

**BOARD OF MEDICAL EXAMINERS
FULL BOARD MEETING
301 South Park Avenue, Helena, MT 59620
DATE: July 20, 2012
TIME 10:00 AM to CONCLUSION
MINUTES**

AMERICANS WITH DISABILITIES ACT:

The Department of Labor and Industry is committed to providing meeting access through reasonable accommodation under the Americans with Disabilities Act. Please contact the Board office prior to the proposed meeting date for further information.

ITEM # 1: Call to Order and Introductions

Dr. Anna Earl called the meeting to order at 10:45 a.m. Roll call was taken and a quorum was present.

Members Present: Dr. Anna Earl (Chair), Dr. Dean Center, Dr. Kristin Spanjian, Dr. Bruce Hayward, Dr. Nathan Thomas, Ms. Pat Bollinger, Mr. Ryan Burke, Ms. Eileen Sheehy, Dr. Mary Anne Guggenheim, Ms. Tanja Brekke, Ms. Carole Erickson, Mr. Don Sullivan, Dr. James Upchurch and Mr. Dwight Thompson

Members Absent: None

Staff present: Mr. Ian Marquand, Ms. L'Joy Griebenow, Anne O'Leary, Esq., Dr. Harry Sibold, Mr. Ken Threet, Mr. Jack Kane, Mr. David White, Ms. Jeannie Worschech, Ms. Maggie Connor, Mr. Adam deYong

Guests Present: Mr. Mike Ramirez; Ms. Susan Sparling, Mr. Nick Lawyer, Mr. Bailey Molineux, Ms. Pat Buell, Ms. Rita Charles, Mr. Duke Heimbigner, Ms. Marti Wangen, Mr. Jeremiah Kjensmo, Mr. Patrick Johnson; Ms. Jean Branscum; Mr. Bob Eric____, Ms. Jane Muller, Mr. Bradley Williams, Ms. Carol Mungas, _____ Cholter, Mr. Donald Jabaay, Mr. Cory Swanson, Mr. Russ Hart, Mark Cadwallader, Esq., Ms. Kristin Julian, Ms. Cindra Stahl, Mr. Wayne Yankoff, Ms. Casey Blumenthal, Mr. Mark Ibsen, Mr. Jim DeTienne, Mr. Don Bryson, Mr. Jerry Hedland; Ms. Diane Coleman, Ms. Deb Coverdale, Lieutenant Tim Coleman, Dr. Dan O'Neill

Before the Board continued with its business, a presentation was made by the Board Chair, Dr. Anna Earl, on behalf of the Board and staff. Specifically, a plaque was given to Mr. Ryan Burke, the first EMT member to sit on the Board with gratitude for and in recognition of his outstanding service to the Board.

ITEM # 2: Approval of Agenda

The Board reviewed the July 20, 2012 Agenda.

MOTION: Dr. James Upchurch made a motion to approve the July 20, 2012 agenda as amended; Dr. Mary Anne Guggenheim seconded the motion. Motion passed unanimously.

ITEM # 3: Approval of Minutes

The Board reviewed the May 17-18, 2012 Meeting Minutes. Ms. Pat Bollinger proposed three typographical corrections to the minutes.

MOTION: Ms. Carole Erickson made a motion to approve the May 17-18, 2012 meeting minutes as amended; Ms. Pat Bollinger seconded the motion. Motion passed unanimously.

The Board reviewed the May 18, 2012 Executive Session Minutes. Ms. Pat Bollinger proposed one typographical correction to the minutes.

MOTION: Dr. Kris Spanjian made a motion to approve the May 18, 2012 executive session minutes as amended; Dr. Bruce Hayward seconded the motion. Motion passed unanimously.

The Board reviewed the May 24, 2012 Meeting Minutes.

MOTION: Dr. Mary Anne Guggenheim made a motion to approve the May 24, 2012 executive session minutes; Ms. Tanja Brekke seconded the motion. Motion passed unanimously.

ITEM # 4: Open Forum for Public Comments

Dr. Anna Earl read the Public Comment Statement into the record.

PUBLIC COMMENT STATEMENT:

In accordance with 2-3-103(1), MCA, the Board will hold a public comment period. Please note that Open Forum is the public's opportunity to address the Board on any topic that is not on the agenda for this meeting. While the board cannot take action on the issues presented, the Board will listen to comments and may ask the issue be placed on a subsequent agenda for possible action by the Board. The Chairperson of the board will determine the amount of time allotted for public comment.

Dr. Anna Earl opened the meeting for public comment. There were no comments.

ITEM #5: Compliance

A. Compliance Report

Ms. LaVelle Potter reported on the results from the morning screening panel meeting. She stated that the panel reviewed 6 cases, with the following dispositions:

2012-MED-LIC-16	Tabled
2012-MED-LIC-851	Tabled
2012-MED-LIC-78	Dismissed without prejudice

2012-MED-LIC-387 Dismissed without prejudice
2012-MED-LIC-591 Continued to next month's meeting
2012-MED-LIC-508 Tabled

B. Administrative Action (Evan Baldwin)

Mr. Baldwin was not present before the Board. Anne O'Leary, Esq. summarized the course of Mr. Baldwin's license application. She noted that Mr. Baldwin entered into a Stipulation with the Board for a one year probationary license. The Stipulation was before the Board for ratification.

MOTION: Ms. Tanja Brekke made a motion to ratify the Stipulation; Mr. Ryan Burke seconded the motion. Motion passed unanimously.

The Final Order reflecting ratification of the Stipulation will be signed.

ITEM # 6: Non-Routine Applications

A. Susan Sparling

Dr. Sparling appeared before Board in person. She affirmatively declined to have her case heard in executive session. Dr. Sparling was before the Board because her application reflected that she did not finish her first PG1 program, has had an inconsistent pattern of medical practice (numerous periods of no medical practice and multiple moves), answered "yes" to questions 9 (academic probation), 12 (suspension and revocation of privileges) and 23 (had chemotherapy that may have affected her memory), withdrew her application for adult medicine family practice privileges, and since Feb 2012 has had no medical practice. Dr. Sparling stated that she has never been a substance abuser. Instead that she "was a counselor for substance abusers". Dr. Sparling also stated, and then reiterated, that she does not intend to do obstetrics. The Board discussed these issues and the license application with her.

MOTION: Dr. Mary Anne Guggenheim made a motion to grant Dr. Sparling a full and unrestricted license to practice in Montana; Ms. Eileen Sheehy seconded the motion. Motion passed unanimously.

B. Jeremiah Kjensmo

Mr. Kjensmo appeared before Board in person. He explicitly declined to have his case heard in executive session. Mr. Kjensmo was before the Board because his application reflects numerous charges including a DUI and a charge of possession of drug paraphernalia. He had since completed the WATCH program. The Board discussed these issues and the license application with him.

MOTION: Dr. Dean Center made a motion to grant Mr. Kjensmo a one year probationary license as an EMT-Basic contingent upon and commencing upon the occurrence of Mr. Kjensmo entering into a MPAP agreement, with such MPAP agreement and associated monitoring to be at no cost to Mr. Kjensmo; Dr. James Upchurch seconded the motion. Motion passed unanimously.

C. Don Bryson

Dr. Bryson appeared before Board by telephone. He explicitly declined to have his case heard in executive session. Dr. Bryson was before the Board because he has had only 1 year of post-graduate training, is not board certified, has had a number of KY license actions, including inappropriate prescribing of controlled substances, resulting in his DEA license being restricted with respect to prescribing controlled substances, and he omitted pertinent information in his application including actions resulting in his surrender of his KY license in June 2012, etc. The Board discussed these issues and the license application with him.

Dr. Bryson explicitly stated that he was withdrawing his application.

MOTION: Dr. Kris Spanjian made a motion to accept Dr. Bryson's withdrawal of his application for medical licensure in Montana; Dr. Bruce Hayward seconded the motion. Motion passed unanimously.

D. Jared Hedland

Dr. Hedland appeared before the Board by telephone. He explicitly declined to have his case heard in executive session. Dr. Hedland was before the Board because his application reflects that he voluntarily surrendered his North Dakota nursing license in 2011 for failing random drug testing for wasting of narcotics in lieu of an investigation, and affirmatively answered question 23 (diagnosed as having a chemical dependency). The Board discussed these issues and the license application with him.

Mr. Jim DeTienne, DPHHS EMS & Trauma Systems, clarified licensing requirements for services offering inter-facility transportation transfers within Montana.

MOTION: Dr. James Upchurch made a motion to table Dr. Hedland's license application until the next meeting of the full board to give Mr. Hedland opportunity to work with Mr. Mike Ramirez to develop an appropriate MPAP arrangement; Dr. Kris Spanjian seconded the motion. Motion passed unanimously.

At this time, Dr. Anna Earl transitioned the Board meeting into executive session by stating:

"IT IS MY DETERMINATION THAT THE FOLLOWING MATTERS RELATE TO A MATTER OF INDIVIDUAL PRIVACY AND THAT THE DEMANDS OF PRIVACY CLEARLY EXCEED THE MERITS OF PUBLIC DISCLOSURE. FOR THIS REASON THE BOARD WILL NOW BE CLOSED FOR EXECUTIVE SESSION TO CONSIDER THESE MATTERS."

Dr. Earl returned the meeting back to regular session at 1:05 p.m. Roll call was taken and a quorum was present.

Members Present: Dr. Anna Earl (Chair), Dr. Dean Center, Dr. Kristin Spanjian, Dr. Bruce Hayward, Dr. Nathan Thomas, Ms. Pat Bollinger, Mr. Ryan Burke, Ms. Eileen Sheehy, Dr. Mary Anne Guggenheim, Ms. Tanja Brekke, Ms. Carole Erickson, Mr. Don Sullivan, Dr. James Upchurch

Members Absent: Mr. Dwight Thompson

[[Report from the Executive Session: One matter heard; no action taken.]]

ITEM # 7: Committee & Special Projects Reports

A. Medical Direction Working Group

Dr. James Upchurch requested a brief update from staff on the status of the draft EMT rules. Mr. Ian Marquand stated that the draft rules have been reviewed by the department for proper format, and will advance to Legal for a formal legal review. Over the next few weeks the draft rules will go to the Commissioner's office, and then be forwarded to the Secretary of State's office for notice and setting of a public hearing date; then public comment will officially begin.

Dr. Upchurch requested an update from Dr. Harry Sibold and Mr. Ken Threet regarding their recent travels to increase awareness of the current version of the draft EMT rules which are the subject of the current rules package. Dr. Sibold reported that he and Mr. Threet met with groups in Billings, Glendive, Great Falls Missoula, and Belgrade. Their overall impression was that the trip was well worth it because 1) it gave them the opportunity to share the most recent version of the rules which most licensees had not seen, and 2) it gave them the opportunity to explain the public hearing process to encourage meaningful licensee participation.

Dr. Upchurch reported favorable feedback he received concerning Dr. Sibold's and Mr. Threet's professionalism exhibited during their presentations.

The Board agreed to Mr. Ryan Burke's request to have the following agenda items moved from the present agenda and instead be considered first by the Medical Director subcommittee:

- improving EMS protocols for physically restraining combative patients
- improving EMS protocols for decontaminating patients

Dr. Upchurch identified public individuals who have been selected for membership on the EMS/Medical Direction Committee. He noted that though Mr. Ryan Burke will no longer be a Board member, Mr. Burke will continue to be a member of this committee. Mr. Marquand stated that this group will henceforth be called the EMS/Medical Direction Committee. Dr. Upchurch indicated that he is still trying to find candidate(s) from the Great Falls area for membership on the committee.

Dr. Upchurch provided copies to the Board of a Position Paper from the National Association of EMS Physicians on Physician Medical Direction and EMS, as well as a Joint Statement by the American College of Emergency Physicians (ACEP), the National Association of EMS Physicians (NAEMSP), and the National Association of State EMS officials (NASEMSO) reviewing state medical direction. These documents were provided for informational purposes.

Dr. Upchurch lastly noted that one of the last subspecialty boards added by the American Board of Medical Specialties (ABMS) is in Emergency Medical Services.

The Board thanked Dr. Upchurch for his report, and received it without further action.

B. Hyperbaric Oxygen Special Report

Dr. Nathan Thomas reviewed his written report including a summarized background and the status of what other states were doing regarding scope of practice with respect to hyperbaric oxygen (HBO) therapy and supervision. The Board discussed this subject.

The Board thanked Dr. Thomas for his report.

MOTION: Dr. Bruce Hayward made a motion to accept Dr. Thomas' report, and to send research contained in that report to the Laws and Rules Committee to be used in crafting proposed rules to bring back to the Board for consideration; Dr. Upchurch seconded the motion. Motion passed unanimously.

The Board requested that Dr. Harry Sibold be involved – solely with respect to this subject – with the Laws and Rules Committee to provide additional expertise.

ITEM # 9: Presentation by Mark Cadwallader on EAIC Review of Position Papers

Mr. Cadwallader has been a DLI staff attorney for 20 years. He had been invited to be a part of a panel discussion with the Economic Affairs Interim Committee (EAIC) discussing some issues on the distinctions between administrative rules and position papers. He handed out a copy of section 2-4-102 of the Montana Administrative Procedure Act (MAPA) MAPA to facilitate his discussion. He reported that the panel had a discussion of what constitutes an administrative rule, why administrative rules exist, and how something that is put out by a board that provides general information is different than an administrative rule. The MAPA specifically defines what an administrative rule is and what it is not. He briefly described the formal rule-making process and then stated:

“I will draw a distinction between that rule-making process, it's the list of thou shalt and thou shalt nots, where there is a position statement. It is my understanding that position statements are generally issued in response because we have got questions coming from the Board's

customers whether that is licensees or members of the public at large, and it is a way of providing a public service a response to those questions. [sic]

"A position statement as I read them are a general response to a commonly asked question or situation that comes up before a Board or an agency. It does not establish a specific duty or standard of care. It does not implement laws. It contains perhaps general words, advice or suggestions of how the public may want to deal with this common question. I think that a position statement from a board typically is an effort to be responsive to the needs of its customers in order to answer those questions."

A discussion ensued. The Board received the report without further action and thanked Mr. Cadwallader for his clarifying presentation.

ITEM # 10: Board Communications

Board President Dr. Anna Earl reminded the Board that any matter considered under "Board Communications" is a board discussion item but this is not a public hearing. This is an opportunity where the Board may receive information from the public and discuss those items received amongst the Board to decide what it will do with the information submitted.

A. Letter from Craig Charlton and Letter from Rep. Barrett and Sen. Blewitt concerning Position Paper #20

B. E-mail Communications Regarding Position Paper 20

Mr. Marquand summarized the background to these documents as communications to the Board. He noted that Craig Charlton, Esq. no longer represents Montanans Against Assisted Suicide; their new attorney is Corey Swanson, Esq. The Board acknowledged the communications. There have been additional communications which very recently came in and were included in the Board seat folders. Mr. Marquand further reported that Mr. Charlton had requested time to address the Board ostensibly to offer legal arguments; he referred to the meeting as a hearing. He was informed that this is not a hearing. Staff also received a request from a Michael O'Brien to speak; he was also informed that this would not be a hearing. Ms. Carol Mungas also sought time to speak and was similarly informed that this would not be a hearing.

MOTION: Dr. Kris Spanjian made a motion that Mr. Marquand be directed to respond to everyone who has submitted written comments and thank them for their comments; Dr. Upchurch seconded the motion. Motion passed unanimously.

C. Letter from Dave Gurchiek Regarding Draft Proposed EMT Rules

Mr. Marquand summarized the background to this document as communication to the Board. Additionally Mr. Gurchiek phoned Mr. Marquand to ask whether this letter could be considered part of the formal public comment or must he resubmit. Mr. Marquand informed him that this is not part of the formal public comment

period and that if he wishes to re-submit this letter or any other information it must be done during the formal public comment period once it is established.

The Board discussed this matter.

MOTION: Dr. Upchurch made a motion to direct Mr. Marquand to respond to Dave Gurchiek that because this is not a public comment period the present letter is information for the board, and if he feels the need to make a comment he will need to resubmit or go to one of the formal public comment sessions to do so; Dr. Nathan Thomas seconded the motion. Motion passed unanimously.

ITEM # 11: Report to Board on the Status of Montana Senate Bill 423 (Medical Marijuana)

Mr. Ian Marquand summarized the background to this report. Where the law on medical marijuana now stands: how portions are in flux. Several provisions of SB423 as adopted have been struck by the state's court system including the requirement of the Department of Public Health and Human Services (DPHHS) to report to the Board of Medical Examiners any medical provider in the State of Montana who prescribes more than 25 medical marijuana cards in a 12 month period; that question is still before the state Supreme Court. He identified additional provisions which are still pending.

House Bill 82 requires the Board of Medical Examiners to report any medical marijuana complaints which occur in a fiscal year to the legislature every August 1; this report has been timely accomplished.

The Board discussed this subject.

Dr. Mark Ibsen had requested the opportunity to appear before the board. He did not appear at the meeting, although he indicated to Mr. Marquand that he would.

MOTION: Dr. Mary Ann Guggenheim made a motion to direct Mr. Marquand to respond to Dr. Ibsen that the Board has not yet made any determination of how it would handle a referral, that the Board's guidelines are as explicit as they can be in the posted position paper, and that Dr. Ibsen would be welcome to make public comment on this subject at any future board meeting when that topic is not on the agenda; Ms. Carole Erickson seconded the motion. Motion passed unanimously.

ITEM #12: Physician Workforce Data Set

Ms. Cindra Stahl and Ms. Kristin Juliar from the Montana Office of Rural Health/Area Health Education Center made a presentation to the Board and passed out a fact sheet regarding the results of a grant-funded collaborative research effort with the Department of Labor & Industry attempting to quantify health care workforce issues around Montana. The planning grant is over, but committees continue to meet. Issues identified by the committees included the shortage of health care professional providers in rural areas of the state, the growing demand for primary

care providers, and the capacity of university systems and residence programs to meet those needs.

The healthcare workforce group's priority consensus issue that cut across all of the healthcare professions committees and strategy planning was a perceived inability to get consistent and reliable workforce data.

Ms. Jean Branscum was invited to participate in the discussion. She stated that the MMA directory listings are some of the most current data but lack accuracy, because their data is reliant on self-reporting of changes. The MMA cross-compares their information with AMA, Board of Medical Examiners and Montana Legal Panel databases. She expressed that data collection should be mandatory, although she acknowledged that data collection requires an "extraordinary amount of labor and time".

Dr. Dean Center interjected that while data collection functions appear worthwhile, such functions are not part of the mission of the Board of Medical Examiners. He further observed that drawbacks to using the Board of Medical Examiners to do that collection include money, time and staffing. The Board must pay for computer maintenance, software upgrades, staff to manage the information acquisition, etc. but the Board will not be the entity to benefit from the information or its use. He wondered how to reach a cooperative arrangement with the commercial entities who will benefit from the acquisition and maintenance of this information to cover the costs to provide these functions.

Casey Blumenthal of the Montana Hospital Association expressed support of the MMA in their efforts to collect the data. She opined that part of protecting the public is helping to provide access to the "right kinds of care providers", and believed that the Board should bear the financial burden because it was the most appropriate organization to gather the information.

Nick Lawyer, a PA student from Spokane, WA, spoke briefly concerning a research project he is conducting which is tangentially related to this subject.

The Board discussed this subject.

MOTION: Dr. Bruce Hayward made a motion that the Board supports the concept of minimal workforce data collection; Ms. Eileen Sheehy seconded the motion. Motion passed unanimously.

ITEM #13: Medical Director/EMT Report

Dr. Harry Sibold provided the Medical Director report, highlighting the significant time and effort put into efforts associated with the EMT rules revision process. He noted continued monitoring of national level discussions and activities regarding critical drug shortages affecting EMS. The Board discussed the report with Dr. Sibold.

MOTION: Dr. James Upchurch made a motion to authorize Medical Director Dr. Harry Sibold and State Training Coordinator Ken Threet to attend the National Association of State EMS Officials meeting

being held September 23-27, 2012 in Boise, Idaho; Dr. Kris Spanjian seconded the motion. Motion passed unanimously.

Mr. Ken Threet presented the EMT report to the Board. He provided a copy of the handout which he and Dr. Sibold passed out at the EMT rules revision process meetings. He also provided a copy of a chart generated to compare the differences in the skill levels corresponding to the changed designations. The Board discussed the report with Mr. Threet.

The Board accepted the reports.

ITEM #14: Legal Report

Anne O'Leary, Esq. presented the legal report. She noted that the request for Attorney General's opinion with respect to the "N.M.D." issue had been prepared and sent to the Attorney General's office in early June. The Attorney General's office is still reviewing the request.

Ms. O'Leary reported that she received a telephone call from the Chairperson of the Nevada Board of Osteopathic Physicians requesting information regarding a former medical licensee, Michael Jenkins, to assist in that Board's investigation stemming from a high speed chase involving Dr. Jenkins in Las Vegas, NV.

Ms. O'Leary further reported that the rules package has been going forward. She also observed that all of the legislation proposed by Board, with the exception of the amendment to add a member to the Trauma Care Committee, has been included in the bill being carried by the Department of Labor & Industry.

MOTION: Dr. Mary Anne Guggenheim made a motion to authorize Ms. Anne O'Leary to go to the October 5-7, 2012 Attorney Certification Seminar to be held by the Federation of Associations of Regulatory Boards (FARB); Dr. Bruce Hayward seconded the motion. Motion passed unanimously.

ITEM # 15: Report from Outreach Committee

Ms. Carole Erickson reported on the various meetings which had transpired since the May meeting of the full Board, including meeting with the EAIC, the MMA and the MHA. She summarized those meetings saying "We have a huge communication problem and a customer service issue." In an effort to take leadership in improving, the Outreach Committee met to develop responsive recommendations to present to the Board. Namely that:

- the articles written by Drs. Center and Spanjian which are currently provided to the MMA newsletter be also provided to the Montana Hospital Association and the Montana Association of Medical Staffing Services, and perhaps to the members on a possible interested parties list.
- the Outreach Committee establish an outreach educational effort that would be available by regions throughout the state. Also, since the

Board staff receives an inordinate number of non-routine applications from outlying regions, it would speed up the licensing process to provide education to those various staff services to enable them to more prudently screen applicants.

- Anne O’Leary, Esq. be empowered to independently conduct research into expedited licensure methods used in other states and to work with the MMA as part of investigating same.
- the Board appoint a Board member liaison between MMA and staff to facilitate licensure issues. Ms. Erickson explained that the job of board liaison would be to provide “white glove treatment” – to be a point of contact for the public.
- the Board pursue opportunities to make presentations to the MMA, MHA, MTAMSS, etc. in an effort to improve communications.

The Board discussed this subject.

MOTION: Ms. Carole Erickson made a motion that Anne O’Leary, Esq. be empowered to independently conduct research into expedited licensure methods used in other states and to work with the MMA as part of investigating same; Ms. Pat Bollinger seconded the motion. Motion passed unanimously.

Board agreed to have a telephone conference prior to the scheduled EAIC Committee meeting to consider what Ms. O’Leary finds.

MOTION: Ms. Pat Bollinger made a motion that the position of Board Liaison be created; Dr. Kris Spanjian seconded the motion. Motion passed unanimously.

MOTION: Ms. Pat Bollinger nominated Ms. Carole Erickson as the Board liaison; Dr. James Upchurch seconded the nomination. Favorable vote was unanimous.

ITEM # 16: Department Update

Mr. Jack Kane explained the proposed online public application tracking ability.

Mr. Kane discussed review of the application process among boards under the purview of the division, and in what ways the division can further expedite the process.

The Board was pleased with the application processing progress which had been achieved during the May meeting, and the process improvements implemented as a result. The Board was displeased with being surprised with complaints.

The Board would like to see a waiver release form to be provided with the application form.

The Board expressed their utmost respect for all of the Board staff.

Mr. Kane confirmed the Board's understanding that Mr. Marquand would no longer be overseeing any of the license processing. However he clarified that Mr. Marquand would bring issues as they come to his attention to the supervisor of licensing pod or the supervisor of the board management unit, as appropriate, to address. Ms. Jeannie Worsech explained that Mr. Marquand could go directly to the specific licensing pod or the board management unit, and only involve the supervisor as needed. There is no requirement that Mr. Marquand go to the supervisor first.

Adam de Yong briefly spoke concerning the reorganization. He explained workflow: mail gets sorted by board and then the in-coming applications are sorted among licensing pods based on difficulty. The licensing specialists are specialists at processing applications; they are authorized to seek direction from the corresponding subject matter experts.

The Board discussed the subject.

The Board considered Item 18 before Item 17.

ITEM # 18: MMA Update – Physician Licensing

Ms. Jean Branscum provided additional handout summarizing the physician licensure work group's recommendations. Ms. Branscum commended the Board and its staff on its efforts to improve the physician licensing process. She explained that the work group's focus was on exploring best practices, and the primary concern of the work group was the perceived need for improved communications. She further observed that the Board of Medical Examiners needs to be the leader on the physician licensing work group, and that it was crucial that the Board staff and the department needs be engaged.

MOTION: Ms. Tanja Brekke made a motion for the Board liaison, Mr. Marquand, Anne O'Leary, Esq. and other interested parties be part of the physician licensure work group; Dr. Kris Spanjian seconded the motion. Motion passed unanimously.

ITEM # 17: Executive Officer Report

Mr. Marquand reviewed the written Executive Officer Report which included an update on the physician reactivation rules package, that a contract is in place for the online medical director's course, a signed contract for the legislatively mandated audit of MPAP and the Montana Assistance Program (nursing), MHA and MAOMSS meetings, a productive meeting with DPHHS, and the availability of new license type brochures. Mr. Marquand requested authorization to travel to a number of conferences. The Board had no questions regarding the report.

MOTION: Ms. Carol Erickson made a motion to authorize Executive Officer Ian Marquand to attend:

- the 2012 Annual Education Conference September 6-8 hosted by the Council on Licensure, Enforcement and Regulation in San Francisco,
- the Executive Leadership Program September 3-5 hosted by the Council on Licensure, Enforcement and Regulation in San Francisco, and
- the 2012 Administrators in Medicine (AIM) Western & Central Regional Meeting October 22-23, 2012 in Salt Lake City.

Ms. Tanja Brekke seconded the motion. Motion carried.

ITEM # 19: Other Business

The Board had additional discussion regarding board management. Ms. Maggie Connor directed the Board to look solely to the Executive Officer and he will be kept apprised of who will be scheduled for what task. Ms. Connor reminded the Board that the process for organizing a board meeting is the same for all boards. If the Board has any complaints the Board is to take them to Ms. Connor, Ms. Worsech or Mr. Kane.

Ms. Connor reiterated "...L'Joy is the subject matter expert; that is what we are saying, that is what we are counting on. She will always be available to provide any responses or service. Ian is the man that you will be working with for the board books and technically that is the way most boards have done it and how you have done it in the past....You don't need to worry about 'should I contact L'Joy', you only need to contact Ian."

Ms. Connor introduced Mr. David White to the Board. The Board welcomed Mr. White.

Adjourn

MOTION: Dr. Kris Spanjian made the motion to adjourn the meeting; Dr. James Upchurch seconded. Motion passed unanimously.

Next meeting: September 21, 2012