

FULL BOARD MEETING MINUTES
of the
MONTANA BOARD OF MEDICAL EXAMINERS
301 S. Park Ave, 4th Floor Conference Room, Helena MT
7:00 a.m. - CONCLUSION
Tuesday, December 11, 2012

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

Members Present: Dr. Anna Earl (Presiding Officer); Dr. Kristin Spanjian, Dr. Dean Center, Ms. Pat Bollinger, Ms. Tanja Brekke, Mr. Charles Farmer, Ms. Carole Erickson, Dr. Mary Anne Guggenheim, Dr. Bruce Hayward, Ms. Eileen Sheehy, Dr. Nathan Thomas, Mr. Dwight Thompson, and Dr. James Upchurch

Members Absent: Mr. Don Sullivan

Staff Present: Mr. Ian Marquand, Ms. L'Joy Griebenow, Anne O'Leary, Esq., Dr. Harry Sibold, Mr. Ken Threet

Guests Present: Ms. Kay Brown, Ms. Shari Graham, Mr. Ron Solberg, Mr. Mel Holtz, Mr. Montie Page, Dr. Stephen Bernard

2. Approval and Tentative Modification of Agenda Order (01:13)

The Board reviewed the December 11, 2012 Agenda.

MOTION: Ms. Carole Erickson made a motion to approve the December 11, 2012 agenda as amended; Ms. Pat Bollinger seconded the motion. Motion passed unanimously. (1:15)

3. Review and Approve Minutes

i. November 16, 2012 Full Board Meeting Minutes **(01:30)**

MOTION: Dr. Mary Anne Guggenheim made a motion to approve the November 16, 2012 meeting minutes; Ms. Tanja Brekke seconded the motion. Motion passed unanimously. (1:40)

ii. November 16, 2012 Executive Session Minutes **(03:15)**

MOTION: Mr. Charles Farmer made a motion to approve the November 16, 2012 executive session minutes; Ms. Tanja Brekke seconded the motion. Motion passed unanimously. (3:41)

4. Public Opportunity to Comment (02:31)

The Presiding Officer read the statement of public participation and opened the meeting for public comment. There was no public comment.

5. Department Update (04:15)

Mr. Ian Marquand, Executive Officer reiterated the offer made at previous updates by Mr. Jack Kane, Division Administrator, inviting the Board members to directly contact Mr. Kane with any issues. Update was informational only; no board action taken.

6. Board Action

a. Rulemaking

- i. Review and respond to public comments re: MAR Notice 24-156-77 (EMT Rules) **(06:30)**

Anne O’Leary, Esq. led the discussion. The Board reviewed the summarized public comments received and discussed proposed responses as follows:

Written Comment 1 **(8:56)**

Written Comment 2 **(10:18)** and **(12:34)**

Written Comment 3 **(11:39)**

Written Comment 4 **(12:09)**

Written Comment 5 **(14:20)**

Written Comment 6 **(15:31)**

Written Comment 7 **(16:33)**

Written Comment 8 **(17:26)**

Written Comment 9 **(18:03)**

Written Comment 10 **(18:17)**

Written Comment 11 **(19:29)**

Written Comment 12 **(20:46)**

Written Comment 13 **(21:46)**

Written Comment 14 **(23:45)**

Written Comment 15 **(24:17)** and **(30:04)**

Oral Comment 1 **(25:52)**

Oral Comment 2 **(26:00)**

Oral Comment 3 **(26:17)**

Oral Comment 4 (27:02)

Oral Comment 5 (27:26)

MOTION: Ms. Carole Erickson made a motion to accept the amended ARMs [24.156.2705, 2713, 2715, 2717, 2719, 2741, 2745, 2761, 2771, 2775,] and NEW RULES I, I, III, IV, and V exactly as proposed and published in the rules notice; Ms. Pat Bollinger seconded the motion. The motion passed unanimously. (35:15)

MOTION: Dr. Bruce Hayward made a motion to accept the changing of [ARM 24.156.2732] to “within 60 days” from “within 30 days”; Ms. Tanja Brekke seconded the motion. The motion passed unanimously. (36:17)

MOTION: Ms. Tanja Brekke made a motion that the Board change all references from December 31, 2012 to December 31, 2013, and all references to January 1, 2013 to January 1, 2014 [in ARM 24.156.2701, 2731, 2751, 2754 and 2757]; Dr. Bruce Hayward seconded the motion. The motion passed unanimously. (37:08)

b. Non-Routine Applications

i. Stephen Bernard, M.D. (38:49)

Dr. Bernard was not yet present before the Board. The Board proceeded to the next agenda item.

ii. Montie Page, EMTB (42:44)

Mr. Page was present by telephone before the Board. Ms. O’Leary briefly reviewed the Board’s involvement to-date in connection with Mr. Page’s application. The Board discussed Mr. Page’s application with him.

MOTION: Dr. Dean Center made a motion to grant Mr. Montie Page a Montana EMT license; Dr. Bruce Hayward seconded the motion. The motion passed unanimously. (45:07)

7. Board Travel Requests (47:44)

a. FSMB Special Meeting on State-Based Licensure—January 16 & 17, 2013 Ft. Worth, TX

MOTION: Ms. Carole Erickson made a motion to send the Board’s executive officer and one board member, such member to be selected based on availability, to attend the January 16-17, 2013 [Federal of State Medical Boards] FSMB Special Meeting on State-Based Licensure; Dr. Bruce Hayward seconded the motion. The motion passed unanimously. (59:50)

The Board chair requested a roll-call of Board members. (1:02:23)

Members Present: Dr. Anna Earl (Presiding Officer); Dr. Kristin Spanjian, Dr. Dean Center, Ms. Pat Bollinger, Ms. Tanja Brekke, Mr. Charles Farmer, Ms. Carole Erickson, Dr. Mary Anne Guggenheim, Dr. Bruce Hayward, Mr. Dwight Thompson, and Dr. James Upchurch

Members Absent: Mr. Don Sullivan, Ms. Eileen Sheehy, Dr. Nathan Thomas

A quorum was present.

Dr. Kristin Spanjian assumed the position of Presiding Officer for the meeting; Dr. Anna Earl departed the meeting. **(1:09:52)**

6b. Non-Routine Applications (continued)

i. Stephen Bernard, M.D. **(1:25:34)**

Dr. Kris Spanjian transitioned the Board meeting into executive session **(1:29:34)**

Dr. Kris Spanjian returned the meeting back to open session **(1:31:15)**.

Report from the Executive Session: The Board discussed Dr. Stephen Bernard's application with him and granted him a full and unrestricted physician license.

8. Adjourn

MOTION: Ms. Pat Bollinger made a motion to adjourn; Dr. Bruce Hayward seconded the motion. Motion passed unanimously. (1:31:51)

Meeting adjourned **(1:32:17)**.