

LAWS AND RULES COMMITTEE MEETING MINUTES
of the
BOARD OF MEDICAL EXAMINERS
301 S. Park Avenue, 4th Floor Small Conference Room, Helena MT
1:30 p.m. to 4:20 p.m.
March 19, 2014

Conference Call Information: Call Number: 1-877-820-7831 Passcode: 874892

1. Call To Order - Establish Quorum - Introduction of Board & Staff Members Present (00:10)

BOARD MEMBERS PRESENT:

Dr. Bruce Hayward
Dr. Mary Anne Guggenheim
Professor Ana Diaz
Ms. Pat Bollinger
Ms. Tanja Brekke

BOARD MEMBERS NOT PRESENT:

Dr. Nathan Thomas

STAFF PRESENT:

Ian Marquand – Executive Officer
Dr. Harry Sibold
Ken Threet
Juanita Kazmierowski – Administrative Specialist

2. Approval and Tentative Modification of Agenda Order (01:34)

- a. Agenda for March 19, 2014

MOTION (01:40) Dr. Mary Anne Guggenheim moved to accept the agenda
Ms. Tanja Brekke seconded. Motion carried

3. Review and Approve Minutes (02:05)

- a. Minutes for February 25, 2014

MOTION (02:40) Ms. Pat Bollinger moved to accept the minutes from February 25, 2014
Ms. Ana Diaz seconded. Motion carried

4. Public Opportunity to Comment (03:30)

(Presiding Officer Statement) “Under this item, the Board will offer an opportunity to members of the public in attendance to comment on any public matter under the jurisdiction of the Board that is not on the agenda of this meeting. While the Board cannot take action on any issues presented, the board will listen to comments and may ask staff to place the issue on a subsequent agenda. The presiding officer may limit the comment period in order to proceed with the board meeting.”

PUBLIC PRESENT:

Margaret Morgan
Jean Branscum

5. Board Action (04:54)

- a. Review all Proposed Legislation for 2015 (05:09)

MCA 37-3-203: (06:20)

MOTION (23:00) Dr. Mary Anne Guggenheim moved to accept and move onto the Full Board the proposed changes for section 1 and the new section 2 as are in the committee notes.

Ms. Tanja Brekke seconded. Motion carried

MOTION (23:45) Dr. Mary Anne Guggenheim moved to suggest that EMP licensing be moved from Part II of Title 50 Chapter 6 to Title 37

Ms. Ana Diaz seconded. Motion carried

MCA 37-3-802 through 37-3-807: (25:05)

MOTION (39:40) Dr. Mary Anne Guggenheim moved to accept and refer to the Full Board for further discussion and action, the changes indicated for 37-3-802 through 37-3-807 with the following changes from our written copy; on 802 to reverse the order of licensed ECP and retired Physicians in part A, and in part C to add the phrase "or accessing the health care system," and in every place in all the statutes where it says "Paramedics" be changed to ECP, Emergency Care Provider.

Ms. Tanya Brekke seconded. Motion carried

MCA 37-2-302 (44:00)

MOTION (46:53) Ms. Tanja Brekke moved to accept the proposed changes to 37-2-302 and refer to the full board.

Ms. Pat Bollinger seconded. Motion carried

MCA 37-3-102: (47:51)

MOTION (50:43) Dr. Mary Anne Guggenheim moved to accept the proposed changes to 37-3-102 plus the two additions and refer to the full board.

Ms. Ana Diaz seconded. Motion carried

MCA 37-3-103: (51:20)

MOTION (58:33) Ms. Tanja Brekke moved to accept the proposed amended changes to 37-3-103 sub-section K and refer to the full board.

Ms. Pat Bollinger seconded. Motion carried

MOTION (59:15) Ms. Tanja Brekke moved to accept the proposed changes to 37-3-103 sub-section J and refer to the full board.

Ms. Pat Bollinger seconded. Motion carried.

MCA 37-3-201: (01:00:07)

MOTION (01:01:35) Ms. Pat Bollinger moved to accept the changes to 37-3-201 section 1a, 1b and 2 and refer to the full board.

Ms. Tanja Brekke seconded. Motion carried

MCA 37-3-204: (01:02:22)

MOTION (01:03:22) Ms. Tanja Brekke moved to accept the proposed amended changes to 37-3-204 and send to the full board.
Ms. Ana Diaz seconded. Motion carried

MCA 37-3-211: (01:03:52)

MOTION (01:04:23) Ms. Pat Bollinger moved to accept the proposed changes to 37-3-211 and send to the full board.
Ms. Tanja Brekke seconded. Motion carried

MCA 37-3-301: (01:04:55)

MOTION (01:07:24) Ms. Ana Diaz moved to accept the proposed changes to 37-3-301 and refer to the full board
Ms. Brekke seconded. Motion carried

MCA 37-3-303: (01:08:00)

MOTION (01:08:59) Ms. Tanja Brekke moved to accept the amended statute changes to 37-3-303 and refer to the full board
Ms. Ana Diaz seconded. Motion carried

MCA 37-3-305: (01:09:30)

MOTION (01:39:38) Dr. Mary Anne Guggenheim moved to accept proposed changes to 37-3-305 and refer to full board, including new changes to 1C and 1F and the repeals to 306 & 311.
Ms. Pat Bollinger Seconded. Motion carried

MCA 37-3-307: (01:41:15)

MOTION (01:54:20) Ms. Ana Diaz moved to accept proposed changes to 37-3-307, and repeal 304 and refer to full board.
Ms. Pat Bollinger Seconded. Motion carried

MCA 37-3-308: (01:56:08)

MOTION (01:57:41) Dr. Mary Anne Guggenheim moved to accept proposed changes to 37-3-308 and refer to full board.
Ms. Ana Diaz seconded. Motion carried

MCA 37-3-312: (01:58:11)

MOTION (01:58:25) Ms. Pat Bollinger moved to accept proposed changes to 37-3-312 and refer to the full board.
Ms. Ana Diaz seconded. Motion carried

MCA 37-3-315: (01:59:29)

MOTION (02:06:55) Dr. Mary Anne Guggenheim moved to accept the proposed changes to 37-3-315 and refer to the full board.
Ms. Tanya Brekke Seconded. Motion carried

MCA 37-3-321: (02:07:35)

MOTION (02:08:35) Ms. Tanja Brekke moved to accept the proposed changes to 37-3-321 and refer to the full board.
Ms. Pat Bollinger seconded. Motion carried

MCA 37-3-323: (02:09:10)

MOTION (02:10:25) Ms. Tanja Brekke moved to accept the proposed changes to 37-3-323 and refer to the full board.
Dr. Mary Anne Guggenheim seconded. Motion carried

MCA 37-3-324: (02:11:10)

MCA 37-3-327 & 328: (02:13:45)

MOTION (02:12:52) Ms. Ana Diaz moved to accept the proposed repeal of 37-3-327 and 37-3-328 and refer to the full board.
Ms. Tanja Brekke Seconded. Motion carried

MCA 37-3-403: (02:13:42)

MOTION (02:15:41) Ms. Tanja Brekke moved to accept proposed changes to 37-3-403 and refer to the full board.
Ana Diaz Seconded. Motion carried

MOTION (02:20:45) Ms. Tanja Brekke moved to accept additional changes to 37-3-403
Ms. Pat Bollinger seconded. Motion carried

MCA 37-6-304: (02:21:17)

MOTION (02:21:33) Dr. Mary Anne Guggenheim moved to accept proposed repeal of 37-6-304 and refer to the full board.
Ms. Pat Bollinger seconded. Motion carried

MCA 37-20-402: (02:22:21)

MOTION (02:25:15) Ms. Tanja Brekke moved to accept the amended statute as proposed and refer to the full board.
Ms. Ana Diaz Seconded. Motion carried

b. Telemedicine Statutes and Rules (Tabled from Feb. 25) **(02:34:09)**

c. Other Statutes or Rules in Need of Review / Tasks to be Assigned **(02:26:31)**

6. Adjourn (02:37:05)

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