



TEXAS PHYSICIAN ASSISTANT BOARD
BOARD MEETING
July 14, 2017

The meeting was called to order at 10:54 a.m. by Jason Cooper, PA-C, Presiding Officer. Other board members present were: Clayton "Clay" P. Bulls, PA-C; Jennifer L. Clarner, PA-C; Karrie L. Crosby, PA-C, Secretary; Anna Arredondo Chapman; Maribel De Ponce, PA-C; Melinda Gottschalk, PA-C; Teralea Jones, PA-C; Jorge Martinez and R. Blayne Rush. Victor Ho, M.D.; Felix Koo, M.D and Michael D. Reis, M.D. were absent. Staff members present were Scott Freshour, Interim Executive Director; Megan Goode, Governmental Affairs and Communication Manager; Monique Johnston, Licensure Manager; Amy Swanholm, J.D. and Sarah Tuthill, J.D., Assistant General Counsels; and various other staff.

Agenda item #1, Mission Statement. Mr. Cooper read the board's mission statement into the minutes. *Our Mission is to protect and enhance the public's health, safety and welfare by establishing and maintaining standards of excellence used in regulating the practice of medicine and ensuring quality health care for the citizens of Texas through licensure, discipline, and education.*

Agenda item #2, Board Member Report. Ms. Crosby observed over the past Informal Settlement Conferences (ISC) that the public board members may not know that quality improvement meetings should be administered, especially the ones that include supervision or standard of care. Quality improvement meeting logs have not been included with those cases. Board gave staff direction that when gathering information they include the quality improvement logs, if any, as part of the ISC packet

Agenda item #3, Executive Director's Report.

Budget Report. Ms. Corrales presented the Budget Report and reported that the projected expenditures and revenue continue to remain on target.

Legislative Update. Ms. Goode gave a brief report on the Legislative Session and the submitted FY18-19 Legislative Appropriations Request. The Legislature has reduced the budget but not by the full 4%. Roughly half of the exceptional items were funded: two FTE's for the Call center and IT projects. Implementation includes: biennial renewal process for Physician Assistants; licensing, registration processes; and fingerprinting for all current Physician Assistants licensees. A Biennial renewal fee will also be implemented. A tentative date for rulemaking will be held with the stakeholders to provide draft changes in late September.

Audit Report. Ms. Goode gave an update on the Internal Audit. The internal audit selected by the Medical board was the Litigation department. A response and final report will be presented at the August Medical board meeting.

Outreach update. Ms. Goode reviewed the Outreach presentation schedule and the progress made. Board gave staff direction to include updated FAQs or discussions on informational items to licensees at Outreach and to also include this information in the bulletins or rules reminder.

E.D Search Report. Mr. Freshour reported the Medical Board has appointed an Executive search committee, which is currently updating and revising the job description.

There were no items for Agenda item #4.

Agenda item #5, Physician Assistant Liaison Report. Ms. De Ponce gave a report on the June Medical Board meeting. Mr. Cooper encouraged Board members to contact him if they are available to attend any future meetings.

Agenda item #6, Public Information Update. Mr. Schneider gave a brief report on public information. The most recent bulletin went out in mid-April which included one of Sunset Commission's management actions to incorporate CME activities in the bulletins on a quarterly basis. The next bulletin being planned is in August, This bulletin will contain an item on the use of chaperones. A Sunset management action, related to the various license types that the Medical Board regulates will be available in future newsletters.

Agenda item #7, Consideration and possible action regarding pending litigation. Mr. Freshour gave a brief litigation update.

Agenda item #8, Discussion, recommendation, and possible action regarding proposed rules related to physician assistant training requirements to perform radiologic procedures, pursuant to section 601.254 of the Occupations Code. The board directed staff to write proposed rules regarding mandatory training and registration requirements for physician assistants performing radiologic procedures, with the rules stating that the radiologic training component completed as part of a physician assistant education program (that meets the requirements under Occupations Code section 204.153) satisfies the requirements of section 601.254 .

Board directed staff to draft and bring the proposed rules to the next meeting in November 2017.

There were no items for Agenda item #9-10.

Agenda item #11, Consideration and Approval of Agreed Board orders. After discussion, Ms. Crosby moved, Mr. Martinez seconded, and the motion passed to approve the Agreed Board Order for Robert S. Helm, PA.

After discussion, Mr. Rush moved, Ms. Chapman seconded, and the motion passed to approve the Agreed Board Order for Melodie K. Irvin, PA. with additional changes: Ms. Irvin is restricted from treating self, family, friends and/or close acquaintances and cannot come back for 5 years to request a modification or termination of the Order.

Board directed staff to advise Board members of previous actions that have happened in prior cases in order to be used as a coaching tool.

After discussion, **Mr. Rush moved, Ms. Crosby seconded, and the motion passed to approve the Agreed Board Order for Adam Main, PA.**

After discussion, **Mr. Rush moved, Ms. Jones seconded, and the motion passed to approve the Agreed Board Order No. 4 with the following terms: public reprimand; surrender DEA controlled substances registration certificates within 7 day; cannot re-register for DEA controlled substance registration certificate without board authorization; cannot request any modification or termination of prescribing provision of order for a period of 5 years; cannot request any modification or authorization of the order for 2 years; shall not treat immediate family and cannot prescribe controlled substances or dangerous drugs to herself or immediate family members; required to pass the JP exam within one year and 3 attempts; and within one year complete a minimum of 24 hours of continuing medical education with 8 hours in ethics, 8 hours in prescribing controlled substances and 8 hours in medical recordkeeping. The automatic PMP report process will be implemented until the order is signed.**

After discussion, **Mr. Rush moved, Ms. Crosby seconded, and the motion passed to approve the Agreed Board Order for No. 5. with additional changes: Respondent cannot come back for 5 years requesting a modification or termination and if the order is not accepted a quarterly PMP review of her prescribing will be put in place.**

After discussion, **Ms. Crosby moved, Mr. Martinez seconded, and the motion passed to approve the Agreed Board Order for Kari E. Hartman, PA.**

After discussion, **Mr. Rush moved, Mr. Martinez seconded, and the motion passed to go into Executive Session 12:38 p.m. for deliberations concerning personnel matters under the authority of Texas Government Code §551.074.** Open session resumed at 1:08 p.m. and it was announced that no action was taken. A certified agenda was made.

There were no items for Agenda item #12.

Agenda item #13, Consideration and approval of Pro Tunc Orders. After discussion, **Mr. Rush moved, Ms. Crosby seconded, and the motion passed to approve the Nunc Pro Tunc Order for Mercedes D. Serrano, PA.**

There were no items for Agenda items #14-18.

Agenda item #19, Report on Rehearing Requests. Mr. Freshour gave a brief report and review of the process for rehearing requests.

There were no items for Agenda item #20-24.

Agenda item #25, Open Forum for Public Comments. No one signed in to present comments.

Agenda item #26, Consideration and Approval of the March 24, 2017 Board Meeting Minutes. Ms. Chapman moved, Ms. Crosby seconded, and the motion passed to approve the March 24, 2017 as corrected Board Meeting Minutes and action items.

Agenda item #27, Committee reports and the consideration and approval of minutes and action items of committees meeting during the board meeting.

Ms. Jones gave a report of the Licensure Committee. **Ms. Jones moved, Ms. Crosby seconded, and the motion passed to approve the Licensure Committee Meeting Minutes and Action Items.**

Mr. Bulls gave a report of the Discipline and Ethics Committee. **Ms. Chapman moved, Mr. Bulls seconded, and the motion passed to approve the Discipline and Ethics Committee Meeting Minutes and Action Items.**

Agenda item #28, Adjourn. There being no further agenda items, **Ms. Chapman moved, Ms. Crosby seconded, and the motion passed to adjourn at 1:17 p.m.**