



# Texas Medical Board

## **EXECUTIVE COMMITTEE EMERGENCY TELEPHONIC MEETING MINUTES APRIL 21, 2020**

The emergency meeting was called pursuant to Tex. Gov't Code, Section 551.045, and was required due to a reasonably unforeseen situation and the imminent threat to public health and safety, and in light of the on-going COVID-19 disaster declaration and related Executive Orders.

On March 13, 2020, the Governor of Texas certified COVID-19 as posing an imminent threat of disaster to the public health and safety and declared a state of disaster in all counties of Texas. Therefore, an emergency or public necessity exists within the meaning of Texas Government Code Section 551.045. Further, travel limitations necessary to mitigate the risk of exposure to COVID-19 render the convening at one location of a quorum of the Executive Committee of the Texas Medical Board difficult or impossible. Therefore, this meeting was held telephonically, as allowed under Texas Government Code, Sec. 551.125(b).

The meeting was called to order at 9:05 a.m. by the chair, Sherif Z. Zaafran, M.D. Committee members present were Kandace Farmer, D.O.; Michael Cokinos; Manuel "Manny" Quinones, Jr., M.D. and Linda Molina, J.D. Various staff members were present, including Brint Carlton, Executive Director; Scott Freshour, J.D., General Counsel; and various other staff.

**Agenda item #2, Discussion, recommendation, and possible action regarding adoption of *emergency* rule to 22 T.A.C. Chapter 190.8, Subchapter B, Violation Guidelines:**

- 22 TAC §190.8(2)(U), "Unprofessional Conduct"

Dr. Zaafran presented the proposed emergency rule for adoption. After discussion, **Dr. Quinones moved, Dr. Farmer seconded, and the motion passed to approve the adoption of emergency rule 22 T.A.C. Chapter 190.8, subchapter B, Violation Guidelines, §190.8(2)(U), Unprofessional Conduct, effective from 11:59pm on April 21, 2020 until the expiration of Executive Order GA-15.**

**Agenda item #3, Discussion, recommendation, and possible action regarding withdraw of *emergency* rules to 22 T.A.C. Chapters 187, Procedural Rules, Subchapter F, Temporary Suspension and Restriction Proceedings and Chapter 178, Complaints:**

- 22 TAC §187.57(c), "Continuing Threat"
- 22 TAC §178.4(d), Complaint Initiation – Peer Review Reporting

After discussion, Ms. Molina moved, Dr. Quinones seconded, and the motion passed to approve the withdrawal of emergency rules, effective when the Executive Order GA-09 expires at 11:59 p.m., April 21, 2020, to 22 T.A.C. Chapters 187, Procedural Rules, Subchapter F, Temporary Suspension and Restriction Proceedings and 178, Complaints:

- 22 TAC §187.57(c), “Continuing Threat”
- 22 TAC §178.4(d), Complaint Initiation – Peer Review Reporting

**Agenda item #3, Adjourn.** There being no further agenda items, **Dr. Quinones moved, Mr. Cokinos seconded, and the motion passed to adjourn at 9:24 a.m.**