

Idaho State Board of Medicine
Division of Occupational and Professional Licenses
Location: 575 E. Park Center Blvd. #180, Boise, ID. 83706

Board Meeting Minutes- February 10, 2022

BOARD MEMBERS PRESENT: David McClusky M.D.- Chair
Guillermo Guzman M.D.
Paula Phelps P.A.
Keith Davis M.D.
Mark Grajcar D.O.
Michele Chadwick
Jared Morton, M.D.
Ked Wills, ISP Director

BOARD MEMBERS ABSENT: Catherine Cunagin, M.D.

DIVISION STAFF: Nicki Chopski, Executive Officer (EO)
Katie Stuart, Board Services Program Manager
Stephanie Lotridge, Licensing & Registration Program
Manager
Yvonne Dunbar, General Counsel
Berk Fraser, Chief Investigator
Mike Celeste, Investigations Supervisor
Keith Aamodt, Investigator
Helen Kuo, Investigator
Frutoso Gonzalez, Investigator
Deb Mitchell, Investigator
Bob McLaughlin, DOPL PIO
Jason Weaver, Investigator
Jan Arrasmith, Education and Practice Specialist
Felicia Kruck, Management Assistant
Pam Rebolo, Board Support Supervisor
Susan Villanueva, Board Support Specialist
Susan Cassell, Board Support Specialist
Matthew Post, Investigations Support
Jess Solis, Investigations Support

OTHER ATTENDEES: William Miller, MD, COPD Chair
Joan Callahan, Board Prosecutor
Demitria Milford, PharmD Candidate
Jamie Neill, Idaho Medical Association
Audrey Dutton

Convened: Dr. McClusky called the meeting to order at 8:11AM MST.
After roll call, a quorum was established.

DIVISION BUSINESS

EO Chopski introduced present Division staff members and gave an update about the staff changes within DOPL and the organizational chart. The move to Building 4 is still scheduled for June 30th.

EO Chopski discussed the pending Request for Proposal (RFP) for the new DOPL licensing system. She also gave an update on the Physicians Recovery Network (PRN), after which Ms. Stuart provided more in-depth information about the program.

EO Chopski presented the Legislative update. She stated that rules were heard by the Health and Welfare committee. The following Senate Bill 1244 would allow authority to be moved to the Division Administrator; Senate Bill 1246, the annual alignment of scheduled controlled substances with the DEA and Senate Bill 1233 would allow Division investigators to collaborate without a subpoena. EO Chopski mentioned that there was a proposed Expungement Bill that has not been introduced yet but will hopefully be ready before the end of session.

EO Chopski stated that currently there is no financial report and updated the Board that the statewide financial system is getting a new database. She also stated that Linda Brown who is the Division's financial officer hopes to give a financial report at the next Board meeting and is working on a frequently asked questions page for all Boards.

BOARD BUSINESS

Dr. Davis moved to approve the minutes for November 10 & 12, 2021, as written.
Dr. Guzman, seconded. Motion carried.

The Board discussed the frequency of Licensure Report. It was decided by general consent, that the PMR Report will be reviewed annually.

The Board discussed the PRN Report and deliberated whether it is cost effective because of low participation.

The Board discussed the usefulness of the "articles of interest" portion of the agenda. This meeting the articles included were USMLE reports. After a brief discussion the Board Members decided these specific reports are beneficial and would like to maintain this agenda item.

The Board discussed the quarterly newsletter. The Board requested that the assigned Board Member have articles prepared 4-6 weeks after a scheduled Board Meeting. Dr. McClusky volunteered to write the next article and Ms. Chadwick volunteered to write the following quarterly article.

The Federation of State Medical Boards (FSMB) annual meeting will be held April 28-30 in New Orleans. Ms. Chadwick and Dr. Guzman would like to attend the conference and Dr. Grajcar has tentatively agreed to attend as the voting delegate. In his absence, Dr. Guzman will be the delegate.

EXECUTIVE SESSION

Dr. Davis moved and Ms. Chadwick seconded, to enter Executive Session pursuant of Idaho Code § 74-206(1)(d) to consider records involving an inquiry into a person's fitness to retain a license which are exempt from public disclosure pursuant to Idaho Code § 74-106(9). Following roll call, the motion carried unanimously. The Board entered Executive Session at 9:37 AM.

Ms. Chadwick moved to exit executive session at 11:07 AM. Dr. Grajcar, seconded. Motion carried unanimously.

APPEARANCES

In case number 2021-BOM-9788, Dr. Grajcar moved to terminate the confidential S&O and offer a new confidential S&O.

Ms. Phelps, seconded. Motion carried.

Ms. Chadwick moved to grant the request for termination of the Stipulation and Consent Order in case number 2018-BOM-9307. Dr. Morton recused. Dr. Grajcar seconded. Motion carried.

BOARD BUSINESS, Continued

Ms. Phelps moved to elect Tim Nicoletto to the Athletic Trainers Board, Ms. Chadwick, seconded. Motion carried

The Board reviewed the PAAC and COPD meeting minutes.

The Board discussed alternatives to discipline. It was decided that coaching and/or mentoring may be more favorable than discipline in certain cases. The Staff will research resources for courses and qualified coaches.

2022 Board Meeting Dates:

May 12, 2022, at 8:00 AM

August 12, 2022, at 8:00 AM

November 17, 2022, at 8:00 AM

PUBLIC COMMENT

Audrey Dutton, Reporter for the Idaho Capital Sun, presented questions to the Board. Ms. Dutton was referred to Board staff and the Division's Public Information Officer.

EXECUTIVE SESSION

Ms. Chadwick moved, and Dr. Davis seconded, to enter executive session pursuant of Idaho Code § 74-206(1)(d) to consider records involving an inquiry into a person's fitness to retain a license which are exempt from public disclosure pursuant to Idaho Code § 74-106(9). Following roll call, Motion carried unanimously. The Board entered Executive Session at 12:19 AM.

Dr. Grajcar moved to exit executive session at 3:22 PM. Dr. Morton, seconded. Motion carried unanimously.

Dr Guzman left the meeting at 12:45 PM

BOARD DISCIPLINE

Dr. Morton moved to modify cases #287 and BOM-2016-773 as requested by the Respondents; to table case #349 so investigative staff can obtain additional information to consider the Respondent's modification request; and to close case #340 and #2020-BOM-9622. Ms. Phelps seconded. Motion carried.

COPD DISCIPLINE

Ms. Phelps moved as follows:

-to accept the COPD's recommendation for closure in case numbers:

2021-BOM-9905, 2021-BOM-9923, 2021-BOM-9904, 2021-BOM-9911, 2021-BOM-9906, 2021-BOM-9891, 2021-BOM-9898, 2021-BOM-9918, 2021-BOM-9916, 2021-BOM-9919, 2021-BOM-9917, 2021-BOM-9890, 2021-BOM-9922, 2021-BOM-9894, 2021-BOM-9910, 2021-BOM-9915, 2021-BOM-9895, 2021-BOM-9896, 2021-BOM-9897, 2021-BOM-9907, 2021-BOM-9900, 2021-BOM-9856, 2021-BOM-9912.

NJ CO - 14458, NJ CO – 14459, NJ CO – 14460, NJ CO - 14462, NJ CO - 14466, NJ CO - 14467, NJ CO - 14468, NJ CO - 14469, NJ CO - 14471, NJ CO - 14472, NJ CO - 14473, NJ CO - 14475, NJ CO - 14476, NJ CO - 14477, NJ CO - 14478, NJ CO - 14480, NJ CO - 14482, NJ CO - 14483, NJ CO - 14484, NJ CO - 14485, NJ CO - 14490, NJ CO - 14492, NJ CO - 14493, NJ CO - 14495, NJ CO - 14496, NJ CO – 14497.

-noting the following case numbers were presented for the Board's information only: 2021-BOM-9840, 2021-BOM-9780, 2021-BOM-9777, 2020-BOM-9685, 2021-BOM-9842, 2020-BOM-9757; and further

-to accept the PAAC's recommendations to send confidential letters of concern for cases 2021-PAC-9928 and 2021-PAC-9924; and to close case 2021-PAC-9909.

-noting the following case numbers were presented for the Board's information only: 2021-PAC-9801, 2021-PAC-9933; and further

-to enter into confidential agreements for corrective action in case 2021-BOM-9793; and further

-to send confidential letters of concern for case 2021-BOM-9913, 2021-BOM-9893, 2021-BOM-9899; and further to table case 2021-BOM-9921.

Dr. Grajcar seconded. Motion carried.

ADJOURN

There being no further business, the meeting was adjourned by general consent at 3:29 PM MST on 2/10/22.

The next Idaho Board of Medicine meeting will be 5/12/22 at 8:00 AM MST.



Board Chair

6/3/2022

Date