

SHELLY EDGERTON DIRECTOR

MICHIGAN BOARD OF MEDICINE

January 17, 2018 MEETING

APPROVED MINUTES

In accordance with the Open Meetings Act, 1976 PA 267, the Michigan Board of Medicine met on January 17, 2018 at the Ottawa Building, Conference Room 3, 611 West Ottawa Street, Lansing, Michigan 48933.

CALL TO ORDER

Weston MacIntosh, Board Analyst called the meeting to order at 10:07 a.m.

ROLL CALL

Members Present: Michael Chafty, MD

Michelle Gormas, PA

Renee Johnston, Public Member Louis Prues, PhD, Public Member

Venkat Rao, MD James Rogers, MD

Paul Sophiea, Public Member Eric Stocker, MD Public Member

Dennis Szymanski, MD

Terri Tahnoose, Public Member Rosalie Tocco-Bradley, MD, PhD

Members Absent: Mohammed Arsiwala, MD, Vice Chairperson

Michael Chrissos, MD

Stacey Frankovich, Public Member

Staff Present:

Weston MacIntosh, Analyst, Boards and Committees Section

Kiran Parag, Analyst, Compliance Section

Forrest Pasanski, Enforcement Division Director

LeAnn Payne, Board Support, Board and Committees Section

Michele Wagner-Gutkowski, Assistant Attorney General

ELECTIONS

MacIntosh ran the election for Chairperson.

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MOTION by Rogers, seconded by Tahnoose, to elect Arsiwala as Chairperson.

A roll call vote was taken: Yeas: Chafty, Gormas, Johnston, Prues, Rao, Rogers,

Sophiea, Stocker, Szymanski, Tahnoose, Tocco-Bradley

Nays: None

MOTION PREVAILED

MacIntosh ran the election for Vice Chairperson.

MOTION by Rogers, seconded by Sophiea, to elect Prues, as Vice Chairperson.

A roll call vote was taken: Yeas: Chafty, Gormas, Johnston, Prues, Rao, Rogers,

Sophiea, Stocker, Szymanski, Tahnoose, Tocco-Bradley

Nays: None

MOTION PREVAILED

Prues chaired the remainder of the meeting.

APPROVAL OF AGENDA

MOTION by Tocco-Bradley, seconded by Johnston, to approve the agenda as presented.

A voice vote followed.

MOTION PREVAILED

APPROVAL OF MINUTES

MOTION by Rogers, seconded by Sophiea, to approve the November 14, 2017 meeting minutes as presented.

A voice vote followed.

MOTION PREVAILED

Drug Monitoring Section Update

Forrest Pasanski introduced himself and Andrew Hudson to the Board. Pasanski presented the Board with information regarding the current activities of the Drug Monitoring Section, as well as historical information regarding the section. He indicated that with the APPRISS system, a provider can pull a report in less than one second.

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REGULATORY CONSIDERATIONS

Cheryl Benita Wingate - Petition for Reinstatement

MOTION by Szymanski, seconded by Johnston, to discuss.

A voice vote followed.

MOTION PREVAILED

Discussion was held.

MOTION by Rogers, seconded by Chafty, to deny the Petition for Reinstatement.

A roll call vote was taken: Yeas: Chafty, Gormas, Johnston, Rogers,

Sophiea, Stocker, Szymanski, Tahnoose,

Tocco-Bradley, Prues

Nays: None Abstain: Rao

MOTION PREVAILED

Nikunj C. Patel - Proposal for Decision

MOTION by Chafty, seconded by Gormas, to discuss.

A voice vote followed.

MOTION PREVAILED

Discussion was held.

MOTION by Szymanski, seconded by Gormas, to accept the Proposal for Decision and grant an educational limited license. Respondent will be placed on probation for two years and must contact HPRP to enter into and comply with terms of a disciplinary HPRP monitoring agreement that also incorporates and complies with the requirements of the Missouri Physicians Health Program agreement.

A roll call vote was taken: Yeas: Chafty, Gormas, Johnston, Rao, Rogers,

Sophiea, Stocker, Szymanski, Tahnoose, Prues

Nays: None

Recuse: Tocco-Bradley

MOTION PREVAILED

Mohamad Mosalam Teran, MD – Boards Findings of Facts and Conclusions of Law

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MOTION by Chafty, seconded by Sophiea, to accept the Board's Findings of Fact and Conclusions of Law and deny reinstatement.

Discussion was held.

A roll call vote was taken: Yeas: Chafty, Gormas, Johnston, Rogers,

Sophiea, Stocker, Szymanski, Tahnoose,

Tocco-Bradley, Prues

Nays: None Recuse: Rao

MOTION PREVAILED

COMMITTEE REPORTS

Investigations and Complaints

Rogers reported that the Investigations and Complaints (I&C) Committee reviewed fifty five (55) files in December 2017. Thirty six (36) files were authorized for investigation and eighteen (18) files were closed. One (1) file was returned for additional records. There were six (6) reviewers.

The Investigation & Complaints Committee reviewed twenty (20) files in January 2018. Thirteen (13) files were authorized for investigation and seven (7) files were closed. No files were returned for additional records. There were three (3) reviewers.

Operations Committee

Tocco-Bradley reported that the Committee met with MacIntosh. Tocco-Bradley highlighted the discussion topics as follows:

- The need for more members on the Operations Committee.
- Opioid Awareness Training
- The Committee discussed requiring one CME in tobacco cessation.
- Nurse Practitioners are requesting a rules revision to allow for multiple prescriptions of Schedule II drugs.

Disciplinary Subcommittee

Johnston reported that the Disciplinary Subcommittee (DSC) met today and considered twenty three (23) matters: three (3) Administrative Complaints, one (1) Proposal for Decision, thirteen (13) Consent Orders and Stipulations, and three (3) Requests for

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Dismissal, one (1) Request for Rehearing, one (1) Court Order Affirming Violation Determination, Vacating Fine and Remanding for Consideration of Fine Amount.

Chairperson's Report

Prues thanked the Board for voting him as Vice Chair. Prues asked the new Board members to introduce themselves.

OLD BUSINESS

None

NEW BUSINESS

Committee Assignments

Arsiwala will handle committee assignments at a later date.

HPRP Reappointment

Dena Marks introduced herself as a HPRC Contract Representative with the Bureau. Marks notified the Board that Vita McCabe, the Board-appointed HPRC representative, is interested in re-appointment to the position.

MOTION by Tocco-Bradley, seconded by Chafty, to re-appoint Vita McCabe, as the Board's HPRC Representative.

Discussion was held.

A roll call vote was taken: Yeas: Chafty, Gormas, Johnston, Rao, Rogers,

Sophiea, Stocker, Szymanski, Tahnoose,

Tocco-Bradley, Prues

Nays: None

MOTION PREVAILED

MICNP Rules Petition

MacIntosh informed the Board that the Michigan Council of Nurse Practitioners is requesting that the rules be revised to allow for multiple prescriptions of Schedule II drugs to continue patient access to previous treatment regimens and allow for future care regimens for patients requiring such treatment. They are also requesting that the rules be revised to allow for up to three 30 day prescriptions.

MOTION by Szymanksi, seconded by, Tocco-Bradley, to open the rules.

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Discussion was held.

A roll call vote was taken: Yeas: Chafty, Gormas, Johnston, Rao,

Sophiea, Stocker, Szymanski, Tahnoose,

Tocco-Bradley Nays: Prues, Rogers

MOTION PREVAILED

Julianna Zei, MD – Continuing Education Waiver

MOTION by Tocco-Bradley seconded by Gormas, to discuss.

A voice vote was held.

MOTION PREVAILED

Discussion was held.

MOTION by Tocco-Bradley, seconded by Szymanski, to approve the Continuing Education Waiver.

A roll call vote was taken: Yeas: Gormas, Johnston, Sophiea, Stocker, Szymanski,

Tahnoose, Tocco-Bradley

Nays: Prues, Rogers Abstain: Chafty, Rao

MOTION PREVAILED

Rules Discussion

None

Department Update

MacIntosh informed the Board that the FSMB annual meeting is scheduled for April 26-28, 2018. FSMB will reimburse up to \$1,800 for travel expenses. The Board Chair or a designated professional Board member alternate may attend. There are also scholarships available to allow for public members to attend. He advised board members to contact Chair, Arsiwala, if they are interested. The deadline to apply is February 2, 2018.

MacIntosh also let the Board know that Dr. Arsiwala was nominated by Dr. Graham for a position with the FSMB.

PUBLIC COMMENT

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None

ANNOUNCEMENTS

The next regularly scheduled meeting will be held March 14, 2018 at 10:00 a.m., at the Ottawa Building, 611 West Ottawa Street, Upper Level Conference Center, Conference Room 3, Lansing, Michigan.

ADJOURNMENT

	MOTION by Tocco-Bradley,	seconded by Chafty, t	o adjourn the	meeting at 11:30 a.m
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A voice vote followed.

MOTION PREVAILED

Minutes approved by the Board on: _	3-14-18
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Prepared by:

LeAnn Payne January 26, 2018

Bureau of Professional Licensing