

**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.**

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

<b>TERMS AND CONDITIONS</b>	<b>Alcohol Abuse</b>
23. [ <b>ABILITY TO SUPERVISE</b> ] May May NOT supervise PAs [o02]	May supervise PAs
<b>PROBATION APPEARANCES</b>	
28. [ <b>1 TIME 1<sup>st</sup> YEAR &amp; THEN ON REQUEST</b> ] At least once 1 <sup>st</sup> year and on then request [I03]	Required
29. [ <b>PIT HOLDER MUST APPEAR BEFORE LICENSURE COMMITTEE</b> ] Respondent must appear before Licensure Committee before full license may be granted [I___]	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