

**TEXAS PHYSICIAN ASSISTANT BOARD  
MINUTES OF THE  
DISCIPLINE AND ETHICS COMMITTEE**

November 8, 2019, 9:30 a.m.

Melinda Gottschalk, PA-C., called the meeting to order at 9:40 a.m. Other members present were, Cameron J. McElhany, Janith K. Mills, PA-C, and Victor S. Ho, M.D. Clay Bulls, PA-C, John S. Scott, D.O. and Jorge Martinez were not in attendance.

Staff members present were Stephen Brint Carlton, J.D. Executive Director, Scott Freshour, General Counsel, Dr. Robert Bredt, Medical Director, and various other staff.

**Agenda Item #2.** Discussion, recommendation, and possible action regarding referrals and reports from the Texas Physician Health Program.

**It was announced by staff that there were no files for Texas PHP under Agenda Item #2.**

**Agenda Item #3.** Reports and discussion regarding the Investigation, Litigation and Compliance Departments.

**Mr. Carlton presented the Enforcement Activity Report, a copy of which is attached. This was an informational item only and no vote was necessary.**

**Agenda Item #4.** Discussion, recommendation, and possible action regarding Rule Review and proposed changes to the following chapters in Title 22 of the Texas Administrative Code: <sup>3</sup>

**It was announced by staff that there were no proposed changes to be presented to the D&E Committee under Agenda Item #4.**

**Agenda Item #5.** Consideration and approval of membership of the Expert Physician Assistant Panel.

**It was announced by staff that there were no expert panelists to be presented to the D&E Committee under Agenda Item #5.**

**Agenda Item #6.** Review, discussion and possible action regarding appeals of dismissed complaints. A. Jurisdictional Complaints: i. None ii. Legal Files: None B. Jurisdictional-Not-Filed Complaints: 19-5266, 19-5895 C. Non-Jurisdictional Complaints: None

**Dr. Ho moved and Ms. Mills seconded that the appeal of Item 6.B Log 19-5266 be denied. Motion carried.**

**Dr. Ho moved and Ms. Mills seconded that the appeal of Item 6.B Log 19-5895 be denied. Motion carried.**

**Agenda Item #7.** Discussion, recommendation, and possible action regarding routine follow-up on investigative files previously referred from the D & E Committee for follow-up action.

**Ms. Mills moved and Dr. Ho seconded that the follow-up action of Agenda Item 7, Log 18-9202 be dismissed. Motion carried.**

**Agenda Item #8.** Review, discussion, and possible action regarding selected files and cases.

**Dr. Ho moved, and Ms. Mills, seconded that the investigations and cases reviewed by the committee be resolved as noted on the individual sign-off sheets. Motion carried.**

**Agenda Item #9.** Adjourn

**Ms. Mills moved, Mr. McElhaney, seconded that the meeting adjourn. Motion carried at 9:51 a.m.**

PA Board - 1st Meeting Enforcement Activity Report FY 2020						
<b><u>Spetember 2019 Work load</u></b>						
<b><u>Investigations/Complaints</u></b>	<b><u>Sep-19</u></b>	<b><u>FY 2020</u></b>		<b><u>FY2019</u></b>	<b><u>FY2018</u></b>	<b><u>FY2017</u></b>
Initiated	6	6		83	62	91
Completed	5	5		83	78	89
<b><u>Litigation</u></b>						
ISCs	7	7		31	22	23
Contested Hearings	0	0		0	0	4
Complaints Filed at SOAH	0	0		5	2	6
Temp. Suspensions	0	0		4	1	1
<b><u>Compliance</u></b>						
Probationers	34	34		35	33	35
Drug/Alcohol screens	10	10		121	118	127
<b><u>PA Board Actions</u></b>		<b><u>FY 2020</u></b>	<b><u>FY 2019</u></b>	<b><u>FY 2018</u></b>		
Final Orders			1	1		
Default Orders			1	2		
Agreed Orders			11	9		
Mediations			2	3		
Remedial Plans			9	8		
Terminations			3	3		
Modifications			4	2		

# **Texas Physician Assistant Board** – November 8, 2019

## **DISCIPLINARY COMMITTEE DECISIONS REGARDING COMPLAINTS REVIEWED**

### **ISC PANEL RECOMMENDATIONS**

CASE #	Close	Cont.	To ISC
19-0728	X		
19-0698	X		
19-0419	X		

Total = 3

### **COMPLAINTS REVIEWED PURSUANT TO STAFF**

CASE #	Close	Cont.	To ISC
19-0992	X		
19-0718	X		
19-1056	X		

Total = 3

**PA Board November 8, 2019**

Disciplinary Committee Decisions Regarding Complaints Reviewed Pursuant to Staff or ISC Panel Recommendation  
(Physician Assistants)

Total : 11

Log Number	Allegation	Close	Continue	ISC	Hold	Name
188824	204.302(4) (AUTO)	X				
189202	204.304(A)(5)	X				
191927	204.304(A)(5)	X				
193413	204.304(A)(5)	X				
194038	204.302(4) (AUTO)	X				
194817	204.304(A)(5)	X				
194971	204.304(A)(8)	X				
195208	204.304(A)(8)	X				
195700	204.304(A)(5)	X				
195806	204.304(A)(5)	X				
197567	151.002(A)(13)	X				