

MINUTES

North Carolina Medical Board

January 20-22, 2010

**1203 Front Street
Raleigh, North Carolina**

Minutes of the Open sessions of the North Carolina Medical Board Meeting held January 20-22, 2010.

The January 20-22, 2010 meeting of the North Carolina Medical Board was held at the Board's Office, 1203 Front Street, Raleigh, NC 27609. The meeting was called to order at 8:05 a.m., Wednesday, January 20, 2010, by Donald E. Jablonski, DO, President. Board members in attendance were: George L. Saunders III, MD, Past President; Janice E. Huff, MD, President-Elect; Ms. Pamela Blizzard; Thomas R. Hill, MD; Ms. Thelma Lennon; Ralph C. Loomis, MD, John B. Lewis, Jr., LLB; Peggy R. Robinson, PA-C; Paul S. Camnitz, MD and William W. Foster, MD. William A. Walker, MD, Secretary/Treasurer was absent. Also attending were R. David Henderson, Executive Director and Thom Mansfield, Board Attorney.

Presidential Remarks

Dr. Jablonski commenced the meeting by reading from the State Government Ethics Act, "ethics awareness and conflict of interest reminder." No conflicts were reported.

It was noted that Dr. William Walker would be absent from this meeting. Therefore, Dr. Huff was selected to serve as the 'Pro Tempore' Secretary/Treasurer for this meeting.

Dr. Sheets of the NC Medical Society was appointed as an agent of the Board for the three-day meeting. He will be sitting in on committee meetings through the Board meeting, to better understand how the NC Medical Board works and to offer suggestions to improve the Board's processes.

Dr. Huff gave a brief update to the Board regarding individual Board member contributions to Dr. Rhyne's election campaign at the Federation of State Medical Boards.

Minute Approval

Motion: A motion passed that the November 25, 2009 Board Minutes are approved as presented.

Executive Director's Announcements

Mr. Mansfield recognized Betty Sutherland and Carren Mackiewicz as new members of the Legal Department.

Mr. Henderson announced that Ms. Karen Mathew, Director of Investigations from the NC Board of Pharmacy, would be here on Wednesday to give our investigators a presentation.

Mr. Henderson recognized Ms. Pamela Blizzard for being appointed to a new three-year term with the NCMB.

Mr. Ellis recognized Van Parker for his five-year anniversary with the NCMB.

Mr. Ellis also recognized Rick Sims, Van Parker, Therese Dembroski, Loy Ingold and Bruce Jarvis as Senior Investigators for the NCMB.

Mr. Henderson announced that Dr. Pendergast of NCPHP would be giving the Board its annual status report on PHP.

Mr. Henderson also announced that the auditors would be giving the Board an update on Friday.

EXECUTIVE COMMITTEE REPORT

The Executive Committee of the North Carolina Medical Board was called to order at 10:20 am, Wednesday January 20, 2010 at the offices of the Board. Committee members present were: Donald E. Jablonski, DO, Chair; George L. Saunders, MD; Janice E. Huff, MD; and John B. Lewis, Jr. Also present were Ralph C. Loomis, MD, R. David Henderson (Executive Director) and Peter T. Celentano, CPA (Comptroller).

Financial Statements

Year end Audit Report – Boyce, Furr & Company, CPA's: Ms. Sandy Newell, CPA, an audit partner with the firm Boyce, Furr & Company, CPAs ("Boyce Furr") presented the financial statements for the fiscal year ended October 31, 2009. Ms. Newell explained to the Committee that the statements are presented fairly and in accordance with generally accepted accounting principles. An unqualified opinion has been made on the report. Boyce Furr issued a management letter dated January 20, 2009, noting the restatement of 2008 revenue, the restatement of accrued vacation, and a suggestion regarding the review of ACH transfers.

After Dr. Jablonski excused the staff, Ms. Newell spoke directly to the Committee and indicated there were no concerns that arose while performing the audit.

The Committee recommends the Board adopt the financial statements as presented by Boyce Furr.

Litigation Fund: Previously, the Board designated two million dollars of unrestricted net assets for litigation. The Committee recommends the Board modify this action to designate up to two million dollars of unrestricted net assets for litigation.

Monthly Accounting November 2009: Mr. Celentano, CPA, presented the November 2009 compiled financial statements. November is the first month of fiscal year 2010. The Committee recommends the Board accept the financial statements as reported.

Old Business

There were no items to discuss.

New Business

Proposed Rule: N.C. Gen Stat 93B-2 requires state occupational licensing boards (OLBs) to file annual reports with various state agencies. These reports include information on applications, licensing, fees, discipline, rulemaking, Board member training, etc.

G.S. 93B-2(d) states that if a board does not timely comply with the reporting requirement, the board's authority to expend fees is suspended. The law requires OLBs to adopt rules establishing a procedure by which fees tendered during suspension would be placed in escrow.

The Committee recommends the Board adopt the following rule as required by G.S. 93B-2(d):

21 NCAC 32A .XXXX SUSPENSION OF AUTHORITY TO EXPEND FUNDS

In the event the Board's authority to expend funds is suspended pursuant to NC Gen. Stat. Section 93B-2(d), the Board shall continue to issue and renew licenses and all fees tendered shall be placed in an escrow account maintained by the Board for this purpose. Once the Board's authority is restored, the funds shall be moved from the escrow account into the general operating account.

Fines: G.S. 90-14(a) permits the Board to fine a licensee who has been found by the Board to have violated the Medical Practice Act.

The Committee recommends that staff identify violations appropriate for fines and submit proposed ranges of fines for each violation for review by the Executive Committee at the March meeting.

Although the Board is entitled to withhold ten percent of all funds collected for administrative costs, the Committee recommends that the Board remit all amounts collected to the appropriate school system.

Advertising Task Force: The Board has published rules regarding board certification and advertising. In light of numerous concerns raised during the comment period, Dr. Jablonski has decided to appoint a task force to further research and consider this issue. The task force should be in place in the next few weeks and the Policy Committee should have recommendations at the July Board meeting.

Scope of Practice Task Force: The Board issues a license to “practice medicine and surgery” and does not specify, in issuing a medical license, the area that a physician can practice. The Board expects a physician to limit his/her practice to those areas that they are safe to practice; that is, those areas where they have adequate education and training.

For a variety of reasons, many physicians move into areas of practice that are different than what they were trained. In light of this, Dr. Jablonski has decided to appoint a task force to further research and consider this issue. The task force should be in place in the next few and, hopefully, the Board will have a recommendation at the July Board meeting.

Presidential Advisory Group: Dr. Jablonski has set a goal to actively solicit input from outside parties regarding matters of importance to the Medical Board. For this reason, Dr. Jablonski has decided to establish the NCMB Presidential Advisory Group to be comprised of all former NCMB Board members. The purpose of this group will be to provide advice to the President and the Board on matters of importance to the Board.

POLICY COMMITTEE REPORT

Committee Members: Judge Lewis, Dr. Camnitz and Dr. Loomis
Dr. Walker – Absent

OLD BUSINESS:

TELEMEDICINE

Issue: The Board to consider recent adoptions of telemedicine policies and statements by the Federation, Blue Cross Blue Shield and the AMA.

5/2009 COMMITTEE DISCUSSION: Dr. Rhyne reported that the Federation recently adopted a statement regarding telemedicine. It was also reported that BCBS would be implementing a new e-medicine policy.

5/2009 BOARD ACTION: Mr. Brosius to use information from AMA, Federation, Medical Society and BCBS, to begin working on a comprehensive policy. This policy should include the telepsychiatry issue the Committee addressed last year.

7/2009 COMMITTEE DISCUSSION: Dr. Rhyne reported that the AMA recently passed a policy regarding telemedicine and that Blue Cross Blue Shield may have also taken a position regarding this issue.

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7/2009 COMMITTEE RECOMMENDATION: Mr. Brosius is to continue to research this issue. The Committee will report its findings at the September meeting.

7/2009 BOARD ACTION: No action required.

9/2009 COMMITTEE DISCUSSION: Mr. Brosius presented the following proposed Position Statement. Comments were solicited from DHHS and their recommendations were considered and incorporated where the Policy Committee deemed appropriate.

9/2009 COMMITTEE RECOMMENDATION: Present proposed Position Statement to the full Board for consideration. This issue will be revisited at the November 2009 meeting.

9/2009 BOARD ACTION: Have proposed Position Statement published in Forum for comments before final adoption by Board.

11/2009 COMMITTEE RECOMMENDATION: Continue to collect comments. Position Statement and comments will be considered at the January 2010 meeting.

11/2009 BOARD ACTION: Continue to collect comments. Position Statement and comments will be considered at the January 2010 meeting.

1/2010 COMMITTEE DISCUSSION: Comments received are on file and were provided for the Committee's review. The Committee discussed the need for informed consent. It was the consensus of the Committee that the proposed Position Statement should not be changed.

1/2010 COMMITTEE RECOMMENDATION: (Loomis/Camnitz) Approve proposed Position Statement. Present to full Board for approval.

1/2010 BOARD ACTION: After a full Board discussion, the Board voted to table this issue until the staff could obtain additional information regarding informed consent.

Telemedicine

"Telemedicine" is the practice of medicine using electronic communication, information technology or other means between a physician in one location and a patient in another location with or without an intervening health care provider.

The Board recognizes that technological advances have made it possible for physicians to provide medical care to patients who are separated by some geographical distance. As a result, telemedicine is a potentially useful tool that, if employed appropriately, can provide important benefits to patients, including: increased access to health care, expanded utilization of specialty expertise, rapid availability of patient records, and the reduced cost of patient care.

The Board cautions, however, that physicians practicing via telemedicine will be held to the same standard of care as physicians employing more traditional in-person medical care. A failure to conform to the appropriate standard of care, whether that care is rendered in-person or via telemedicine, may subject the physician to potential discipline by this Board.

The Board provides the following considerations to its licensees as guidance in providing medical services via telemedicine:

Training of Staff -- Staff involved in the telemedicine visit should be trained in the use of the telemedicine equipment and competent in its operation.

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Examinations -- Physicians using telemedicine technologies to provide care to patients located in North Carolina must provide an appropriate examination prior to diagnosing and/or treating the patient. However, this examination need not be in-person if the technology is sufficient to provide the same information to the physician as if the exam had been performed face-to-face.

Other examinations may also be considered appropriate if the physician is at a distance from the patient, but a licensed health care professional is able to provide various physical findings that the physician needs to complete an adequate assessment. On the other hand, a simple questionnaire without an appropriate examination may be a violation of law and/or subject the physician to discipline by the Board.¹

Informed Consent -- The physician using telemedicine should obtain the patient's informed consent before providing care via telemedicine services. In addition to information relative to treatment, the patient should be informed of the risks and benefits of being treated via telemedicine, including how to receive follow-up care or assistance in the event of an adverse reaction to the treatment or in the event of an inability to communicate as a result of a technological or equipment failure. The patient retains the right to withdraw his or her consent at any time.

Physician-Patient Relationship – The physician using telemedicine should have some means of verifying that the person seeking treatment is in fact who he or she claims to be. A diagnosis should be established through the use of accepted medical practices, i.e., a patient history, mental status examination, physical examination and appropriate diagnostic and laboratory testing. Physicians using telemedicine should also ensure the availability for appropriate follow-up care and maintain a complete medical record that is available to the patient and other treating health care providers.

Medical Records -- The physician treating a patient via telemedicine must maintain a complete record of the telemedicine patient's care according to prevailing medical record standards. The medical record serves to document the analysis and plan of an episode of care for future reference. It must reflect an appropriate evaluation of the patient's presenting symptoms, and relevant components of the electronic professional interaction must be documented as with any other encounter.

The physician must maintain the record's confidentiality and disclose the records to the patient consistent with state and federal law. If the patient has a primary physician and a telemedicine physician for the same ailment, then the primary physician's medical record and the telemedicine physician's record constitute one complete patient record.

Licensure -- The practice of medicine is deemed to occur in the state in which the patient is located. Therefore, any physician using telemedicine to regularly provide medical services to patients located in North Carolina should be licensed to practice medicine in North Carolina.²

¹ See also the Board's Position Statement entitled "Contact with Patients before Prescribing."

² N.C. Gen. Stat. § 90-18(c)(11) exempts from the requirement for licensure: "The practice of medicine or surgery by any nonregistered reputable physician or surgeon who comes into this State, either in person or by use of any electronic or other mediums, on an irregular basis, to consult with a resident registered physician or to consult with personnel at a medical school about educational or medical training. This proviso shall not apply to physicians resident in a neighboring state and regularly practicing in this State."

The Board also notes that the North Carolina General Statutes define the practice of medicine as including, "The performance of any act, within or without this State, described in this subdivision by use of any electronic or other means, including the Internet or telephone." N.C. Gen. Stat. § 90-1.1(5)f.

Physicians need not reside in North Carolina, as long as they have a valid, current North Carolina license.

North Carolina physicians intending to practice medicine via telemedicine technology to treat or diagnose patients outside of North Carolina should check with other state licensing boards. Most states require physicians to be licensed, and some have enacted limitations to telemedicine practice or require or offer a special registration. A directory of all U.S. medical boards may be accessed at the Federation of State Medical Boards Web site: http://www.fsmb.org/directory_smb.html.

Fees – The Board's licensees should be aware that third-party payors may have differing requirements and definitions of telemedicine for the purpose of reimbursement.

BOARD CERTIFICATION DISTINCTION

7/2009 BOARD ACTION: Approve proposed rule. Proceed with rule-making process.

9/2009 COMMITTEE DISCUSSION: It was reported that the following rule has been submitted to the Office of Administrative Hearings to be published in the NC Register. A public hearing for the purpose of collecting any comments will be held at the Board's office on November 30, 2009 at 11:00 am. The proposed rule will be submitted to the Board at its December meeting for adoption.

9/2009 BOARD ACTION: Accept as information.

11/2009 COMMITTEE DISCUSSION: It was reported that the following rule has been submitted to the Office of Administrative Hearings and was published in the NC Register. A public hearing for the purpose of collecting any comments will be held at the Board's office on November 30, 2009 at 11:00 am. The Board continues to receive comments. The proposed rule and comments collected will be presented to the Board at its January 2010 meeting for consideration.

11/2009 COMMITTEE RECOMMENDATION: No action necessary.

11/2009 BOARD ACTION: No action necessary.

1/2010 COMMITTEE DISCUSSION: A public hearing was held on November 30, 2009, for the purpose of receiving comments regarding the proposed rule. A taskforce is currently being assembled to further research and consider this issue. No action is necessary at this time.

1/2010 COMMITTEE RECOMMENDATION: For information only. No action necessary at this time.

1/2010 BOARD ACTION: Dr. Jablonski is to appoint a taskforce to further research and consider this issue.

21 NCAC 32Y .0101 is proposed for adoption as follows:

Subchapter 32Y – SPECIALTY AND BOARD CERTIFICATION ADVERTISING

21 NCAC 32Y .0101 ADVERTISING OF SPECIALTY AND BOARD CERTIFICATION

(a) No physician shall advertise or otherwise hold himself or herself out to the public as being “Board Certified” without proof of current certification by a specialty board approved by (1) the American Board of Medical Specialties; (2) the Bureau of Osteopathic Specialists of American Osteopathic Association; (3) the Royal College of Physicians and Surgeons of Canada; (4) a board or association with an Accreditation Council for Graduate Medical Education approved postgraduate training program that provides complete training in that specialty or subspecialty; or (5) a board or association with equivalent requirements approved by the North Carolina Medical Board.

(b) Any physicians advertising or otherwise holding himself or herself out to the public as “Board Certified” as contemplated in paragraph (a) shall disclose in the advertisement the specialty board by which the physician was certified.

(c) Physicians shall not list their names under a specific specialty in advertisements, including but not limited to, classified telephone directories and other directories unless: (1) they are board certified as defined in paragraph (a); or (2) they have successfully completed a training program in the advertised specialty that is accredited by the Accreditation Council for Graduate Medical Education or approved by the Council on Postdoctoral Training of the American Osteopathic Association.

History Note: Authority G.S.90-5.1, 90-5.2, 90-14.

DISRUPTIVE PHYSICIANS - Position Statement

Issue: The Continued Competence Committee has asked that the Policy Committee consider a Position Statement pertaining to disruptive physicians.

9/2009 COMMITTEE DISCUSSION: The Policy Committee reviewed several policies and statements in preparation of considering a Position Statement on disruptive physicians. It was agreed that the Committee should develop a Position Statement.

Mr. Brosius pointed out that we issue a number to private letters of concern addressing this issue and that it would be beneficial to have a Position Statement to support these letters.

Dr. Walker stated that the Position Statement should be a broad one that emphasized the importance of collaborating as a team to best manage patient care. Dr. Rhyne suggested that the issue be framed one of patient safety. Dr. Rhyne pointed out that the Position Statement should try to reach those physicians who tend to alienate themselves

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from the team and the ones practicing in rural areas. It was noted that many hospitals already have policies in place.

It was agreed that it is important to develop a Position Statement that was positive.

9/2009 COMMITTEE RECOMMENDATION: Mr. Brosius will draft a proposed Position Statement to be presented for the Committee to consider at the November 2009 meeting.

9/2009 BOARD ACTION: Accept Committee Recommendation.

11/2009 COMMITTEE DISCUSSION: The following proposed Position Statement was reviewed by the Committee and recommended edits have been incorporated.

11/2009 COMMITTEE RECOMMENDATION: The Policy Committee recommends adoption by the full Board. The Policy Committee does not recommend that the Position Statement be published in the Forum for comments. The Board might consider having the Position Statement published on the Board's website for comments.

11/2009 BOARD ACTION: Publish in Forum and on website for comments. Also, distribute to interested parties.

1/2010 COMMITTEE DISCUSSION: Comments received are on file and were provided for the Committee's review. The Committee discussed recommended changes by Dr. Pendergast.

1/2010 COMMITTEE RECOMMENDATION: (Camnitz/Loomis) Approve the proposed Position Statement with the recommended changes. Present to the full Board for approval.

1/2010 BOARD ACTION: The following Position is adopted with the recommended changes as follows:

Collaborative Care Within the Healthcare Team

The North Carolina Medical Board ("the Board") recognizes that the manner in which its licensees interact with others can significantly impact patient care.

The Board strongly urges its licensees to fulfill their obligations to maximize the safety of patient care by behaving in a manner that promotes both professional practice and a work environment that ensures high standards of care. The Accreditation Council for Graduate Medical Education highlights the importance of interpersonal/communication skills and professionalism as two of the six core competencies required for graduation from residency. Licensees should consider it their ethical duty to foster respect among all health care professionals as a means of ensuring good patient care.

Disruptive behavior is a style of interaction with physicians, hospital personnel, patients, family members, or others that interferes with patient care. Behaviors such as foul language; rude, loud or offensive comments; and intimidation of staff, patients and family members are commonly recognized as detrimental to patient care. Furthermore, it has become apparent that disruptive behavior is often a marker for concerns that can range from a lack of interpersonal skills to deeper problems, such as depression or substance abuse. As a result, disruptive behavior may reach a threshold such that it constitutes grounds for further inquiry by the Board

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into the potential underlying causes of such behavior. ~~In certain instances, b~~Behavior by a licensee that is disruptive could be grounds for Board discipline.

The Board distinguishes disruptive behavior from constructive criticism that is offered in a professional manner with the aim of improving patient care. The Board also reminds its licensees of their responsibility not only to patients, but also to themselves. Symptoms of stress, such as exhaustion and depression, can negatively affect a licensee's health and performance. Licensees suffering such symptoms are encouraged to seek the support needed to help them regain their equilibrium.

Finally, licensees, in their role as patient and peer advocates, are obligated to take appropriate action when observing disruptive behavior on the part of other licensees. The Board urges its licensees to support their hospital, practice, or other healthcare organization in their efforts to identify and manage disruptive behavior, by taking an ~~active~~ appropriate role in this process whenever possible.

POSITION STATEMENT REVIEW

11/2009 POLICY COMMITTEE DISCUSSION: The Policy Committee discussed its goal to begin reviewing all Position Statements on a rotating basis beginning with those that have been reviewed most remotely in time. One proposal was to attempt to have each position statement reviewed at least once every four years. Following is a chart of the current Position Statements. The Policy Committee will begin this process in January 2010.

11/2009 COMMITTEE RECOMMENDATION: The committee seeks the Board's consensus of this plan. Should the Board approve this plan the committee will formulate a review schedule to be reviewed in January.

11/2009 BOARD ACTION: Approve Committee recommendation.

1/2010 COMMITTEE DISCUSSION: The following review schedule is provided for the Committee's consideration. The Committee discussed a 4 year review schedule. It was also discussed that all Position Statements for review would be offered to the full Board for input.

1/2010 COMMITTEE RECOMMENDATION: (Loomis/Camnitz) Adopt a 4 year review schedule as presented. All reviews will be offered to the full Board for input. Additionally all reviews will be documented and will be reported to the full Board, even if no changes are made.

1/2010 BOARD ACTION: Adopt the recommendation of the Policy Committee.

POSITION STATEMENT	ADOPTED	SCHEDULED FOR REVIEW	LAST REVISED/ REVIEWED/ ADOPTED	REVISED/ REVIEWED	REVISED/ REVIEWED	REVISED/ REVIEWED	REVISED/ REVIEWED
Unethical Agreements in Complaint Settlements	Nov-93		May-96				
Professional Obligation to Report Incompetence, Impairment, and Unethical Conduct	Nov-98		Nov-98				

Medical, Nursing, Pharmacy Boards: Joint Statement on Pain Management in End-of-Life Care	Oct-99		Oct-99				
What Are the Position Statements of the Board and To Whom Do They Apply?	Nov-99		Nov-99				
Contact With Patients Before Prescribing	Nov-99		Feb-01				
Guidelines for Avoiding Misunderstandings During Physical Examinations	May-91		Oct-02	Feb-01	Jan-01	May-96	May-93
Office-Based Procedures	Sep-00		Jan-03				
Access to Physician Records	Nov-93		Aug-03	Mar-02	Sep-97	May-96	
Medical Supervisor-Trainee Relationship	Apr-04		Apr-04				
The Treatment of Obesity	Oct-87		Jan-05	Mar-96			
HIV/HBV Infected Health Care Workers	Nov-92		Jan-05	May-96			
Writing of Prescriptions	May-91		Mar-05	Jul-02	Mar-02	May-96	Sep-92
Laser Surgery	Jul-99		Jul-05	Aug-02	Mar-02	Jan-00	
Self- Treatment and Treatment of Family Members and Others With Whom Significant Emotional Relationships Exist	May-91		Sep-05	Mar-02	May-00	May-96	
Advertising and Publicity	Nov-99		Sep-05	Mar-01			
Prescribing Legend or Controlled Substances for Other Than Valid Medical or Therapeutic Purposes, with Particular Reference to Substances or Preparations with Anabolic Properties	May-98		Nov-05	Jan-01	Jul-98		
Sale of Goods From Physician Offices	Mar-01		Mar-06				
Competence and Reentry to the Active Practice of Medicine	Jul-06		Jul-06				
Availability of Physicians to Their Patients	Jul-93		Jul-06	Oct-03	Jan-01	May-96	
Referral Fees and Fee Splitting	Nov-93		Jul-06	May-96			
Sexual Exploitation of Patients	May-91		Sep-06	Jan-01	Apr-96		
Care of the Patient Undergoing Surgery or Other Invasive Procedure	Sep-91		Sep-06	Mar-01			
The Physician-Patient Relationship	Jul-95		Sep-06	Aug-03	Mar-02	Jan-00	Jul-98
The Retired Physician	Jan-97		Sep-06				
Physician Supervision of Other Licensed	Jul-07		Jul-07				

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Health Care Practitioners							
Medical Testimony	Mar-08		Mar-08				
Advance Directives and Patient Autonomy	Jul-93		Mar-08	May-96			
End-of-Life Responsibilities and Palliative Care	Oct-99		Mar-08	May-07			
Drug Overdose Prevention	Sep-08		Sep-08				
Policy for the Use of Controlled Substances for the Treatment of Pain	Sep-96		Sep-08	Jul-05			
Medical Record Documentation	May-94		May-09	May-96			
Retention of Medical Records	May-98		May-09				
Capital Punishment	Jan-07		Jul-09				
Departures from or Closings of Medical	Jan-00		Jul-09	Aug-03			

CONTINUED COMPETENCE COMMITTEE REPORT

Members present were: Paul Camnitz, MD, Chair; Peggy Robinson, PA-C; William Walker, MD was absent. Also attending was: Janelle Rhyne, MD, via teleconference call; Michael Sheppa, MD, Medical Director; Scott Kirby, MD, Assistant Medical Director; Thom Mansfield, Director of Legal; Christina Apperson, Staff, and Maureen Bedell, Staff.

OLD BUSINESS

- I. There was no old business to discuss.

NEW BUSINESS

- I. Dr. Janelle Rhyne gave the Committee an update on the Federation of State Medical Board Maintenance of Licensure Initiative. A discussion followed regarding portions of the document.

ADVISORY GROUP ON CONTINUED COMPETENCE OF LICENSED PHYSICIANS Report on FSMB Maintenance of Licensure Initiative

INTRODUCTION AND CHARGE

The Federation of State Medical Boards' (FSMB) Advisory Group on Continued Competence of Licensed Physicians was convened in the fall of 2009 and charged to issue an opinion to the FSMB Board of Directors concerning the FSMB's Maintenance of Licensure initiative and more specifically, whether the framework proposed in the report of Special Committee on Maintenance of Licensure for use by the state medical boards in assuring the continued competence of licensed physicians is feasible, reasonable, consistent with the guiding principles adopted by FSMB's House of Delegates in May 2008 and suitable for use by state medical boards in assuring the continued competence of licensed physicians.

In carrying out their charge, the Advisory Group was asked to include in its consideration and, where appropriate, provide input regarding:

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1. Review of the FSMB's work on Maintenance of Licensure (MOL), to include public policies, reports, documents and any active engagement of state medical boards, the public, physicians and other stakeholders in discussions about MOL and the solicitation of their input in the evolution and development of related policy recommendations.
2. Review of the available research and published literature concerning the evidence for the need for initiating an MOL program and the effects of such a program as well as other quality improvement methodologies on physician practice and quality care outcomes.
3. Review of further analyses of any outstanding issues that surfaced as a result of the MOL impact analysis report and state medical board and other stakeholders' feedback to this report.
4. In collaboration with appropriate stakeholders, review and /or develop recommendations for how MOL, maintenance of certification and other continuous improvement activities could be aligned to support state medical boards in achieving a regulatory system that assures the public of a physician's competence while minimizing duplication and burden on the physician community.
5. Review of any pilot projects supported/funded by the FSMB in collaboration with appropriate stakeholders centering on issues relevant to the MOL discussions.

DESIRED OUTCOMES

After reviewing the charge, the Committee developed its list of desired outcomes from the planning process. It was agreed that it would like to achieve:

- A brief, compelling, clear statement about the future direction of the Maintenance of Licensure initiative.
- A continued, strong leadership role for FSMB in medical licensure and regulation.
- Momentum for FSMB to take the next steps and move the MOL agenda forward.
- A simple, unified process that should not compromise patient care nor create barriers to physician practice.
- Very specific recommendations regarding strategies and time lines for implementation, if possible.

METHODOLOGY

The Advisory Group on Continued Competence of Licensed Physicians held three conference call meetings and one face to face meeting during the period from August – November, 2009. At its first meeting, the Committee agreed to the following:

A consensus-based process and report would be the goal of the Advisory Group. In addition to addressing the Advisory Group charge, the Group might also consider "complementary strategies" that may indirectly relate to the Group's recommendations,

While the members would have free access to discuss Advisory Group deliberations within their organizations, it was agreed that no member of the Group would prematurely represent any discussion as a decision of the Advisory Group as a whole.

The Advisory Group was cognizant that the desired deadline for its work was November, 2009, but that if additional time was needed, an extension would be granted.

INFORMATION PROVIDED TO THE ADVISORY GROUP

The group used a knowledge based approach to its deliberations and considered all FSMB documents regarding Maintenance of Licensure (MOL), available research, policies from other organizations, including the American Medical Association. See Supplemental document A for a glossary of terms and acronyms. See Supplemental document B for the Maintenance of Licensure Timeline and see Supplemental document C for a complete listing of all documents distributed, read and considered by the Advisory Group.

The facilitator also conducted confidential phone interviews with members of the Advisory Group and FSMB staff involved in the Group. Advisory Group members were asked:

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1. In the next few years, what are the greatest opportunities regarding the FSMB's Maintenance of Licensure Initiative? Greatest challenges?
2. To what degree is the framework proposed in the Special Committee on MOL Report feasible, reasonable, and suitable for use by state medical boards?
3. What are the key issues that our Advisory Group should be addressing?
4. What preliminary advice do you have for FSMB on its Maintenance of Licensure Initiative?
5. Any other ideas and suggestions you would like to place on the Advisory Group "table?"

The results were aggregated anonymously and served to "jump start" the discussion about Maintenance of Licensure and the role of FSMB.

In order to be absolutely clear about its charge, the Advisory Group Chair requested a legal opinion about the use of the term "assure" in a Maintenance of Licensure program.

Finally, the Advisory Group requested and received a survey of State Medical Boards regarding their level of discussion/dialogue about MOL and their ability to implement MOL requirements, either through statutory authority or reinterpretation of existing Continuing Medical Education (CME) language. This survey repeated several questions that had been asked in 2007.

Note: All supplemental documents are available on the FSMB website at:

<http://www.fsmb.org/library.html>.

ADVISORY GROUP ENDORSEMENT OF FSMB GUIDING PRINCIPLES

In its first action, the Advisory Group recommends continued FSMB support of its five MOL principles from the Board of Director Report 08-3: *Assuring the Ongoing Competence of Licensed Physicians*, with the exception of the third bullet as modified below. The Advisory Group believes that the replacement suggestion for the third bullet emphasizes the positive implications of Maintenance of Licensure.

- *Maintenance of licensure should support physicians' commitment to lifelong learning and facilitate improvement in physician practice.*
- *Maintenance of licensure systems should be administratively feasible and should be developed in collaboration with other stakeholders. The authority for establishing maintenance of licensure requirements should remain within the purview of state medical boards.*
- *Maintenance of licensure should not compromise patient care or create barriers to physician practice. (Previously: "Maintenance of licensure should not be overly burdensome for the professional and should not hinder physician mobility.)*
- *The infrastructure to support physician compliance with maintenance of licensure requirements must be flexible and offer a choice of options for meeting requirements.*
- *Maintenance of licensure processes should balance transparency with privacy protections.*

ADVISORY GROUP OPINION ABOUT REQUIREMENTS FOR DEMONSTRATING COMPETENCE FOR PHYSICIAN LICENSE RENEWAL

The Advisory Group gave careful consideration to the "Framework for Maintenance of Licensure" as recommended in the *Draft Report on Maintenance of Licensure*, February, 2008, and believes that, as modified below, the framework is feasible, reasonable, consistent with the guiding principles adopted by FSMB's House of Delegates in May 2008 and suitable for use by state medical boards in assuring the continued competence of licensed physicians.

The Advisory Group suggests the following modifications to the framework with the intent of providing greater clarity, simplicity and options to the state medical boards. *The modified framework is indicated below in italics and illustrated on the next page.* Supplemental document G includes the original framework as proposed in the Draft Report on Maintenance of Licensure, February, 2008.

As a condition of license renewal, physicians should provide evidence of participating in a program of professional development and lifelong learning that is based on the general competencies model:

medical knowledge
patient care

*interpersonal and communication skills
practice based learning
professionalism
systems based practice*

The following requirements reflect the three major components of what is known about effective lifelong learning in medicine.

1. Reflective Self Assessment (What improvements can I make?)

Physicians must participate in an ongoing process of reflective self-evaluation, self-assessment and practice assessment, with subsequent successful completion of tailored educational or improvement activities.

2. Assessment of Knowledge and Skills (What do I need to know?)

Physicians must demonstrate the knowledge, skills and abilities necessary to provide safe, effective patient care within the framework of the six general competencies as they apply to their individual practice.

3. Performance in Practice (How am I doing?)

Physicians must demonstrate accountability for performance in their practice using a variety of methods that incorporate reference data to assess their performance in practice and guide improvement.

It was decided that the NCMB should give feedback regarding our support to the FSMB.

II. Dr. Sheppa reviewed the Coalition for Physician Enhancement Spring 2010 meeting that will be held on May 6-7, 2010 in Fort Worth, Texas. The program is entitled "Patient Safety in Assessment: From Clinical Decision-Making to Disruptive Behaviors".

III. Dr. Camnitz opened the discussion of what the NCMB Continued Competence Committee's purpose is. The Committee agreed that it plays a pivotal role tracking the FSMB Maintenance of Licensure and keeping licensees updated. It was decided once the FSMB makes their final recommendation at their Annual meeting in April 2010 the committee will reconvene and prepare an article regarding this for the NCMB Forum. It was also decided that the committee would meet every other Board Meeting.

LICENSE COMMITTEE REPORT

Janice Huff, MD, Chairman, Pamela Blizzard, Thomas Hill, MD, Ralph Loomis, MD, Joy Cooke, Michelle Allen, Mary Mazzetti, Kim Chapin, Ravonda James, Scott Kirby, MD, Patrick Balestrieri, Amy Whited, Douglas Sheets, MD

OPEN SESSION

OLD BUSINESS:

1. Statutory Requirement for Postgraduate Training

Issue: At the March 2009 meeting a motion was passed for staff to investigate the feasibility of changing NCGS 90-9.1(a)(2)a to require completion of more than 1 year of postgraduate education for graduates of a medical college approved by the Liaison Commission on Medical Education, an osteopathic college approved by the American Osteopathic Association or The Committee for the Accreditation of Canadian Medical Schools after graduation from medical school. 11/09 Board Action: Have legal provide an update at the January 2010 meeting. Tasked to legal 12/9/09

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Board Action: Recommend special project assignment to contact stake holders and research the repercussions it will have on the medical community.

2. Proposed Licensing Regulatory Rules

Issue: Nancy Hemphill continues to work on drafting rules. 11/09 Board Action: Accept as information.

Board Action: Accept as information.

3. Legal Residence Status

Staff continues to investigate the most practical way to verify that an applicant is a legal resident of the US. 11/09 Board Action: Move forward with staff's proposal. Legal and Licensing Staff have submitted an application to participate in the SAVE program and are awaiting a response to the request.

Board Action: Accept as information – Staff to provide update at March meeting.

4. Illness and Substance Abuse Question on Licensure Applications.

Do NCMB's licensing application questions violate the Americans with Disabilities Act (ADA) and are they discriminatory towards those "qualified individuals with disabilities" who answer in the affirmative?

11/09 Board Action: Change question 7 to read, "Do you currently have a mental health or physical condition (not referenced above) which in any way limits or impairs, or if untreated could limit or impair, your ability to practice medicine in a competent or professional manner? "Currently" means recently enough so that the condition could reasonably be expected to have an impact on your ability to function as a physician. Defer question 5 and 6 back to legal for further review. Task to change question 7 forwarded to Operations 12/9/09 for followup. Questions 5 & 6 referred back to Legal 12/9/09.

Modification to application question # 5

Current question reads "In the past five (5) years have you used or consumed any controlled substance or other prescription drugs other than those lawfully prescribed for you, by another authorized healthcare professional or have you used illegal drugs? "Used illegal drugs" means the use of controlled substance obtain illegally, such as, but not limited to heroin or cocaine, as well as the use of controlled substance that are not obtained pursuant to a valid prescription or not taken in accordance with the direction of a licensed healthcare practitioner. Question 5 will become 2 questions.

New Q5. In the past five (5) years, have you used or consumed any controlled substance or other prescription drug that you obtained through illegal or improper means?

New Q6. In the past five (5) years, have you used or consumed any illicit or illegal drugs including, and not limited to cocaine, heroin, ecstasy (3,4-Methylenedioxymethamphetamine), LSD (d-lysergic acid diethylamide), mescaline (3,4,5 trimethoxyphenethylamine), Psilocybin (4-phosphoryloxy-N,N-dimethyltryptamine), PCP (phencyclidine) and/or Marijuana (delta-9-tetrahydrocannabinol)?

Modification to application question #6

Current question reads "In the past five (5) years, have you used alcohol or other substances in a manner that could in any way impair or limit your ability to practice medicine with reasonable skill and safety when on duty?"

Issue to discuss:

1. Should a NCPHP (or other State PHP) qualifier be inserted into current Question #6 (i.e. if you are a current NCPHP (or other State PHP) anonymous participant and in compliance with your contract, you do not need to list any such use(s) related to this question?
2. Should we insert "including, but not limited to...." language into this question? If yes, then what would the list contain? Consider "...have you used alcohol, controlled substances or any illicit or illegal drugs including, but not limited to, cocaine, heroin, ecstasy (3,4-Methylenedioxymethamphetamine), LSD (d-lysergic acid diethylamide), mescaline (3,4,5-trimethoxyphenethylamine), Psilocybin (4-phosphoryloxy-N,N-dimethyltryptamine), PCP (phencyclidine) and/or Marijuana (delta-9-tetrahydrocannabinol)?"

Board Action: Accept proposed modifications, without PHP qualifiers, to questions 5 & 6.

Implement new question as follows: In the past five (5) years, have you used alcohol or other substances in a manner that could in any way impair or limit your ability to practice medicine with reasonable skill and safety when on duty or have you been told you were impaired by your use of alcohol or other substances in a manner that could impair or limit your ability to practice medicine with reasonable skill and safety.

5. Selection process for split Board Interviews

At the September 2009 Board meeting it was suggested that the Licensing Committee consider "tweaking" the current selection process for split Board interviews. Possibly have a Board member review applications flagged by staff for a split Board, prior to making a final decision. It was then suggested this be tasked to Dr. Huff as part of her "retreat research". The current process is:

- (1) Application is reviewed by the legal department or office of the Medical Director; a decision is made as to whether SSRC is required; if yes, the SSRC determines whether a split Board interview is indicated and if it is, the applicant is notified that they will be scheduled to appear at the next Board meeting – no Board Member involvement; or
- (2) Application is reviewed only by the legal department because there are no quality of care issues and the legal department makes a recommendation for split Board interview; applicant is notified that they will be scheduled to appear at the next Board meeting – no Board Member involvement; or
- (3) Application is reviewed only by OMD because there are no ethical issues; only issues are malpractice claims, medical conditions and/or issues during training; OMD makes a recommendation for split Board interview; applicant is notified that they will be scheduled to appear at the next Board meeting – no Board Member involvement. 11/09 Board Action: Table until January 2010 meeting.

Staff Recommendation: When senior staff recommends a split Board interview for a license applicant: the senior staff recommendation will include a brief summary of reasons for a given recommendation (e.g. 8 malpractice claims/4 within last 3 years/2 payments in last 2 years; Ohio public action for wrong side surgery; remote but unreported misdemeanor arrest). The file, with the accompanying senior staff recommendation and brief summary, will then go to the licensing committee chair. (We feel there is the benefit of consistency with a single identified Board member reviewing the approximate 60 such cases each year, rather than dispersing the cases to the entire Board). If the licensing committee chair agrees with senior staff, the interview is scheduled. If the chair disagrees, the application goes to licensing committee for discussion. We did not discuss further actions if what we are suggesting is approved.

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However, for the sake of consideration, if over the course of a year there is significant discrepancy between what senior staff recommends and what the licensing committee chair approves, the opportunity to retrospectively review the discrepancies may be helpful. Similarly staff's retrospective review of the split board interview files and subsequent Board actions may also be helpful. (SSRC)

Board Action: Table until further review and action by the Best Practices Committee

6. License Fee

It has been suggested that applicants be required to pay another application fee if their application expires and they choose to update the expired portions of the application. Will this require a rule change? 11/09 Board Action: Charge additional processing fee equivalent to the application fee when applications expire and require updating. Incorporate into new licensing rules. Staff has incorporated the fee requirement into the rules that will be submitted to the Rules Review Commission.

Board Action: Accept as information

7. Application change

Due to the amount of time the SSRC spends reviewing "misinformation" on license applications, it is recommended that the following "warning" be added to the misdemeanor and felony sections on all applications:

"All prior misdemeanor and felony arrests, charges, and convictions must be reported as noted. Failure to report may result in denial of licensure, fines or other public disciplinary action. Do not assume any previous arrest, charge or conviction has been expunged unless you have in your possession an official written court order or document, signed by a judge, which explicitly orders the arrest, charge or conviction sealed and/or expunged."

11/09 Board Action: Add the following language to the misdemeanor and felony questions on the application to: All prior misdemeanor and felony arrests, charges, and convictions must be reported as noted. Failure to report may result in denial of licensure, fines or other public disciplinary action. Do not assume any previous arrest, charge or conviction has been expunged unless you have in your possession an official written court order or document, signed by a judge, which explicitly orders the arrest, charge or conviction sealed and/or expunged." Task forwarded to Operations 12/29 for followup.

Board Action: Accept as information

8. Application Change

Board Action: At the November 2009 meeting the Board voted to provide a definition for "investigation" where appropriate on the application questions.

Board Action: Accept the following definition: An "investigation" includes, but is not limited to, any instance where a medical board or other medical regulatory agency has made an inquiry into, examination or inspection of, or gathered evidence or information regarding you or your practice of medicine.

NEW BUSINESS:

1. Application Question #10

Current question reads “Have you ever been suspended from, placed on scholastic or disciplinary probation, expelled or requested to resign from any school, including medical school?”

Board Action: Change question #10 to read “Have you ever been suspended from, placed on scholastic or disciplinary probation, expelled or requested to resign from any school, including medical school, residency or fellowship programs”?

2. Proposed Licensing Regulatory Rules

Nancy Hemphill will present the proposed rules for Special Purpose License and Reentry as well as revisit rules for the Faculty Limited License.

Board Action: Table Special Purpose License until further review by the Best Practices Committee. Table discussion on rules for Faculty Limited License and Reentry until further review by staff is completed.

3. 10-year Rule

Board Action: OMD tasked to research amending the 10 year rule with regard to the AMA PRA.

A motion passed to close the session pursuant to Section 143-318.11(a) of the North Carolina General Statutes to prevent the disclosure of information that is confidential pursuant to Sections 90-8, 90-14, 90-16, 90-21.22 of the North Carolina General Statutes and not considered a public record within the meaning of Chapter 132 of the General Statutes and/or to preserve attorney/client privilege.

Nine licensure interviews were conducted. A written report was presented for the Board’s review. The Board adopted the Committee’s recommendation to approve the written report. The specifics of this report are not included because these actions are not public information.

A motion passed to return to open session.

JANUARY 2010 APPLICANTS PRESENTED

Abou Assi, Hiba
Abraham, Bobby
Addae, Yusif
Adusumalli, Anil Kumar
Agbafé-Mosley, Dorothy Ejinkonye
Akong, Joanne Frances
Alapati, Lavanya
Albert, Deborah Louise
Albustami, Omar Mahmoud
Allen, Harold H.
Amao, Olusegun Lanrewaju
Ambler, Richard Brian
Anderson, Jennifer Shultz
Andrews, Allan Hiroshi
Andrews, Carol Lynn

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Ardois, Michelle Gonzalez
Babcock, Andrew Carl
Ballas, Kathleen Marie
Banerjee, Deepak Dilip
Banerjee, Satyaki
Bethea, Lesa Keen
Bhat, Jayant Dinkar
Booker, David Lee
Bost, Sarah Jane
Bouton, Brian Barrett
Brantley, Hutton Petrey
Britt, Brian Keith
Bromberg, Todd Aaron
Brown, Evlyn
Brunner, Susan Frederic
Busse, Gregory Francis
Butler, Kirk Allen
Cairo Tunnell, Dana Lynn
Calabria, William Anthony
Calvert, Connie Lea
Calvert, Joseph Hayes
Cammock, Christopher Sterling
Chambers, John B
Chan, Yieshan Melissa
Chang, Catherine Lee
Chang, Daniel Tung
Chaudhuri, Kallol
Chaudhuri, Swapna
Chen, Chih-Cheng
Chi, Jamin Chung
Chukwunyere, Emmanuel Amam
Coates, Kimberly Willis
Cotoman, Dan Nicolae
Courter, Arlo John
Crowell, Theodore
Dallessio, Joseph John
Daniel, Stanley Robert
Davenport, Philip Aaron
Davis, Devon Lynn
Doctor, Neha Ninad
Doshi, Renu
Dunn, Holly Aruffo
Dupuis, Michael Lee
Ebert, Bryan Jeffrey
Edmond, Sura Ullah Sa-Laam
Eisdorfer, Carl
Elrefai, Sara Mohamed

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Ennis, Erin Katherine Powell
Epstein, Robert Marc
Esquivel, Heather Michele
Farnsworth, Samuel Eric
Faszholz, Mark Stephen
Faweya, Ayotunde Gregory
Fenn, James David
Fetter, Nicole Leigh
Flora, Lisa Ann
Ford, Renata Bastos
Foroughi, Arash
Fotuchang, Charles Anuju
Gaddy-Dubac, Ladson Brooks
Gaines, Richard Kenneth
Geneczko, John Theodore
Goldstein, Phillip Joshua
Gottlieb, Steven Michael
Goyal, Manish
Grant, Pearlina Barbara
Green, Andrew Todd
Greenbaum, Jason Louis
Greenwald, Daniel Maier
Hall, Tana Louise
Hamilton, Jonathan Nathaniel
Harland, Robert Carl
Hashish, Hisham Abd El-Aziz
Hayat, Faisal
Head, Douglas Scott
Henick, James Hugh
Hesler, Daniel Mark
Hodge, William Finbar
Hoffert, Marvin
Hofung, Brian Christopher
Hoppenfeld, Jon-David
Hortin, Janet Louise
Houston, Thaddeus Drexel
Hudson, Anna Woodall
James, James Franklin
Janjua, Muhammad Allahyar
Johnson, Martin Thomas
Jordan, Betty Gelvez
Kanungo, Anuradha
Karo, Jason Edward
Keeler, Carolyn Elizabeth
Kelley, Wayne
Kerbeshian, Jacob
Khan, Farooque Sultan Ahmed
Kieffer, Bradley Donald

January 20-22, 2010

Kline, David Erwin
Krakover, Brian Alan
Lambeth, Sally Metcalf
Larsen, John Walter
Lee, James Reilly
Lentz, Aaron Claude
Lin, Jefferson Bo-Zi
Lopatina, Olga Alex
Louisy, Craig Louis
Lucas, Todd Jefferson
MacPhail, John Adam
Magoun, George Lester
Makin, Mary Sue
Malhotra, Manisha
Mansour, Wissam Bader
Mason, Phillip Ross
May, Keith Andrew
Mayorga, Maria Alicia
McCarthy, Grace Chung-Yee
McCluney, Richard
McCormac, Rupert James IV
McNally, Brian Patrick
Meehan, Eric Todd
Mega, Benjamin Tamarin
Melvani, Sharon Ramesh
Min, Christopher Justus
Mitchell, Troy Michael
Morgan, Christopher John
Nanovic, Lisa Marie
Nelson, Debra Marie
Nullet, Francis Richard
O'Connor, James Vincent
Oketokun, Adefolaju
Okumagba, Enanore Efemini
OLoughlin, Terence Joseph
Oolut, Joseph James
Paddock, Heather Noelle
Panicker, Betsy Elizabeth
Paraliticci, Raul Edgardo
Parks, Graham Eric
Peeler, Benjamin Banks
Pesante, Maisha
Petersen, Matthew Christian
Pham, Tu Thao Ham
Pilania, Pramod
Pinosky, Mark
Polsky, Saul Scott
Potluri, Satish Babu

Ravi, Pragathi
Ray, Jayanta
Renner, Lisa Julie
Riel-Romero, Rosario Maria
Rimmer, Gregory Alan
Ritter, John Lawrence
Roberts, John Martin
Roberts, William Eggers
Rolen, Paul Benjamin
Rolls, Jason Andrew
Ross, Jason James
Rothman, Michael Ian
Runkle, Richard Daniel
Sabapathi, Anuradha
Saggio, Joseph Andrew
Sakr, Mahmoud
Saxonhouse, Sherry J
Schuman, Stefanie Gail
Scouras, Nicole Elaine
Sethi-Brown, Aditi
Shah, Ameesh Ashok
Shah, Archana Manoj
Shahin, Islam Aly
Sheikh, Saira Zafar
Singh, Rajdeep
Sladek-Lawson, Rosemarie
Sloand, Timothy Peter
Smith, Julian Kevin
Smith, Ryan Wesley
Stanger, Ryan
Starr, Carter Lisette
Steinlauf, Steven David
Stoermann, Richard Alan
Stoll, William David
Sumrall, Blair Stowe
Surati, Millie Jay
Tadros, Yousef Ebeid
Talantov, Andrei Vsevolod
Thampy, Unnikrishnan Narayanan
Troyer, Wendy Alyson
Tsai, Albert Frederick
Turner, Jack Cocke
Tyson, James William
Uppal, Priyanka
Vaught, Creighton Charles
Velasquez, Indira
Verrill, Matthew Millikan

Vissage Scruggs, Claudia Kristine
Wehle, Danielle Marie
Wesley, Cynthia Marie
White, Margaret Avery
Williams-Ramirez, Carlos Augusto
Wilson, Joseph Brian
Wofford, Taylor Stevens
Wood, Benjamin Chadwick
Xie, Linjun
Zenick, Robin Heather

LICENSE INTERVIEW REPORT

A motion passed to close the session pursuant to Section 143-318.11(a) of the North Carolina General Statutes to prevent the disclosure of information that is confidential pursuant to Sections 90-8, 90-14, 90-16, 90-21.22 of the North Carolina General Statutes and not considered a public record within the meaning of Chapter 132 of the General Statutes and/or to preserve attorney/client privilege.

Seven licensure interviews were conducted. A written report was presented for the Board's review. The Board adopted the Committee's recommendation to approve the written report. The specifics of this report are not included because these actions are not public information.

A motion passed to return to open session.

JANUARY 2010 APPLICANTS PRESENTED

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Bhat, Jayant Dinkar
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Busse, Gregory Francis
Butler, Kirk Allen
Cairo Tunnell, Dana Lynn
Calabria, William Anthony
Calvert, Connie Lea
Calvert, Joseph Hayes
Cammock, Christopher Sterling
Chambers, John B
Chan, Yieshan Melissa
Chang, Catherine Lee
Chang, Daniel Tung
Chaudhuri, Kallol
Chaudhuri, Swapna
Chen, Chih-Cheng
Chi, Jamin Chung
Chukwunyere, Emmanuel Amam
Coates, Kimberly Willis
Cotoman, Dan Nicolae
Courter, Arlo John
Crowell, Theodore
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Daniel, Stanley Robert
Davenport, Philip Aaron
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Lentz, Aaron Claude
Lopatina, Olga Alex
Louisy, Craig Louis
Lucas, Todd Jefferson
MacPhail, John Adam
Magoun, George Lester
Makin, Mary Sue
Malhotra, Manisha
Mansour, Wissam Bader
Mason, Phillip Ross
May, Keith Andrew
Mayorga, Maria Alicia
McCarthy, Grace Chung-Yee
McCluney, Richard
McCormac, Rupert James IV
McNally, Brian Patrick
Meehan, Eric Todd
Mega, Benjamin Tamarin
Melvani, Sharon Ramesh
Min, Christopher Justus
Morgan, Christopher John
Nanovic, Lisa Marie
Nelson, Debra Marie
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Paraliticci, Raul Edgardo
Parks, Graham Eric
Peeler, Benjamin Banks
Petersen, Matthew Christian
Pham, Tu Thao Ham
Pilania, Pramod
Pinosky, Mark
Polsky, Saul Scott
Potluri, Satish Babu
Ravi, Pragathi
Ray, Jayanta
Renner, Lisa Julie
Riel-Romero, Rosario Maria
Rimmer, Gregory Alan
Ritter, John Lawrence
Roberts, John Martin

Roberts, William Eggers
Rolen, Paul Benjamin
Rolls, Jason Andrew
Ross, Jason James
Rothman, Michael Ian
Runkle, Richard Daniel
Sabapathi, Anuradha
Saggio, Joseph Andrew
Sakr, Mahmoud
Saxonhouse, Sherry J
Schuman, Stefanie Gail
Scouras, Nicole Elaine
Sethi-Brown, Aditi
Shah, Ameesh Ashok
Shah, Archana Manoj
Shahin, Islam Aly
Sheikh, Saira Zafar
Singh, Rajdeep
Sladek-Lawson, Rosemarie
Sloand, Timothy Peter
Smith, Julian Kevin
Smith, Ryan Wesley
Stanger, Ryan
Starr, Carter Lisette
Steinlauf, Steven David
Stoermann, Richard Alan
Stoll, William David
Sumrall, Blair Stowe
Surati, Millie Jay
Tadros, Yousef Ebeid
Talantov, Andrei Vsevolod
Thampy, Unnikrishnan Narayanan
Troyer, Wendy Alyson
Tsai, Albert Frederick
Turner, Jack Cocke
Tyson, James William
Uppal, Priyanka
Vaught, Creighton Charles
Velasquez, Indira
Verrill, Matthew Millikan
Vissage Scruggs, Claudia Kristine
Wehle, Danielle Marie
Wesley, Cynthia Marie
White, Margaret Avery
Williams-Ramirez, Carlos Augusto
Wilson, Joseph Brian
Wofford, Taylor Stevens

Wood, Benjamin Chadwick
Xie, Linjun
Zenick, Robin Heather

Initial PA Applicants Licensed 11/01/09 – 12/31/09

PA-Cs

Name

Barber, Alvin Floyd	11/13/2009
Bartolozzi, John Nicholas	12/14/2009
Benjamin, Alexis Hubert	12/18/2009
Boyette, Tammy Raye	12/21/2009
Brandt, Leah Marie	12/14/2009
Busuttil, Carmelina Anna	12/30/2009
Byrd, James Rosco	12/15/2009
Cathcart, Kathryn	11/25/2009
Celenza, Joanne Marie	12/29/2009
Chamberlain, Kristin Victoria	12/22/2009
Chandel, Neema	11/06/2009
Coburn, Lindsay Erin	12/17/2009
De Barros, Jean Marie	12/29/2009
Detore, Gregory Robert	11/24/2009
Forgach, Mary Rebecca	12/21/2009
Gilfoil, Edna Beth	12/16/2009
Goo, Bianca Leona	12/22/2009
Gouge, Jerry Keith	11/12/2009
Greene, Kate E	12/28/2009
Hall, Evelyn Renee	12/22/2009
Hanvey, Shannon Jones	12/16/2009
Hough, Brian Samuel	12/28/2009
Hurst, Kathleen Ann	11/24/2009
Jones, Kathy Jo	12/21/2009
Jones, Quinnette Brooke	12/17/2009
Klugh, Brittany Rose	12/01/2009
Kouba, Jessica Lea	12/21/2009
Land, Phillip Barton	12/09/2009
Mayhue, Susan J	12/28/2009
Methvin, Sarah Nichole	11/24/2009
Mistovich, Danielle Catherine	12/22/2009
Nicka, Anna Louise	11/09/2009
Norris, Brandy Renee	12/22/2009
Ogilvie, Nathan George	12/29/2009
O'Grady, Holly Marie	11/09/2009
Patel, Neelema Neelkanth	12/28/2009

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Pierino, Mark Philip	12/28/2009
Pilewski, Holly Patricia	12/22/2009
Powell, Jesse Glenn	12/22/2009
Prentice, Jan Frazier	12/16/2009
Prescott, Jessica Reavis	11/30/2009
Richardson, Keri Lynn	11/04/2009
Roach, Jennifer West	12/21/2009
Rutherford, Althea Shawani	12/30/2009
Shanks, Amalie Beth	12/17/2009
Sierra, Mariaeugenia Alvarez	12/29/2009
Stibral, Erin Jessica	11/16/2009
Swierz, Jennifer Marie	12/22/2009
Taylor, Jacob Michael	12/22/2009
Tolhurst, Mari Helen	12/28/2009
Urso, Jason S	12/10/2009
Vainio, Leigh Anne	12/01/2009
Wighton, Stephanie Irene	12/22/2009
Woodstock, Jennifer Ann	12/28/2009
Young, Angela Michelle	12/22/2009

PA-Cs Reactivations/Reinstatements/Re-Entries

Ambrose, Jessica Jane	- Reinstatement
Land, Phillip Barton	- Reinstatement

Additional Supervisor List – 11/01/09 – 11/30/09

PA-Cs

Name	Primary Supervisor	Practice City
Adcock, Erin	Hathorn, James	Durham
Aitken, Jessica	Carlson, Marie	Durham
Ambrose, Jessica	Symanski, John	Charlotte
Arbogast, Tanya	Zaas, David	Durham
Argenta, Joseph	Spongberg, Christopher	Elkin
Asbury, Michael	Slaughter, Gary	Charlotte
Babb, Richard	Adusumilli, Sankar	Cary
Babb, Richard	Carroll, Raymond	Cary
Babb, Richard	Enochs, Paul	Cary
Ballard, Marquiez	Jackson, Anita	Lumberton
Barrow, Kern	Sloan, Randy	Hampstead
Bergmark, Lisa	Smith, Robert	Mills River
Bernier, Lisa	Hamel, John	Bryson City
Best, Roger	Evans, Michael	Smithfield

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Bost, Derek
Bradshaw, Shanna
Brickle, Hayden
Brown, Loyce
Brown, Loyce
Burke, Stephanie
Burkett, Maya
Burkett, Maya
Burns, Tricia
Buschemeyer, Kristin
Campbell, Heidi
Carroll, Jennifer
Carter, Paula
Cathcart, Kathryn
Chandel, Neema
Chandley, Eric
Chapman, Courtney
Chapman, Courtney
Chapman, Courtney
Chapman, Courtney
Chauncey Jazayeri, Anna
Conley, Debra
Connor-Riddick, Tracy
Cvelic, Patrick
Damm, Paul
Dant, Jared
Daye, Melinda
Dean, Tracy
Doyle, Patricia
Drinkwater, Don
Drummond, Michael
DuCharme, Robert
Duval, Julie
Duval, Julie
Ellis, Patricia
Epler, Pamela
Evers, Susan
Faircloth, Cristie
Fegeley, Michelle
Feltz, Todd
Floyd, Samuel
Foxworth, Nicole
Foxworth, Nicole
Garbia, Waseem
Giddings, Joseph
Guy, Thomas

Dy, Johnny
Goudarzi, Kamran
Goodwin, Linda
Bagheri, Shahla
Webster, Earl
Boerner, David
Best, David
Kwiatkowski, Timothy
Law, Michael
Yenni, Lawrence
Thotakura, Rajakumar
Fote, Bertrand
Shaw, Andrew
Butler, Richard
Vaidya-Tank, Bhavna
Thiemkey, William
Reid, Robert
Schwanz, Joan
Senft, Daniel
Tran, Raymond
Broyles, William
Cathcart, Cornelius
Kremers, Scott
Payne, George
Asher, Anthony
Hawkes, Clifton Allen
Neulander, Matthew
Cloninger, Kenneth
Orr, Richard
Inge, Jack
Isaacs, Steven
Lee, Melvin
Jones, Lawrence
Thiemkey, William
Carducci, Bryan
Knapp, Gregory
Hay, Susan
Bagheri, Shahla
Pathan, Ayaz
Sanchez, John
Jarra, Hadijatou
Dowler, Shannon
Lawson, Ellen
Pathan, Ayaz
Artis, Karlus
Spongberg, Christopher

Lenoir
Wilmington
Hendersonville
Wilmington
Canton
Middlesex
Greensboro
Greensboro
Raleigh
Wake Forest
Winston Salem
Salisbury
North Wilkesboro
Raleigh
Clayton
Fletcher
Lincolnton
Lincolnton
Lincolnton
Lincolnton
Chapel Hill
Henderson
Charlotte
High Point
Charlotte
Fayetteville
Charlotte
Lawndale
High Point
Raleigh
Statesville
Asheville
Asheville
Hendersonville
Louisburg
Greenville
Greenville
Wilmington
Sanford
Kitty Hawk
Charlotte
Hendersonville
Asheville
Sanford
Scotland Neck
Elkin

Harihan, Thomas	Singh, Jasvinder	Elizabeth City
Harris, Michael	Tolbert, Franklin	Advance
Hauck, Catherine	Binns, Oliver	Asheville
Hawley, John	Tipton, David	Jacksonville
Haymond, Alvin	Foster, James	Charlotte
Hekman, Aliza	Meadors, Michael	Winston Salem
Hemp, Antoinette	Fann, Benjamin	Boone
Hlavacek, Sarah	Carr, James	Raleigh
Hlavacek, Sarah	Carroll, Raymond	Cary
Hlavacek, Sarah	Holmes, Douglas	Raleigh
Holly, Aaron	Charlton, Glenn	Henderson
Holt, Rebecca	Gerardo, Charles	Durham
Hubbard, Sarah	Anagnost, John	Wilmington
Jacobs, Natasha	Cornelio Flores, Oscar	Whiteville
Jernejcic, Tara	Davis, Jerome	Randleman
Johnson, Andrea	Karam, Philip	Liberty
Jordan, Courtney	Alioto, Richard	Smithfield
Karr, Christina	Ajmani, Ajay	Apex
Kurtz, Harry	Cannon, Woodward	Raleigh
Kurtz, Harry	Chiulli, Richard	Raleigh
Kurtz, Harry	Eddleman, David	Raleigh
Kurtz, Harry	Milano, Peter	Raleigh
Kurtz, Harry	Paschal, George	Raleigh
Kurtz, Harry	Smith, David	Raleigh
Kurtz, Harry	Vig, Daniel	Raleigh
Kurtz, Harry	Weinreb, Seth	Raleigh
Lamb, Douglas	Pate, Carl	Kenansville
Leiken, Shuli	Cannon, Woodward	Raleigh
Leiken, Shuli	Eddleman, David	Raleigh
Leiken, Shuli	Hudson-Fraleay, Anita	Raleigh
Leiken, Shuli	Maddox, Thomas	Raleigh
Leiken, Shuli	Milano, Peter	Raleigh
Leiken, Shuli	Paschal, George	Raleigh
Leiken, Shuli	Vig, Daniel	Raleigh
Leiken, Shuli	Weinreb, Seth	Raleigh
Lewis, Michael	Riser, Mark	Smithfield
Lindquist, Amy	Smith, Robert	Hendersonville
Logan, Rickmon	Madjarov, Jeko	Charlotte
Lundquist, Albert	Digby, Donald	Greensboro
Maier, Andrew	Moore, Donald	Madison
Mangin, Ross	Austin, Jonathan	Winston Salem
McDonald, Margaret	Steinl, Kevin	Greensboro
McElroy, Shannon	Mahaffey, Danielle	High Point
McElroy, Shannon	Orr, Richard	High Point
McKay, Bruce	Jackson, Anita	Clayton
Medlin, Laura	Feasel, Michael	Wilson

Medlin, Laura
Mesa, Gregory
Mesa, Gregory
Mortimer, Marty
Murphy, Michaela
Nash, Angela
Nichols, Kristina
O'Grady, Holly
Overman, Pierce
Pennell, Shannon
Perkins, Shawnie
Pettit, Jerome
Phillips, Eric
Pielow, Alicia
Rikard, Kimberly
Rinkenberg, Kristen
Rogers, Kathryn
Russell, Karen
Rutledge-Holt, Debbie
Sandridge, Brenda
Schuster, Rikki
Shafeek, Kamaria
Shivar, Allison
Smith, Sandra
Staplefoote, Catherine
Steimle, Theresa
Stevens, Lisa
Stone, Emily
Stone, Emily
Streby, Penny
Studebaker, Mandy
Suess, Kimberly
Thomas, Ann
Thomas, Whitney
Torre, Heather
Troy, Todd
Trzcienski, Michael
Van Vooren, Amy
Wall, ShellyAnn
Wall, ShellyAnn
Weaver, Arlondra
Wexler, Kimberly
Wiles, Jennifer
Wiles, Jennifer
Winn, Jennifer

Patel, Divya
Chang, Paul
Hamel, John
Tonuzi, Racquel
Liguori, John
Sullivan, Robert
Rissmiller, Scott
D'Amico, Paul
Altman, Evan
Ferrucci, William
Pociask, Stephen
Grainger, Wade
Brumfield, Christopher
Kribbs, John
Polo, James
Orr, Richard
Rogers, Ronald
Maultsby, James
Lutz, Charles
Epes, Charles
Mann, William
Ogu, Donatus
Goodwin, Bonnie
Jimenez-Medina, Evelyn
Craig, William
Manes, Amritpal
Dewey, Elizabeth
D'Amico, Paul
Doohan, Thomas
Busuttil, Steven
Petruzzello, Mark
Glance, Gregory
Kirkland, John
Allen, Andrea
VanNess, William
Pathan, Ayaz
Jalkut, Mark
Finnell, Alice
Colvin, Anthony
Howard, Chad
Cockrell, Wiley
Rallis, Michael
Buenaseda, Jose
Dalvi, Gauri
Mask, Allen

Tarboro
Hendersonville
Asheville
High Point
Wilmington
Charlotte
Charlotte
Albemarle
Camp LeJeune
Valdese
Charlotte
Hendersonville
High Point
Salisbury
New Bern
High Point
Cary
Wallace
Gastonia
Greensboro
Nags Head
Lincolnton
Pollockville
Fayetteville
Winston Salem
Mamers
Greensboro
Albemarle
Monroe
Gastonia
Tarboro
Asheville
Charlotte
Kannapolis
Mooresville
Sanford
Raleigh
Burlington
Charlotte
Monroe
Whitakers
Burgaw
Hope Mills
Fayetteville
Raleigh

Additional Supervisor List – 12/01/09 – 12/31/09

Arnold, Alison
Astern, Laurie
Bain, Julie
Bannon, Michelle
Bannon, Michelle
Bartolozzi, John
Bartolozzi, John
Boyette, Tammy
Brandt, Leah
Bremer, Ronald
Bremer, Ronald
Brower, Linda
Buschemeyer, Kristin
Caputo, Shawne
Chazan, Jennifer
Clingan, Scott
Cockfield, William
Craig, Deena
Decristofaro, Louis
Deeley, Beth
Desamero, Janet
Desmet, Yvonne
Deyto, Jenny
Donald, Karen
Drinkwater, Don
Drinkwater, Don
Drovie, Jennifer
DuCharme, Robert
Duffy, Jill
Earl, Tracy
Edgerton, Ann
Faucette, Deonna
Ferrand, Linda
Fish, Brittain
Fisher, Jessica
Forgach, Mary
Freuler, Aaron
Gilfoil, Edna
Girskis, Jennifer
Graudons, Douglas
Haislip-Rambo, Carole
Hall, Evelyn
Harp, Wayne
Harp, Wayne

Cappola, James
Roberts, Tisa
Seitz, Kent
Hughes, Carolyn
Mueller, John
Doohan, Thomas
Kendall, Jayne
Shah, Priyavadan
Nederostek, Douglas
Hargett, Franklin
Pacos, Andrew
Sanchez, John
Andersen, William
Cozart, Ralph
Mask, Allen
North, James
Ellman, Peter
Greenspan, Linda
Hamilton, Claude
O'Neil, Kevin
Iannitti, David
Alsina, George
Tarter, David
Morris, William
Burt, Mark
Mikles, Mark
Hamel, John
Anderson, Joseph
Stout, Jason
Jones, Carroll
Carter, Coleman
Seitz, Kent
Mahan, Dennis
Baloch, Mohammad
Jones, Roland
Nazir, Tariq
Jackson, Anita
Bernstein, Daniel
Elston, Scott
Foster, James
Pistone, Daniel
Miekley, Scott
Lacroix, Christopher
Reyes, Rodolfo

Cary
Kenly
Winston Salem
Salisbury
Salisbury
Monroe
Gastonia
Cary
Laurinburg
Wilson
Wilson
Nags Head
Cary
Charlotte
Raleigh
Winston Salem
Pinehurst
Holly Ridge
Asheville
Wilmington
Charlotte
Wilmington
High Point
Charlotte
Raleigh
Raleigh
Asheville
Asheville
Durham
Charlotte
Charlotte
Greensboro
Swansboro
Raleigh
Wilmington
Fayetteville
Lumberton
Hendersonville
Garner
Charlotte
Whiteville
Fayetteville
Beulaville
Lillington

January 20-22, 2010

Hershberger, Shannon
Hershberger, Shannon
Hershberger, Shannon
Hlavacek, Sarah
Howard, Brenda
Hubbard, Sarah
Hughes, Kristina
Jenkins, Walter
Johnson, Andrea
Johnson, James
Johnson, Julie
Jonas, Deborah
Jones, Kathy
Jordan, Linda
Justus-Jones, Misty
Kern, Christopher
Klugh, Brittany
Knauber-McInturf, Katherine
Kowaleski, Jennie
Kroner, George
Kroner, George
Kroner, George
Kurtz, Harry
Kurtz, Harry
Lackey, Jodi
Land, Phillip
Leiken, Shuli
Leiken, Shuli
Leiken, Shuli
Leshock, Richard
Lewis, Michael
Locklear, Arbus
Maestas, Rebecca
Malanka, Phyllis
Mann, Karen
Massey-McMahan, Jenny
McConnell, Patrick
McDonald-Fletcher, Varnell
McGee, Kara
McMasters, Joy

Bethel, Bradley
Moore, Jeffrey
Rowson, Jonathan
Albright, Daniel
Andersen, William
Bovard, Scott
Reinke, Derek
Russell, Roger
Silver, William
Yenni, Lawrence
Grant, Nicole
Anagnost, John
Haley, Michael
Partridge, James
Hsieh, Stephen
Hoekstra, James
Schocken, Douglas
Conner, William
Hodges, Ana
Van Voorhis, Kerry
Langston, Bernard
Dudley, Robert
Galland, Mark
Mann, Scott
Crater, Christina
Carlson, Marie
Johnson, Cynthia
Schneider, Brian
Maydew, Noemi
Park, John
Seitz, Kent
Williams, Dwight
Bruce, Jon
Cohen, Seth
Jones, Monica
Walter, Keith
Hargett, Franklin
Roberts, Joseph
Polsky, Saul
Batish, Sanjay
Hargett, Franklin
Hatch, Richard
Cromer, John
Vredenburgh, James
Collins-Ogle, Michelle
Bush, Andrew

Laurinburg
Laurinburg
Laurinburg
Raleigh
Cary
Raleigh
Cary
Raleigh
Raleigh
Wake Forest
Durham
Wilmington
Charlotte
Durham
Lexington
Winston Salem
Durham
Matthews
Fayetteville
Charlotte
Supply
Taylorsville
Wake Forest
Raleigh
Raleigh
Durham
Durham
Durham
Cary
Raleigh
Charlotte
Greensboro
Cary
Durham
Raleigh
Winston Salem
Wilson
Lumberton
Elizabeth City
Leland
Wilson
Clyde
Wilmington
Durham
Henderson
Sanford

McNaught, Noelle
Methvin, Sarah
Miller, Catherine
Morgan, Heather
Morgan, Heather
Muse, Rochelle
Ogilvie, James
O'Neill, Sarah
Patel, Neelema
Peele, Amanda
Peterson, John
Prentice, Jan
Prescott, Jessica
Price, Anita
Putnam, Marshall
Rappaport, Richard
Riznyk, Michael
Robbins, John
Romblad, Katrina
Shanks, Amalie
Slate, Scottie
Sours, Allen
Stabile, Shelby
Storie, Rick
Strickland, Jessica
Stritch, Megan
Thobaben, Jaclyn
Travis, Tara
Trzcienski, Michael
Trzcienski, Michael
Tshuma, Lisa
Tshuma, Lisa
Tshuma, Lisa
Tshuma, Lisa
Vainio, Leigh
Vreeland Greene, Kathryn
Wangerin-Lile, David
Weaver, Arlondra
Webber, Sarah
Wennerberg, Paul
Williams, Rufus
Williams, Stephanie
Woodstock, Jennifer

Haley, Michael
Zidar, James
Miller, Stephen
Allen, Robert
Lacin, Robert
Kelly, Samuel
Chavis, Herman
McNelis, Michael
Ryan, William
Hargett, Franklin
Kastner, Robert
Hoenig, Helen
Lin, Shu
Yancey, Cynthia
Gupta, Manoj
Elmahdy, Wagdy
Barron, Jerry
Dean, Joan
Seitz, Kent
Matthews, Coy
Beauchamp, Charles
Chitwood, Walter
Haimes, David
Ariail, Jerry
Butler, Richard
Seitz, Kent
Greenspan, Linda
Seitz, Kent
Weinreb, Seth
Yenni, Lawrence
Bate, David
Duffey, Robert
Hooley-Gingrich, Joyce
Trani, Paul
Cargile, Leslie
Aul, Christopher
Clark, Terrence
Weatherspoon-Cupid, Melissa
Haley, Michael
Weil, Dane
Hargett, Franklin
Klein, Steven
Rudisill, Elbert

Charlotte
Raleigh
Greensboro
Raleigh
Raleigh
High Point
Raeford
Charlotte
Lumberton
Wilson
Jacksonville
Durham
Durham
Asheville
Smithfield
Winston Salem
Charlotte
Winston Salem
Winston Salem
Whiteville
Danbury
Greenville
High Point
Asheville
Raleigh
Charlotte
Holly Ridge
Greensboro
Raleigh
Wake Forest
Hendersonville
Hendersonville
Hendersonville
Hendersonville
Black Mountain
Fayetteville
Sylva
Charlotte
Charlotte
Asheville
Wilson
Wilmington
Hickory

ALLIED HEALTH COMMITTEE REPORT

Present: Thomas Hill, MD, Chair, Peggy Robinson PA-C, George Saunders, MD, Lori King, CPCS, Quanta Williams, Jane Paige, Marcus Jimison, Christina Apperson, Patricia Paulson, Jeffrey Katz, Amy Whited, Ashley Thrasher, Mike Borden

Open Session

PA CME at registration. P. Paulson and M. Jimison discussed. The NCMB receives numerous phone calls regarding CME for PAs (especially at registration time). In one of our brainstorming meetings, it was suggested that any PA that is currently certified with NCCPA be exempt from the Board's CME. They will click off exempt on their online renewal attesting that they are currently certified by NCCPA. PAs that are not certified will need to provide their CME as is done now. Registration will run a report to see which PAs are not currently certified and audit some of those PAs to make sure that they are in compliance. Registration will also audit a portion of the certified PAs and make sure that they truly are certified through NCCPA. Mr. Gupta will work with NCCPA on this portion.

Committee Recommendation: Staff to continue working on the new CME process for PAs. PA Rule 21 NCAC 32S.0216 will need to be changed to correspond with the new CME process. M. Jimison to work on drafting the new PA Continuing Medical Education Rule 21 NCAC 32S.0216 and present the draft to the AHC Committee in March.

Board Action: Staff to continue working on the new CME process for PAs. PA Rule 21 NCAC 32S.0216 will need to be changed to correspond with the new CME process. M. Jimison to work on drafting the new PA Continuing Medical Education Rule 21 NCAC 32S.0216 and present the draft to the AHC Committee in March.

PAs with over five Primary Supervising Physicians. L. King and M. Jimison discussed. Letters were sent out to PAs with over five primary supervising physicians. Ms. King and Mr. Jimison met with a large surgical group last week that contacted the NCMB after the PAs received the letters. The NCMB PA Rules were discussed at length and the group was encouraged to adopt the Medical Director model. The group suggested that the NCMB create specific surgical assistant rules but were informed that the Board was not in favor of carving out a specific exception for Surgical P.A.s to the existing PA Rules. Mr. Jimison will contact the group to see if they want to meet with the AHC Committee members to discuss further. If so, this will be added to the March "open session" part of the AHC Agenda. M. Jimison to check on the group's NC corporation status.

Committee Recommendation: Accept as information.

Board Action: Accept as information.

Open Session NC Emergency Medical Services

No items for discussion.

Open Session Anesthesiology Assistants

1. AA Supervision

Summary: Currently the rule allows 1 MD to supervise 2 AAs. A rule change will allow 1 MD to supervise 4 AAs (this includes AA students). The rule will be effective on February 1, 2010.

January 20-22, 2010

Committee Recommendation: Accept as information

Board Action: Accept as information

Open Session Nurse Practitioners
No items for discussion

Open Session Clinical Pharmacists
No Items for discussion

Open Session Perfusionists

1. Perfusionist Report

Summary: Open session portion of PAC meeting minutes (November & December).

Committee Recommendation: Accept as information

Board Action: Accept as information

Open Session Polysomnography

1. Discuss Polysomnography Guidelines

Summary: Dr. Hill would like to discuss the substance of the Polysomnography Guidelines.

Committee Recommendation: Submit guidelines to the Board for approval

Board Action: Approve guidelines

A motion passed to close the session pursuant to Section 143-318.11(a) of the North Carolina General Statutes to prevent the disclosure of information that is confidential pursuant to Sections 90-8, 90-14, 90-16, 90-21.22 of the North Carolina General Statutes and not considered a public record within the meaning of Chapter 132 of the General Statutes and/or to preserve attorney/client privilege.

Six cases were reported on. A written report was presented for the Board's review. The Board adopted the Committee's recommendation to approve the written report. The specifics of this report are not included because these actions are not public information.

A motion passed to return to open session.

NP APPROVALS
AA, LP & PLP LICENSES ISSUED

NOV 13, 2009 – JAN 06, 2010

List of Initial Applicants

NP	NAME	PRIMARY SUPERVISOR	PRACTICE CITY
	BLACK, BARBARA	GODARD, MICHAEL	MINNEAPOLIS
	BUTLER, MICHELLE	ANDERSON, TRAVIS	MT. AIRY
	GEARHART, CHRISTINE	LOUGHRIDGE, CAROLE	CHARLOTTE
	KEARNEY, KAREN	MORRIS, KIMBERLY	ASHEVILLE
	MCWHIRTER, CANDACE	NWOSU, AGODICHI	FAYETTEVILLE
	MITCHELL, HELEN	JORDAN, JOSEPH	CHAPEL HILL
	STREETER MOYE, STACI	FISHER, MAXWELL	GREENVILLE
	SUMMEROW, VALARIE	BELK, ROBERT	LENOIR
	YARNELL, NANCY	BURKETT, DONNA	CHARLOTTE
	ZAUNER, JACQUELINE	BERNSTEIN, DANIEL	MAIDEN
	BARNETT, JOMEKA	HALL, ANDRE	FAYETTEVILLE
	CAMP, KIMBERLY	BERCHUCK, ANDREW	DURHAM
	CARRIZOSA, NATHALIE	GUERRIERO, GREGORY	KANNAPOLIS
	CONDON, CHRISTINA	JONES, ENRICO	GREENSBORO
	GARNER, HOLLY	HART, GEORGE	CHARLOTTE
	GRABANIA, PATRICIA	MITCHELL, MARIA	GREENVILLE
	HARRIS-COLEMAN, JUDITH	STEPHENS, WAYLAND	WINSTON-SALEM
	HAYES, MARIANNE	OCLOO, SHIRLEY	GASTONIA
	HELLER, DENEICE	MARKS, MALCOLM	WINSTON-SALEM
	HUSMANN, KARI	MCCONVILLE, ROBERT	SANFORD
	LAWRENCE, SHELBY	ROBERTSON, CARY	DURHAM
	NARVESON, SARA	LITTMANN, LASZLO	CHARLOTTE
	NGUYEN, MARY	NJAPA, ANTHONY	WIMINGTON
	PAYNE, SANDRA	LUDLOW, DONALD	SHALLOTTE
	SAUL, JENNIFER	JOHNSON, EARLIE	JACKSONVILLE
	DUNN, MARY	PRUTHI, RAJ	CHAPEL HILL
	EARLY, CARMALINDA	OSTA, ELIE	SNOW HILL
	HARALDSON, LORELL	HOLLAND, GEORGE	SHALLOTTE
	KERRIGAN, KATHRYN	MACKINNON, CHRISTOPHER	WENDELL
	LOVEALL, CHRISTY	LINK, ARTHUR	WINSTON-SALEM
	MOORE, LAKEISHA	PRICE, DONALD	GREENVILLE
	MYATT, KATHY	SHUKLA, NILIMA	GASTONIA
	RAGAN, MICHAEL	PATEL, SWETANG	JACKSONVILLE
	SMID, KATHERINE	ASHLINE, PETER	BOONE
	TALLON, JOANNA	JORDAN, JOSEPH	CHAPEL HILL
	THAXTON, CHERYL	MELIONES, JON	DURHAM
	BATES, AMANDA	SCOBAY, MARTIN	CHARLOTTE

January 20-22, 2010

BLAKE, ALISON
BOYKIN, WILLIAM
CULLY, JENNIFER
DAVIS, TERESA
ELLIS, ERICA
LEWIS, MARLA
MASTRANGELO, KATE
MCKENNA-MARTIN, ERIN
MOZINGO, REGINA
PACE, BRIEN
PATTANAYAK, AMANDA
PRIEST, ALLISON
SKRZYNSKI, MICHAEL
SMITH, WENDY
SROKA, JACQUELINE
WALLACE, CYNTHIA

PRICE, WAYNE
GUHA, SUBRATA
HOLLAND, GEORGE
HOWARD, CHAD
PIZZINO, JOANNE
WALTERS, CHRISTOPHER
ORENSTEIN, RAPHAEL
VRADELIS, THOMAS
LOVE, EDWARD
ADAMSON, DAVID
HELLREICH, MARK
AYCOCK, SUSAN
KING, BRIDGET
SPENCE, FRANK
DUNN, KELLI
O'BRIEN, PATRICK

CHAPEL HILL
WILSON
SHALLOTTE
MONROE
RALEIGH
LUMBERTON
DURHAM
MOREHEAD CITY
HIGH POINT
DURHAM
ASHEVILLE
CLARKTON
ASHEVILLE
DOBSON
CHARLOTTE
RALEIGH

NP ADDITIONAL SUPERVISOR LIST

ANTHONY, DONNA
BEATTY, AMELIA
BINTZ, PEGGY
BINTZ, PEGGY
BOOTH, BRENDA
BOYKIN, WILLIAM
BRAY, WANDA
BURRELL, STACI
CATCHINGS, SUSAN
DIGGINS, KRISTENE
DIXON, LORI
EVERS, STEPHANIE
FAYHEE, HEATHER
HANCOCK, MARGARET
HEPP, RACHEL
JENNINGS, CATHERINE
JOYNER, MICHAEL
KELSEY, DWAN
KENDALL, LONNIE
KILCAWLEY, VICTORIA
KITCHEN, CONSTANCE
KOSON, TERRI
MCLINTON, XIAO
MORSE, DEBORAH
NEAL, TARA
PITMAN, MATTHEW
PRESLEY, MELISSA

JONES, ENRICO
ERDMANN, DETLEV
JARRETT, DAVID
LILLARD, PATRICK
RUCKER, TINSLEY
IRONS, THOMAS
MACDIARMID, SCOTT
MOGABGAB, EDWARD
SHAH, DIPEN
ZENG, GUANGBIN
RAY, THOMAS
ANDERSON, JEFFERY
VINES, DAIN
TONUZI, RACQUEL
HYLER, JAMES
POLSKY, SAUL
ALMASRI, GHIATH
BRUCE-MENSAH, KOFI
KIM, JAMES
BUCHANAN, SONYA
MIKHAIL, ASHRAF
WILLIAMS, JOHN
HOYTE, SANDRA
DEAR, GUY
STALL, TAMRA
COOK, ELISABETH
PERKINS, PHILLIP

KERNERSVILLE
DURHAM
HENDERSONVILLE
HENDERSONVILLE
FAYETTEVILLE
ENGELHARD
ROCKY MOUNT
KINGS MOUNTAIN
CARY
WAXHAW
LENOIR
MOREHEAD CITY
HILLSBOROUGH
HIGH POINT
STATESVILLE
ELIZABETH CITY
GREENVILLE
RALEIGH
GREENSBORO
CHARLOTTE
JACKSONVILLE
NEW BERN
CARRBORO
DURHAM
CREEDMOOR
WASHINGTON
WASHINGTON

January 20-22, 2010

PRINZHORN, JOANNE
RAMAGE, MELINDA
RECTOR, ALICIA
ROBINSON, MINDY
RODRIGUEZ-LENNON, LUZ
SHEEHAN, JUDITH
SHERWOOD, ELIZABETH
TAYLOR, HATTIE
THOMPSON, KATHERINE
WAITE, KELLEY
WILKINS, JENNIFER
WILLIAMS, SHARON
WILSON, KRISTINA
WINN, SHANNON
ALBERSSEN, JAYME
BAGNULO, ELSA MAE
BARNETT, SUE
BRINEGAR, ANGELA
BROWN, CAROL
BROWN, LISA
BUTLER, CAROL
CARTER, CAROLYN
CHISUM, PATRICIA
COBB, KELLY
COFFIN, ABIGAIL
COOK, LADONNA
COOPER, EMILY
CRAVEN, SUSAN
CRAWFORD, DEBORAH
CULLINAN, SHARON

DEESE, GEOVANNA
EDMUNDSON, ALLYSON
FARLEY, ROSE ANN
FOLLROD, CINTHIA
GENETIANO, GRACE
GOODEN, JANET
HAYES, HELEN
HEARN, PENNY
HENCHEY, KATHERINE
IMHOF, GAIL
JOHNSON, IVY
JOYNER, LYNN
KEARLEY, CORA
KLUG, SANDRA
KORSZUN, BARBARA
KUERBITZ, MICHELLE

GOLD, STUART
KING, BRIDGET
EARL, JOHN
PENCE, JAMES
IRION, JAMES
EISENHAUER, THOMAS
ROSENSTEIN, DONALD
VOLKMER, DONALD
SHAH, DIPEN
THIEL, JAMES
SHAH, DIPEN
QIAN, XIAO
ROYER, HARRELL
PARACHA, MUHAMMAD
SUNDERLAND, THERESA
BYRD, TERRI
ROBERSON, JENNIFER
HOLT, LAWRENCE
LONG, BRIAN
KELLER, MARK
DORVIL, DEBORAH
KAMELL, ANDREW
VOLKMER, DONALD
FLOWE, KENNETH
KARTHEISER, PAUL
TROYER, ERIC
CARLSON, MARIE
ALEJANDRO, LUIS
ORLOWSKI, RICHARD
TANNER, JOHN
VOULGAROPOULOS,
MENELAOS
BURNETT, TARA
SHELDON, SCOTT
ESENSOY, TANER
PRAKASH, RAMANATHAN
SMITH, ANTHONY
PARK, YOOSUN
FLOWE, KENNETH
SUMMER, KENNETH
OSTER, TIMOTHY
DIORIO, CHRISTOPHER
SIEGEL, JOHN
HAISCH, CARL
ALEJANDRO, LUIS
REECE, NEIL
CARLSON, MARIE

CHAPEL HILL
ASHEVILLE
HICKORY
CASTLE HAYNE
CLEMMONS
HENDERSONVILLE
CHAPEL HILL
SALSIBURY
CARY
WINSTON-SALEM
CARY
FAYETTEVILLE
LOCUST
FAYETTEVILLE
CHARLOTTE
WILSON
KINSTON
SUPPLY
LINCOLNTON
MOCKSVILLE
ELIZABETHTOWN
COLUMBUS
SALISBURY
ROXBORO
RALEIGH
CHINA GROVE
DURHAM
GREENSBORO
HICKORY
RALEIGH

HUNTERSVILLE
RALEIGH
SALISBURY
FAYETTEVILLE
CONCORD
GREENVILLE
CHARLOTTE
MORRISVILLE
HICKORY
WILMINGTON
HUNTERSVILLE
GREENVILLE
GREENVILLE
GREENSBORO
DENVER
DURHAM

January 20-22, 2010

MARTIN WATSON, BETTY
MAYNARD, CAROLYN
MCLAUGHLIN, COLLEEN
METZELAARS, BARBARA
MILLER, KELLI
MILLER, ANTOINETTE
MILLER, KELLI
MILLER, KELLI
MINTZ-SMITH, RASHONDA
MOSU, VIRGIL
NEAL, DENISE
OSBORNE, ADRIANE
POOLE, CATHY
POPLIN, ANN
QUILTY, EILEEN
RESPESS, TRACEY
ROBERTSON, ANGELINE
SALE RUKENBROD, MARY
SPENCER, ELSIE
TABRON, TONIQUE
THACKER, JANET
TIMMONS, ROSEMARY
VERSEN-RAMPEY, STACI
WALKER, LINDSEY
WEAVER, DEBRA
YANDELL, KAREN
YORK, REGINA
ZAWODNIAK, SUSAN
BANWELL, JAMIE
BANWELL, JAMIE
BARKER, GARY
BARNES, MARTHA
BLACK, LORI
BLACKWELL, JAMES
CAYTON, MARSHA
CHAPMAN, TRACY
CLAY, ANDRA
CONE, CHRISTINA
DAVIS, SANDY
DOLLAR, PAMELA
DONNELLAN, AMY
FARBER, LYNNE
FEDZIUK, BERNADETTE
GAMEWELL, MARILYN
GOODWIN, CYNTHIA
HAFER, SHELLIE

JARRETT, DAVID
SUDA, RUSSELL
KURTZBERG, JOANNE
PALERMO, NANCY
EDWARDS, JONATHAN
BLUE, DEBRA
HOFFMAN, STANLEY
REDELSPERGER, RODNEY
STEFFENS, THOMAS
WEIGLE, NANCY
JOYNER, WILLIAM
HOYTE, SANDRA
KETCHAM, WILLIAM
ATKINSON, CLINTON
ALEJANDRO, LUIS
YORK, ELIZABETH
LATTA, HAROLD
HERNANDEZ, LYNN
LAWRENCE, MARY
CROCKER, DANIEL
JONES, ENRICO
LYNN, NICHOLAS
ANDERSON, CHRISTOPHER
ZENG, GUANGBIN
PARROTT, JAMES
PERRY, LAWRENCE
DAVIS, JEROME
LAWRENCE, MARY
FESKO, YURI
SPIRITOS, MICHAEL
POLANCO, LEONARD
WAGNER, CHAD
HEBDA, WILLIAM
TURNER, JOHN
O'MALLEY, JOHN
COX, JAMES
WELLMAN, SAMUEL
VREDENBURGH, JAMES
ROSTAND, ROBERT
MAGDAMO, WILLIE
WECHSLER, DANIEL
WEINER, TIMOTHY
ARNOLD, TERRY
VORWALD, FREDERICK
COOPERBERG, CHARLES
AZZI, ANTHONY

LARGO
CONCORD
DURHAM
CHARLOTTE
CHARLOTTE
RALEIGH
DENVER
DENVER
CONCORD
DURHAM
WILMINGTON
RALEIGH
GARNER
PINEHURST
GREENSBORO
CHOCOWINITY
WINSTON-SALEM
MONROE
MOREHEAD CITY
ROCKY MOUNT
CLEMMONS
PINEHURST
CHARLOTTE
CHARLOTTE
CHARLOTE
ASHEBORO
RANDLEMAN
MOREHEAD CITY
RALEIGH
RALEIGH
GRAMHAM
WINSTON-SALEM
KNIGHTDALE
ALBEMARLE
CHARLOTTE
RUTHERFORD COLLEGE
HICKORY
DURHAM
HIGH POINT
MONROE
DURHAM
CHAPEL HILL
LEXINGTON
MOORESVILLE
DURHAM
RALEIGH

HATCHETT, MARY	JARRETT, DAVID	LARGO
HOUSTON, ELIZABETH	LANE, JOHN	RALEIGH
LAMM, AMY	WEINER, TIMOTHY	CHAPEL HILL
LANE, THOMAS	HARTYE, JAMES	RALEIGH
LOVICK, MARSHA	ROBERSON, JENNIFER	KINSTON
LOVICK, MARSHA	MALLETTE, JULIUS	KINSTON
MARTIN WATSON, BETTY	HUNT, MARY	GREENSBORO
OLIVENCIA-SIMMONS, IVELISSE	JORDAN, JOSEPH	CHAPEL HILL
OWENS, SARA	STARNES, SHERYL	DURHAM
POTTER, ANN	WAGNER, CHAD	WINSTON-SALEM
PRUSSIAN, KATHLEEN	DEESE, JOSEPH	RAEFORD
QUINN, KELLY	BERNSTEIN, DANIEL	MAIDEN
RAMSEUR, MYRA	OKAFOR, IFEANYICHUKW	LINCOLN
RATHINAM, FLORENCE	ELLIS, CHARLES	FAYETTVILLE
REARDON, LECIA	SHARTS, MICHAEL	GREENVILLE
SAMS, KYLIE	SCHROEDER, LOUIS	MARSHALL
SEXTON, JOHN	CAMPBELL, SAUSAN	ASHEVILLE
SHANKAR, ANN	BENFIELD, EDWARD	CHARLOTTE
SHOE, PATTI	MALLICO, ERIC	ALBEMARLE
VANVIEGEN, MARK	CARDUCCI, BRYAN	LOUISBURG
WILSON, LORETTA	ROSTAND, ROBERT	HIGH POINT

PERFUSIONISTS

SANDERSON, Derek Alan (Provisional converted to Full)

ANESTHESIOLOGIST ASSISTANTS

None

Nurse Practitioner Joint Subcommittee Report

Peggy Robinson, PA-C (NCMB); Mary Ann Fuchs, RN (NCBON); Alexis Welch, RN (NCBON); Nancy Bruton-Maree, RN (NCBON); George Saunders, MD (NCMB); and Thomas Hill, MD (NCMB) were present. Dan Hudgins (NCOBN) was absent.

Dr. Saunders nominated Peggy Robinson for the 2010 NPJS Chair. The nomination was seconded by Alexis Welch and the Committee voted unanimously for Ms. Robinson to be the 2010 Committee Chair person.

The minutes (open & closed sessions) from the November meeting were approved.

Disciplinary Actions taken since November 2009

- There were 2 action reported by the Board of Nursing since the last meeting.

Reporting DWIs

- There was a motion for the new wording to be “piloted” for one year. If there are any legal issues Mr. Jimison & Mr. Nichols will inform the NPJS. PASSED.

NP Compliance Review Policy

- There was a motion to accept the recommendation of continuing the compliance review process. The process will be reviewed again at the May 2010 meeting. PASSED.

Next Meeting

- May 19, 2010 5:00 – 7:00 pm

A motion passed to close the session pursuant to Section 143-318.11(a) of the North Carolina General Statutes to prevent the disclosure of information that is confidential pursuant to Sections 90-8, 90-14, 90-16, 90-21.22 of the North Carolina General Statutes and not considered a public record within the meaning of Chapter 132 of the General Statutes and/or to preserve attorney/client privilege.

One case was reported on. A written report was presented for the Board's review. The Board adopted the Committee's recommendation to approve the written report. The specifics of this report are not included because these actions are not public information.

A motion passed to return to open session.

Midwifery Joint Subcommittee Report

Keith Nelson, MD; Elizabeth Korb, RN, CNM; Maureen Darcey, RN, CNM; Frank Harrison, MD; Peggy Robinson, PA-C (NCMB); Mary Ann Fuchs, RN (NCBON); Alexis Welch, RN (NCBON); Nancy Bruton-Maree, RN (NCBON); George Saunders, MD (NCMB); and Thomas Hill, MD (NCMB) were present. Dan Hudgins (NCOBN) was absent.

- The meeting was called to order by the Chair, Maureen Darcey.
- Ms. Darcey was not able to speak with Representatives Bob England & Marian McLawhorn regarding the two key points of House Bill 945 (education/certification and liability). However, the Committee decided to take advantage of the opportunity to hear from individuals that were present.
- The Committee spoke with CPMs from TN, VA, and SC via conference call. Each CPM gave information regarding the laws governing CPMs in their state.
 - ❖ VA – law requires CPM credentials be held (NARM); regulated by Medical Board under the Midwifery Advisory Board; \$313 Biennial Renewal
 - ❖ SC – must pass NARM written exam & oral exam administered by the department; regulated by the Dept of Health & Environmental Control (Midwifery Advisory Council); Biennial Renewal
 - ❖ TN – must be certified by NARM & have CPR certification: regulated by Dept of Health; \$1000 Biennial Renewal
- Next meeting: February 17, 2010

Board Action: Have the Board legislative liaison get direct confirmation of the intent of the bill from Dr. England and Marian McLawhorn. Maureen Darcey should be included in the communication.

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The Board will take the position that patient safety demands that Certified Professional Midwives have education and insurance requirements equivalent to Certified Nurse Midwives.

REVIEW (COMPLAINT) COMMITTEE REPORT

Peggy Robinson, Chair; Thelma Lennon; George L. Saunders, III, MD

A motion passed to close the session pursuant to Section 143-318.11(a) of the North Carolina General Statutes to prevent the disclosure of information that is confidential pursuant to Sections 90-8, 90-14, 90-16, 90-21.22 of the North Carolina General Statutes and not considered a public record within the meaning of Chapter 132 of the General Statutes and/or to preserve attorney/client privilege.

The Review (Complaint) Committee reported on Thirty four complaint cases. A written report was presented for the Board's review. The Board adopted the Committee's recommendation to approve the written report. The specifics of this report are not included because these actions are not public.

A motion passed to return to open session.

DISCIPLINARY (COMPLAINTS) COMMITTEE REPORT

William Walker, MD, Chair; Dr. Thomas R. Hill, MD; Pamela Blizzard; Paul Camnitz, MD; William W. Foster, MD; Ralph C. Loomis, MD.

A motion passed to close the session pursuant to Section 143-318.11(a) of the North Carolina General Statutes to prevent the disclosure of information that is confidential pursuant to Sections 90-8, 90-14, 90-16, 90-21.22 of the North Carolina General Statutes and not considered a public record within the meaning of Chapter 132 of the General Statutes and/or to preserve attorney/client privilege.

The Disciplinary (Complaints) Committee reported on three complaint cases. A written report was presented for the Board's review. The Board adopted the Committee's recommendation to approve the written report. The specifics of this report are not included because these actions are not public.

A motion passed to return to open session.

DISCIPLINARY (MALPRACTICE) COMMITTEE REPORT

William Walker, MD, Chair; Dr. Thomas R. Hill, MD; Pamela Blizzard; Paul Camnitz, MD; William W. Foster, MD; Ralph C. Loomis, MD.

A motion passed to close the session pursuant to Section 143-318.11(a) of the North Carolina General Statutes to prevent the disclosure of information that is confidential pursuant to Sections 90-8, 90-14, 90-16, 90-21.22 of the North Carolina General Statutes and not considered a public record within the meaning of Chapter 132 of the General Statutes and/or to preserve attorney/client privilege.

The Disciplinary (Malpractice) Committee reported on 52 cases. A written report was presented for the Board's review. The Board adopted the Committee's recommendation to approve the written report. The specifics of this report are not included because these actions are not public information.

A motion passed to return to open session.

INFORMAL INTERVIEW REPORT

A motion passed to close the session pursuant to Section 143-318.11(a) of the North Carolina General Statutes to prevent the disclosure of information that is confidential pursuant to Sections 90-8, 90-14, 90-16, 90-21.22 of the North Carolina General Statutes and not considered a public record within the meaning of Chapter 132 of the General Statutes and/or to preserve attorney/client privilege.

Twenty informal interviews were conducted. A written report was presented for the Board's review. The Board adopted the recommendations and approved the written report. The specifics of this report are not included because these actions are not public information.

A motion passed to return to open session.

DISCIPLINARY (INVESTIGATIVE) COMMITTEE REPORT

William Walker, MD, Chair; Dr. Thomas R. Hill, MD; Pamela Blizzard; Paul Camnitz, MD; William W. Foster, MD; Ralph C. Loomis, MD.

A motion passed to close the session pursuant to Section 143-318.11(a) of the North Carolina General Statutes to prevent the disclosure of information that is confidential pursuant to Sections 90-8, 90-14, 90-16, 90-21.22 of the North Carolina General Statutes and not considered a public record within the meaning of Chapter 132 of the General Statutes and/or to preserve attorney/client privilege.

The Disciplinary (Investigative) Committee reported on 41 investigative cases. A written report was presented for the Board's review. The Board adopted the Committee's recommendation to approve the written report. The specifics of this report are not included because these actions are not public information.

A motion passed to return to open session.

REVIEW (INVESTIGATIVE) COMMITTEE REPORT

Peggy Robinson, Chair; Thelma Lennon; George L. Saunders, III, MD

A motion passed to close the session pursuant to Section 143-318.11(a) of the North Carolina General Statutes to prevent the disclosure of information that is confidential pursuant to Sections 90-8, 90-14, 90-16, 90-21.22 of the North Carolina General Statutes and not considered a public record within the meaning of Chapter 132 of the General Statutes and/or to preserve attorney/client privilege.

The Review (Investigative) Committee reported on 23 investigative cases. A written report was presented for the Board's review. The Board adopted the Committee's recommendation to approve the written report. The specifics of this report are not included because these actions are not public information.

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A motion passed to return to open session.

NORTH CAROLINA PHYSICIANS HEALTH PROGRAM (NCPHP) COMMITTEE REPORT

Thelma Lennon, Chair; Janice Huff, MD; William W. Foster, MD

A motion passed to close the session pursuant to Section 143-318.11(a) of the North Carolina General Statutes to prevent the disclosure of information that is confidential pursuant to Sections 90-8, 90-14, 90-16, 90-21.22 of the North Carolina General Statutes and not considered a public record within the meaning of Chapter 132 of the General Statutes and/or to preserve attorney/client privilege.

The Board reviewed 52 cases involving participants in the NC Physicians Health Program. The Board adopted the committee's recommendation to approve the written report. The specifics of this report are not included as these actions are not public information.

A motion passed to return to open session.

BEST PRACTICES COMMITTEE REPORT

Members present were: Pamela Blizzard, Chair; George Saunders, MD; Janice Huff, MD; Michael Sheppa, MD, Medical Director; Scott Kirby, MD, Assistant Medical Director; R. David Henderson, Executive Director; Joy Cooke, Director of Licensing; Nancy Hemphill, Staff; Christina Apperson, Staff; Maureen Bedell, Staff and Amy Whited, NC Medical Society.

I. ITEM 3(B): Administrative License for Non-Certification Work

Nancy Hemphill presented the committee with a draft rule of a new type of license: *A Special Purpose License for Administrative Medicine*. Key features of this approach would be:

1. License applicants would not have to do reentry plans to ensure their clinical competence. (Finding appropriate reentry plans and mentors has been difficult for physicians who are working, or intend to work, as insurance company reviewers, executives in the health care industry, or researchers. Finding alternatives to current reentry programs was the basis for this item at the Retreat.)
2. A physician holding an administrative license would be authorized to do "non-certification" work under N.C.Gen.Stat.§ 58-50-61(d).
3. Physicians with this type of license would not be allowed to practice clinical medicine or write prescriptions.
4. License applicants would have to hold an active and unencumbered physician license in at least one other state, under N.C.Gen.Stat.§ 90-12.2(A).
5. Adoption of this type of license would make the Board's the current practice, of granting such Special Purpose Licenses with Non-Disciplinary Consent Orders and other designations, more uniform and transparent. The Board has been granting administrative licenses on a *de facto* basis for around 5 years, and there may be 100 NC physicians so licensed.

Discussion centered on concern that non-certification decisions might be made by persons trained as physicians, but who lack current clinical competence. It was noted that these insurance decisions are routinely made by physicians with no specialized knowledge of the type

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of medicine involved, current tests or procedures recommended, etc. However, the committee would like to balance the concern of practicing physicians who object to their clinical advice being overruled by “pencil pushers” with business reality, as well as the Board’s desire to keep physicians involved in the process.

The group decided to include a requirement that physician applicants also must have a certain minimum number of years of clinical experience to receive this type of license. That experience need not immediately precede the date of the application, however. The group favors a minimum of five years of clinical experience, but 10 years was also raised.

It was decided that Ms. Hemphill should disseminate the proposal to those who might be directly affected by it, such as insurance companies and healthcare executives. Mr. Henderson suggested looking at the current licensees who hold such licenses, and seeing where they are employed. Once we obtain feedback from the regulated community, Ms. Hemphill will update the committee.

It is anticipated that this item will be on the Best Practices Committee agenda in March, and may go to the full Board immediately thereafter. If approved by the Board, the proposed rule will have to be published in the NC Register, subjected to a public hearing, and approved by the Rules Review Commission.

II. ITEM 2(B): Clinical Competence Assessments

While satisfied with the programs currently used by the Board for assessment, education and monitoring of licensees with personal and professional deficiencies, the Board would like to explore the feasibility of performing licensee assessments in the licensee's own practice environment. Staff presented data on individual participation and costs in current programs. Staff will continue research and secure a speaker for the March board meeting.

III. ITEM 3(C): One-on-One vs. Split Board Interviews/Licensing

Will be discussed at the March 2010 meeting.

ADJOURNMENT

This meeting was adjourned at 12:15 p.m., January 22, 2010.

Janice E. Huff, MD
Secretary/Treasurer ‘Pro Tempore’