

TEXAS STATE BOARD OF PHYSICIAN ASSISTANT EXAMINERS
DISCIPLINARY AND ETHICS COMMITTEE MEETING MINUTES
November 21, 2003

The meeting was called to order at 11:23 a.m. by Acting Chairman, Stephen D. Benold, M.D. Other committee members present were Timothy Webb, J.D. and Mr. G. Al Bendeck, PA-C attended the meeting in absence of Ms. Margaret K. Bentley to establish a quorum. Michael H. Belgard, PA-C was also not in attendance at the meeting. Staff members present were Mari Robinson, J.D., Manager of Investigation Department; Kurt Budke, Manager of Compliance Department; and various other staff.

Agenda item #2, regarding Investigation, Litigation and Compliance Departments reports was presented. Reports were presented by Ms. Robinson about the status of enforcement cases. This was an informational item only and no vote was necessary.

Agenda item #3, regarding review of probationers appearances, was considered.

Mr. Webb moved, Mr. Bendeck seconded, and the motion passed to go into executive session at 11:36 a.m. for consideration of possible rehabilitation orders under the authority of the Open Meetings Act, GOVERNMENT CODE, §551.071; and the Physician Assistant Licensing Act, TEXAS OCCUPATIONS CODE ANNOTATED, §§204.208, 204.254, 204.305, and 204.306; and Attorney Generals Opinion No. H-484. Open session resumed at 11:38 a.m. and it was announced that no action was taken during executive session. A certified agenda of the executive session was made. **Following discussion, Mr. Bendeck moved, Mr. Webb seconded and the motion passed, to waive probation appearances for the probationers determined to be in full compliance and identified on the list attached to the Board minutes.**

Agenda item #4 regarding executive session to review selected files and cases recommended for dismissal by Informal Settlement Conference/Show Compliance proceedings or staff, was considered. Mr. Bendeck moved, Mr. Webb seconded and the motion passed, to go into executive session at 11:40 a.m. for private consultation and advice of counsel concerning pending or contemplated litigation, deliberations concerning licensure applications, and/or possible disciplinary action under the authority of the Open Meetings Act, GOVERNMENT CODE, 551.071; and the Physician Assistant Licensing Act, TEXAS OCCUPATIONS CODE ANNOTATED, 204.208 and 204.254; and Attorney Generals Opinion No. H-484. Open session resumed at 12:07 p.m. and it was announced that no action was taken during executive session. A certified agenda of the executive session was made.

Agenda item #5, regarding selected files and cases. Mr. Webb moved, Mr. Bendeck seconded, and the motion passed, to recommend the investigations and cases reviewed by this committee be resolved as noted and that they be listed along with each resolution as part of the minutes of this committee.

There being no further business, **Mr. Webb moved, Mr. Bendeck seconded, and the motion passed to adjourn the meeting at 12:08 p.m.**