



TEXAS MEDICAL BOARD

AD HOC COMMITTEE REGARDING BOARD RULE 164.4

APRIL 7, 2010

The meeting was called to order at 1:02 p.m., by the Chair, Pat Crocker, D.O. Committee member present were Michael Arambula, M.D.; Melinda McMichael, M.D.; Margaret McNeese, M.D.; Timothy Turner; Timothy Webb.; and Irvin E. Zeitler, Jr., D.O. Staff members present were Mari Robinson, J.D., Executive Director; Alan Moore, M.D., Medical Director; Nancy Leshikar, General Counsel; and various staff.

Agenda item #2, Discussion, recommendation, and possible action relating to amendments to the following 22 T.A.C., 164.4. Advertising Board Certification. Written comments were received and reviewed, including the written comments reviewed at the February 2010 board meeting. Dr. Crocker presented a summary of comments received. Ms. Robinson presented a background of the intent of rule 164.4 that addressed advertising specific board certifications. The committee discussed options to clarify the rule for the protection of the public that would stay within the constraints of commercial speech.

Mr. Turner moved, Dr. McMichael seconded, and the motion passed to schedule a stakeholder workgroup to address amendments to 164.4, leaving subsection (a) as is; amending (b) to allow alternative recognition for certification that is substantially equivalent to the criteria of the Accreditation Council for Graduate Medical Education and approved by the board; and adding a subsection (c) to allow those specialty boards not meeting the requirements of (b) to obtain a recognized status for the specialty board.

The committee directed staff to compile information on the number of physicians who are board certified in Texas and the processes of advertising board certification in California and Florida.

There being no other agenda items the meeting was adjourned at 2:50 p.m.