

Action Item Agenda Item 2a1 Applicant #761
Licensure Committee Proposed Public Non-Disciplinary Rehabilitation Order
May 28, 2009

Applicant #761 appeared before the Committee, in executive session, on referral by the Executive Director. In open session, **Dr. Benavides moved to recommend to the full Board that the applicant be granted a Texas medical license under a 15-year public, non-disciplinary agreed rehabilitation order that includes the requirements specified in the Rehabilitation Checklist that has been distributed to the members of the committee. Mr. Ellis seconded the motion. All voted in favor. The motion passed.**

Respondent/Applicant: #761

Date: 5/28/09

Confidential/Public: **Confidential OR Public**

Term: **15** years OR 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]
2. **[OTHER DRUG SCREENS]** Submit to alcohol and drug screens by any approved physician [e10]
5. **[AA / NA]** AA **OR** NA meeting at least **5 times** each week **OR** month. [e16 or e17]
6. **[MED SOCIETY / TOMA PROGRAM]** Participate in medical society health and rehabilitation **OR** TOMA Physicians Assistance Program [e18; e19; e21; or e22]

PSYCHIATRIC:

7. **[INDEPENDENT PSYCHIATRIC EVALUATION]** Submit to IPE by psychiatrist appointed by ED and follow recommendations. If continued care recommended, Respondent submit up to 3 names as treating psychiatrist for approval of ED. Treating psychiatrist to report to Board or monitoring psychiatrist 4 times each year. [e04]
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]

MISC. PROVISIONS:

11. Standard Requirements:

[REPORTS] Reports by Applicant/Respondent regarding physical or mental condition on request [e11]

[NO UNILATERAL WITHDRAWAL] Shall not withdraw from care, or treatment [e12]

16. **[SELF-PRESCRIBE/FAMILY]** Shall not treat self or immediate family [f09]

18. **[COPIES/SCRIPTS/NO TELE]** Maintain file of prescriptions; no telephone prescribing for

Controlled Substances AND addictive dangerous drugs [f19] **OR** addictive dangerous drugs only [f20]

19. **[COPIES/SCRIPTS/TELE SCRIPTS]** Maintain file of prescriptions; telephone scripts only for immediate needs [f21]

20. **[TELEPHONE LOGBOOK]** Maintain logbook for telephone prescribing for **Controlled Substances AND addictive dangerous drugs** [f22] **OR** addictive dangerous drugs only [f23]

ADDITIONAL PROVISIONS

22. **[INSTITUTIONAL/GROUP PRACT]** Restriction to approved group/institutional setting [g11]

23. **[ABILITY TO SUPERVISE]** May May NOT supervise PAs [o02]

NOTE: If Order includes restrictions on license; PA Act prohibits supervision.

PROBATION APPEARANCES

26. **[EACH YEAR]** At least 2 time(s) each year [l01]

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