



TEXAS MEDICAL BOARD

3rd Party Payor for Medical Services

Advisory Committee

October 28, 2010

The meeting was called to order at 9:47 a.m. by the Chair, Michael Arambula, M.D., Committee members present were Julie Attebury; John D. Ellis, Jr.; Paulette Southard; and Roberta Kalafut, D.O. Melissa Tonn, M.D., participated in the meeting by telephone. Staff members present were Mari Robinson, J.D., Executive Director; Nancy Leshikar, General Counsel; and various staff.

Agenda item #2, Discussion, recommendation, and possible action regarding 3rd party payor for medical services. Ms. Robinson summarized rule 190.8 and the Texas Occupations Code definition of the practice of medicine. Dr. Arambula addressed the charge of the committee to review the boards jurisdiction of TMB complaints against physicians who provide medical services to patients at the request of third parties (e.g., as court-appointed physicians, as utilization review physicians for insurance companies, etc).

After discussion, the committee directed staff to draft a rule to clarify that a complaint filed by an individual against a physician appointed by a court to provide that individual with an independent medical examination falls outside of the Boards jurisdiction to review.

The committee also directed staff to draft a rule to clarify the Boards jurisdiction over complaints against physicians who work for, or are appointed by, third parties other than courts (e.g., designated doctors assigned cases by Texas Workforce Commission).

Agenda item #9, Adjourn. There being no further agenda items, the meeting adjourned at 10:40 a.m.