jennifer Soffer, J.D., Assistant General Counsel; and various other staff.

Agenda item #2, executive session, was next. It was announced that there was no need for the executive session.

Agenda item #3, Executive Directors report, was next. Mr. Walker reported that the newly created Office of Patient Protection now requires the agency to collect a fee, which will necessitate an increase in physician assistant renewal fees. Mr. Walker also reported on staff reassignments, which would eliminate the Department of Complaints and Disciplinary Support. Some staff will be moved to the Investigations Department and some to the Compliance Department under this reorganization structure.

Agenda item #4, probation appearance, was next. Mr. Deter moved, Ms. Clark seconded, and the motion passed to go into executive session at 2:30 p.m. for 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; and the Physician Assistant Licensing Act, TEXAS OCCUPATIONS CODE ANNOTATED, 204.208, 204.254, 204.305, and 204.306; and Attorney Generals Opinion No. H-484. Open session resumed at 2:42 p.m. and it was announced that no action was taken during executive session. A certified agenda was made. **Ms. Clark moved, Ms. Bentley seconded, and the motion passed to modify rehabilitation order #20 by deleting provisions #2 and #3 regarding drug-testing requirements.**

Agenda item #5, a report regarding the Prescriptive Delegation Waiver Advisory Committee, was next. Ms. Jaime Garanflo, Director of Customer Affairs, updated the board members regarding the work of the Prescriptive Delegation Waiver Advisory Committee, stating that there had been no recent waiver requests.

Agenda item #6, rehabilitation orders, was considered. Mr. Deter moved, Ms. Clark seconded, and the motion passed to approve rehabilitation orders #15 and #9.

Agenda item #7, approval of agreed orders, was next. Dr. Benold moved, Mr. Deter seconded, and the motion passed to approve the agreed order on Willie Keith Royster.

Agenda item #8, approval of modification request/termination request orders, was next. Ms. Clark moved, Ms. Bentley seconded, and the motion passed to approve the order on Ernest M. Obie.

It was announced that there were no orders to be considered for agenda items #9-#13 and no cancellations to consider for agenda item #14.

Agenda item #15, proposed rule change, was next. Ms. Shackelford explained the proposed amendment to board rule 185.15 regarding the eligibility of a physician to supervise a physician assistant. Following discussion, Dr. Benold moved, Ms. Clark seconded, and the motion passed to recommend the amendment to 185.15 to the Medical Board for publication in the Texas Register and public comment.

Agenda item #16, approval of minutes from the May 2, 2003 full board meeting, was next. Dr. Benold moved, Ms. Clark seconded, and the motion passed to approve the minutes.

Agenda item #17, approval of the May 2, 2003 Licensure Committee minutes, was next. Ms. Clark moved, Ms. Bentley seconded, and the motion passed to approve the minutes.

Agenda item #18, approval of the May 2, 2003 Disciplinary and Ethics Committee minutes, was next. Dr. Benold moved, Ms. Bentley seconded, and the motion passed to approve the minutes.

Agenda item #19, regarding a report from the Licensure Committee was next. Mr. Deter reported that the committee recommended 65 applicants for licensure without restrictions; two for relicensure; one with a rehabilitation order; directed the Executive Director to issue a temporary license to one applicant for a specified time period; and recommended one rule change. Mr. Deter moved, Ms. Clark seconded, and the motion passed to approve the report and the action items.

Agenda item #20, regarding a report from the Disciplinary and Ethics Committee, was next. Dr. Benold gave a report and stated that the committee reviewed several investigative

files. **Dr. Benold moved, Ms. Bentley seconded, and the motion passed to approve the report and action items.**

Agenda item #21, approval of 2004 board meeting dates, was next. Ms. Clark moved, Mr. Deter seconded, and the motion passed to approve the following dates: February 27, 2004; May 21, 2004; July 30, 2004; and November 5, 2004.

Agenda item #22, election of officers, was next. Dr. Benold moved, Ms. Clark seconded, and the motion passed to defer action until the next board meeting.

There being no further business, the meeting adjourned at 3:09 p.m.