Agenda

Board of Medical Licensure and Supervision

Regular Meeting  
November 8 – 9, 2018

This meeting of the Board will be held at the office of the Board, 101 NE 51st Street, Oklahoma City, Oklahoma in accordance with the Administrative Procedures Act and Open Meeting Act of Oklahoma.

The Board may discuss, vote to approve, vote to disapprove, vote to table, change the sequence of any agenda item, or vote to strike or not discuss any agenda item.

*INDIVIDUAL PROCEEDINGS: Review and action on all agenda items noted for individual proceedings. In all agenda items noted for individual proceedings, a majority of a quorum of Board members, in a recorded vote, may call for closed deliberations for the purpose of engaging in formal deliberations leading to an intermediate or final decision in an individual proceeding under the legal authority of Oklahoma state statutes, to wit: Article II of the Oklahoma Administrative Procedures Act, 75 O.S. §309 and the Oklahoma Open Meeting Act, 25 O.S. §307(B)(8).

9:00 A.M.

___ Meeting called to order
___ Opening remarks – Lyle Kelsey, Executive Director
___ Board Advisor Comments – Robert C. Margo, JD
___ Executive Session for the purpose of confidential communications between the Board and its counsel pursuant to 25 O.S. § 307(B)(4) regarding the case styled Steven C. Anagnost, M.D., Plaintiff v. Oklahoma Spine and Brain Institute, LLP, et al, Case No. CJ-2013-6140, in the District Court of Oklahoma County, State of Oklahoma
___ Review, discussion and possible action – Minutes of the September 13, 2018 Meeting
___ Review and discussion regarding the following proposed Physical Therapy rule amendments as presented by Lyle Kelsey and Jennifer Ball, PT Committee Chair:
    OAC 435:20-9-1. Definitions
    OAC 435:20-9-2. Continuing education and competence requirements for renewal
    OAC 435:20-9-3. Continuing education and competence categories
    OAC 435:20-9-4. Guidelines for the audit process
___ Presentation by the Oklahoma State Medical Association regarding current oversight (supervision) rules of mid-level practitioners
___ Review, discussion and possible action – Request of PRIYA SAMANT, MD, to supervise up to six (6) Advanced Practice Registered Nurses
Review, discussion and possible action – Request of CHRISTOPHER ORENDORFF, MD, to supervise up to six (6) Advanced Practice Registered Nurses

Review, discussion and possible action – Request of DAN WATERS, MD, to supervise up to six (6) Advanced Practice Registered Nurses

Review, discussion and possible action – Request of JOHN C. SIEGLE, MD, to supervise up to three (3) Advanced Practice Registered Nurses

Review, discussion and possible action – Requests of ZIAD SOUS, MD, and MORAD EL-RAHEB, MD, (Medical Directors of Tulsa Hospitalists, Inc.) to supervise up to eight (8) Advanced Practice Registered Nurses each

I. INDIVIDUAL PROCEEDINGS

A. APPLICATIONS

*PETRINA NESBITT, RC, applicant, reinstatement of Respiratory Therapist licensure after revocation

*CHRISTOPHER PAUL HOPKINSON, applicant, full medical licensure

*JOSEPH BERDECIA, MD, applicant, reinstatement of medical licensure

B. DISCIPLINARY MATTERS

*SCOTT GREGORY LILLY, MD – Defendant’s Motion to Modify Order of Suspension

*DARNELL ERIC BLACKMON, SR., MD – Defendant’s Second Motion to Terminate Order Accepting Voluntary Submittal to Jurisdiction

*RICHARD JAY JOHNS, PT – Motion for Default Judgment

*SARA ANN COLLIER, MD – Disciplinary hearing based on allegations of the violation, or attempted violation, direct or indirect, of any of the provisions of the Oklahoma Allopathic Medical and Surgical Licensure and Supervision Act, either as principal, accessory or accomplice; dishonorable or immoral conduct which is likely to deceive, defraud, or harm the public; confession of a crime involving violation of the antinarcotic laws of the federal government or the laws of this state; violation of any state or Federal law or regulation relating to controlled substances; habitual intemperance or the habitual use of habit-forming drugs and/or the habitual or excessive use of any drug which impairs the ability to practice medicine with reasonable skill and safety to the patient; the writing of false or fictitious prescriptions for any drugs or narcotics declared by the laws of this state to be controlled or narcotic drugs; the use of any false, fraudulent, or deceptive statement in any document connected with the practice of medicine and surgery; prescribing, selling, administering, distributing, ordering, or giving any drug legally classified as a controlled substance or recognized as an addictive dangerous drug to
a family member or to himself or herself; prescribing or administering a drug or treatment without sufficient examination and the establishment of a valid physician-patient relationship; and prescribing, dispensing or administering of controlled substances or narcotic drugs in excess of the amount considered good medical practice, or prescribing, dispensing or administering controlled substances or narcotic drugs without medical need in accordance with published standards.

*MOHEB HALLABA, MD – Possible Motion for Default Judgment; possible Motion to Continue; and, dependent upon the Board's ruling on the motions, a potential disciplinary hearing based on allegations of violation of any provision(s) of the medical practice act or the rules and regulations of the Board; engaging in dishonorable or immoral conduct which is likely to deceive defraud or harm the public; prescribing or administering a drug or treatment without sufficient examination and the establishment of a valid physician-patient relationship; aiding or abetting the practice of medicine and surgery by an unlicensed person; prescribing, dispensing or administering of controlled substances or narcotic drugs in excess of the amount considered good medical practice, or prescribing, dispensing or administering controlled substances or narcotic drugs without medical need in accordance with published standards; failure to maintain an office record for each patient which accurately reflects the evaluation, treatment, and medical necessity of treatment of the patient; Indiscriminate or excessive prescribing, dispensing or administering of Controlled or Narcotic drugs; allowing another person or organization to use a physician’s license to practice medicine and surgery; purchasing or prescribing any regulated substance in Schedule I through V, as defined by the Uniform Controlled Dangerous Substances Act, for the physician’s personal use; prescribing, selling, administering, distributing, ordering, or giving any drug legally classified as a controlled substance or recognized as an addictive dangerous drug to a family member or to himself or herself, provided that this paragraph shall not apply to family members outside the second degree of consanguinity or affinity; violating any state or federal law or regulation relating to controlled substances; and failure to check the PMP system (and notating same in the patient file) at least once every six months when prescribing opioids, benzodiazepines, or carisoprodol in order to assess medical necessity and the possibility that the patient may be unlawfully obtaining prescription drugs.

*RICHARD JAMES WEDEL, MD – Disciplinary hearing on allegations of violation of any provision(s) of the medical practice act or the rules and regulations of the Board; making a misrepresentation in applying for or procuring a medical license or in connection with applying for or procuring periodic re-registration of a medical license; the inability to practice medicine with reasonable skill and safety to patients by reason of age, illness, drunkenness, excessive use of drugs, narcotics, chemicals, or any other type of material or as a result of any mental or physical condition. In enforcing this subsection the Board may, upon probable cause, request a physician to submit to a mental or physical examination by physicians designated by it;
dishonorable or immoral conduct which is likely to deceive, defraud, or harm the public; confession of a crime involving violation of the laws of this state; and habitual intemperance or the habitual use of habit-forming drugs.

___  *LEE RITTENHOUSE, MD* – Agreed Motion to Continue Deadlines and Hearing to Next Board Meeting, and, dependent upon the Board's ruling on the Motion to Continue, a potential disciplinary hearing on allegations of prescribing or administering a drug or treatment without sufficient examination and the establishment of a valid physician-patient relationship; violation, or attempted violation, direct or indirect, of any of the provisions of the Oklahoma Allopathic Medical and Surgical Licensure and Supervision Act, either as a principal, accessory or accomplice; aiding or abetting, directly or indirectly, the practice of medicine by any person not duly authorized under the laws of this state; failure to maintain an office record for each patient which accurately reflects the evaluation, treatment, and medical necessity of treatment of the patient; and failure to establish a physician/patient relationship prior to providing patient-specific medical services, care or treatment, except in a clearly emergent, life threatening situation.

II. UNSCHEDULED ITEMS

___  Ratify applications approved by the Secretary/circularization (attached to agenda)

___ Review, discussion and possible action regarding the following Committee recommendations previously approved on circularization

- Physical Therapy Advisory Committee
- Occupational Therapy Advisory Committee
- Advisory Committee on Pedorthics
- Advisory Committee on Orthotics and Prosthetics

___ Review, discussion and possible action regarding the following Committee recommendations not previously approved on circularization

- Advisory Committee on Dietetic Registration
- Physician Assistant Advisory Committee

___ Review, discussion and possible action – Re-appointment of Tim Passmore, TRS, to the Therapeutic Recreation Specialists Advisory Committee

___ Review, discussion and possible action – Appointment of Julie Arias, OT, to the Occupational Therapy Advisory Committee to fill the seat previously held by Troy Lee, OT
Review, discussion and possible action – Appointment of Medical Board Representative to the Advisory Committee of Dietetic Registration to fill the remainder of the term of Susan Chambers, MD (set to expire July 1, 2021)

Review, discussion and possible action – Incomplete applications for Occupational Therapy licensure
- BENJAMIN A. STOLINSKI
- CAROL ELISE GARNER-HOUSTON
- EMILY SUE HIGGINBOTHAM

Review, discussion and possible action – Incomplete application for Occupational Therapy Assistant licensure
- ANGELA GAIL CARVER

Quarterly report presented by Robert Westcott, MD, Director, Oklahoma Health Professionals Program, Inc.

Executive Director's report to the Board
- Review, discussion and possible action - Mandatory Questions on Applications and Renewals for Licensure
- Review, discussion and possible action – Implementation of SB1446 ("Best Practices")
- Review, discussion and possible action – Proposed policy regarding Responsible Opioid Prescribing, by Dr. Scott M. Fishman
- Review, discussion and possible action – Opioid Continuing Medical Education program(s) as required by SB1446
- Review, discussion and possible action – Medical Marijuana and Board Certification

Review, discussion and possible action regarding all agency personnel
- Possible vote to enter into Executive Session as authorized by 25 O.S. § 307(B)(1) for the discussion of the employment, hiring, appointment, promotion, demotion, disciplining or resignation of any individual salaried public officer or employee

New Business – any matter not known about or which reasonably could not have been foreseen prior to the required time of posting

November 9, 2018: If needed to complete items on Agenda
### Oklahoma State Board of Medical Licensure and Supervision

**Licenses Issued From 9/11/2018 To 11/4/2018**

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**MDV**  MEDICAL DOCTOR - Volunteer

89  HAWKINS, DONNIE LOYD  10/04/2018

**OA**  Occupational Therapy Assistant

1913  MORROW, ELIZABETH PAGE  09/20/2018
2005  CHRONISTER, TESS ELIZABETH FLORA  11/01/2018
2027  MITCHELL, ASHLEE LAUREN  09/24/2018
2033  DAY, DALTON LUKE  10/02/2018
2034  BLACKBURN, AVERY LAUREN  10/05/2018
2035  TREADAWAY, MAGGIE DAWN  10/03/2018
2037  CROKE, KAYLEY  09/17/2018
2045  FLORES, KAITLYN GRACE  09/17/2018
2046  CHICK, JULIA  11/01/2018
2051  ASHCRAFT, BRITTANY  11/01/2018
2052  FAZZINO, CHRISTINE PENTERSON  11/01/2018
2053  XIONG, YUEPHENG  11/01/2018

**OT**  Occupational Therapist

5248  KELLEY, ASHLEY LYNN  11/01/2018
5252  ALCHAMI, LINDA  09/17/2018
5255  HAMMER, HANNA ELIZABETH  09/17/2018
5261  KEY, NICHOLAS ISAAC  10/15/2018
5262  GERHARD, ANNA MAE  11/01/2018
5263  TURNER, KELSEY MARIE  10/02/2018
5265  WILKINSON, CARA NICOLE  10/03/2018
5267  HISAW, KAITLIN RACHELLE  09/14/2018
5271  REBURN, JUDITH DARLENE  11/01/2018
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5273  LEIGH, MELINDA  11/01/2018
5274  SPENCER, JOSHUA JAY  10/16/2018
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5293  PHILLIPS, MACI  11/01/2018
5294  CULVERSON, TIFFANY  11/01/2018

**PA**  Physician Assistant

2927  FOSTER, PHILLIP ASHTON  10/24/2018
2928  RIALS, KAYLA MARIE  11/01/2018
2936  WILSON, NICHOLAS HOWARD  10/29/2018
2950  LEE, MONICA ANNESSA  11/01/2018
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**TRS Therapeutic Recreation Specialist**

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|      | 199    | BATEMAN, MICHELLE MILLER  | 09/13/2018   |