

Action Item Agenda Item 2a2 Applicant #837
Licensure Committee Proposed Public Non-Disciplinary Order
August 20, 2009

Applicant #837 appeared with counsel, before the Committee, in executive session, on appeal of an order offered by the Executive Director. In open session, **Mr. Turner moved to recommend to the full Board that the applicant be granted a Physician in Training permit under the public, non-disciplinary order that was previously proposed by the Executive Director.** This recommendation is due to unprofessional or dishonorable conduct likely to deceive, defraud or injure the public; intemperate use of alcohol that could endanger a patients life; and violation of a state law that involved assault as an essential element. Factors contributing to this recommendation include a criminal history involving multiple arrests and convictions for alcohol-related charges, resisting arrest, and assault; no criminal actions since 2001; evidence of sobriety and completion of alcohol abuse treatment; and that applicants residency program is aware of applicants criminal and alcohol issues and plans to monitor. **Ms. Southard seconded the motion. All voted in favor. The motion passed.**

TERMS AND CONDITIONS	Alcohol Abuse
LENGTH OF ORDER:	duration of PIT
DRUG/ALCOHOL:	
1. [ABSTAIN & DRUG SCREENS] Abstain from alcohol and drugs, except as prescribed; comply with TMB screening program; automatic suspension of license for positive test [e01]	Required
5. [AA / NA] AA OR NA meeting at least ____ times each week OR month. [e16 or e17]	Required. Minimum 3 times per week.
PSYCHIATRIC:	
OR	
8. [PSYCHIATRIC TREATMENT No IPE] Submit up to 3 names for treating psychiatrist for approval of ED; see at least ____ times each week OR month. Treating psychiatrist to report to Board or monitoring psychiatrist 4 times each year. [e05]	1x per month
9. [MONITOR FOR TREATMENT Required with either 7 or 8] Treating psychiatrist may agree to be monitoring psychiatrist or ED appoints a monitoring psychiatrist; monitoring psychiatrist to report to Board 2 times each year. [e06]	yes
MISC. PROVISIONS:	
11. Standard Requirements:	
[REPORTS] Reports by Applicant/Respondent regarding physical or mental condition on request [e11]	Required
[NO UNILATERAL WITHDRAWAL] Shall not withdraw from care, or treatment [e12]	Required
12. [PROGRAM DIRECTOR TO REPORT ON PIT HOLDER] Respondent must give copy of Order to Program Director and request quarterly reports [e____]	Required for orders on PIT holders
PRESCRIBING AUTHORITY	
16. [SELF-PRESCRIBE/FAMILY] Shall not treat self or immediate family [f09]	Required
ADDITIONAL PROVISIONS	

TERMS AND CONDITIONS	Alcohol Abuse
23. [ABILITY TO SUPERVISE] May May NOT supervise PAs [o02]	May supervise PAs
PROBATION APPEARANCES	
28. [1 TIME 1st YEAR & THEN ON REQUEST] At least once 1 st year and on then request [l03]	Required
29. [PIT HOLDER MUST APPEAR BEFORE LICENSURE COMMITTEE] Respondent must appear before Licensure Committee before full license may be granted [l___]	Must appear before full license

Note: Others standard closing paragraphs will be included in the Order, including provisions for:

- Tolling (or extending the term of) the order
- compliance with the law
- cooperation with board staff or representatives
- change of address notification
- Violation constitutes unprofessional conduct
- modification or termination request after one year