



State of Idaho
Division of Occupational and Professional Licenses
Board of Medicine

BRAD LITTLE
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RUSSELL BARRON
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Board Minutes of 02/27/2025

Board Members Present: David McClusky, MD – Chair
Guillermo Guzman, MD – Vice Chair
Jared Morton, MD
Thomas Neal, MD
Mark Grajcar, DO
Christian Zimmerman, MD
Paula Phelps, PA
Col. William Gardiner, ISP Director
Paul Anderson, Public Member
Michele Chadwick, Public Member

Division Staff: Nicki Chopski, Executive Officer
Russ Spencer, General Counsel
Berk Fraser, Chief Investigator
Candace Villarreal, Board Support Specialist

Board Members Absent: Keith Davis, MD

Others Present: Joan Callahan, Board Prosecutor

The meeting was called to order at 8:30 AM by David McClusky, MD.

Approval of Minutes:

A motion was made and seconded to approve the 11/14/2024 and 01/23/2025 minutes. The motion carried.

DIVISION BUSINESS

2025 Legislative Update: Dr. Chopski delivered a presentation on the 2025 Legislative Update, accompanied by the Legislative Tracker, which offered valuable insights into current legislative bills and activities.

Maternal Mortality Review Committee (MMRC) Update: Dr. Chopski provided an update on the Legislative Review of the MMRC Report, along with a copy of the completed report.

Financial Update: Dr. Chopski presented the financial report for the second quarter of the fiscal year and invited questions from the Board members. She reiterated the legislature's concerns about the increased cash balances and highlighted the expectation that the Board will continue to make significant progress in addressing the ongoing accumulation of surplus revenue during the discussion of the PA fee reduction agenda item. The Board's financial report indicated that the Board had a cash balance of \$5,613,345.48 as of 1/27/2025.

Board Training-Transparency and the Medical Practice Act: Mr. Spencer presented training on the requirements of transparency under the Administrative Procedures Act and the Medical Practice Act.

BOARD BUSINESS

PA Fee Reduction Discussion: Dr. Chopski provided the Board with an overview of the expectations regarding the review and implementation of fee reductions, as well as the need to demonstrate considerable progress towards the 125% goal set by the Idaho legislature. The Board participated in a discussion about the recommendations made by the Physician Assistant Advisory Committee (PAAC) and reviewed the fee reduction calculator. Following discussions, a motion was made and seconded to accept the recommendation of the PAAC and to reduce fees by 15%. The motion carried.

Specialties Report: The Board held a discussion concerning the Specialties Report, which included information on physician-surgeon license types as well as osteopathic physician-surgeon license types. Accompanying the report was a graph illustrating the top ten specialties for each license type. Dr. Chopski indicated that the Division is supporting long-term reporting, measurements, and data collection related to the Specialties Report.

Process for Volunteers into HPRP: The Board engaged in a discussion regarding the reporting of non-compliance issues from the Health Professionals Recovery Program (HPRP), with particular emphasis on the current contract for participation as well as the pathways for involvement. After discussion, the Board determined that it would continue to uphold existing practices for individuals who choose to voluntarily participate in the program and will not review their participation status. Subsequently, a motion was made and seconded to approve reporting to the Board regarding each separate pathway, as discussed. The motion carried.

Request for Termination 2019-BOM-9471: The Board engaged in a discussion regarding a licensee request for termination of the reciprocal disciplinary order entered regarding case number 2019-BOM-9471. Subsequently, a motion was made and seconded to grant the request. The motion carried.

Expungement Requests: The Board engaged in a discussion regarding a licensee request for expungement of the record of disciplinary action pursuant to Idaho Code § 67-9314(4) regarding case number 2011-BOM-6793. Subsequently, a motion was made and seconded to grant the request. The motion carried.

Board Elections: The Board held a discussion concerning the election of the Vice-Chair, focusing on the terms of service, eligibility criteria for prospective candidates, and noting that two Board members expressed interest in the role. Following discussion, a motion was made and seconded to elect Dr. Zimmerman as Vice-Chair. The motion carried.

Board Member Name Badge Options: The Board engaged in a discussion regarding the name badge options presented. Following discussion, a motion was made and seconded to approve and order red name badges. The motion carried.

Conference Attendance Reports and Request: The Board discussed attendance at upcoming conferences. A motion was made and seconded to support upcoming board travel as presented. The motion carried.

Public Comment: Dr. McClusky opened the floor for public comment. No comments were made by those in attendance.

EXECUTIVE SESSION

A motion was made and seconded to enter Executive Session pursuant to Idaho Code § 74-206(1)(f) to discuss pending litigation with legal counsel and Idaho Code § 74-206(1)(d) to consider records related to a licensee's ability to retain a license, which is exempt from public disclosure. The vote was: Dr. Guzman, aye; Dr. Morton, aye; Dr. Neal, aye; Dr. Grajcar, aye; Dr. Zimmerman, aye; Ms. Phelps, aye;

Col. Gardiner, aye; Mr. Anderson, aye; Ms. Chadwick, aye; and Dr. McClusky, aye. The motion carried.

A motion was made and seconded to exit the Executive Session. The motion carried.

BOARD DISCIPLINE

Recusals:

Dr. Guzman recused himself from case number 1354216.

Dr. McClusky recused himself from case number(s) 1337713 and 1294398.

Ms. Chadwick recused herself from case number 1352633.

Monitoring:

A motion was made and seconded that the Board of Medicine close the following cases: 1184513; 1307435; 1149472; 1204335; 1213878; 1297295; 1461745; 1466388; 1466910; 1476182; and 1515347. The motion carried.

A motion was made and seconded that the Board of Medicine amend and continue monitoring the following case number: 1243883.

A motion was made and seconded to authorize the Board Prosecutor to file an administrative complaint in the following case numbers: 1184578; 1194443; and 1198866. The motion carried.

COPD Close Recommend:

A motion was made and seconded that the Board of Medicine accept the recommendations of the Committee on Professional Discipline and close case numbers 1269854; 1278612; 1299536; 1324587; 1324651; 1334322; 1352334; 1353521; 1363226; 1378148; and 1428776. The motion carried.

A motion was made and seconded that the Board of Medicine send a letter of concern regarding case numbers: 1294361; and 1328773. The motion carried.

A motion was made and seconded that the Board of Medicine table the following case number pending receipt of additional information and further review: 1337713. The motion carried.

PAAC Close Recommend:

A motion was made and seconded that the Board of Medicine accept the recommendations of the Physician Assistant Advisory Committee and close case numbers 1199659; and 1359899. The motion carried.

A motion was made and seconded that the Board of Medicine send a letter of concern regarding case number: 1279433. The motion carried.

COPD Recommendations:

A motion was made and seconded that the Board of Medicine accept the recommendations of the Committee on Professional Discipline and send a letter of concern regarding case numbers: 1294398; 1352633; and 1354216. The motion carried.

A motion was made and seconded that the Board of Medicine enter a stipulation and order regarding case number: 1433730. The motion carried.

PAAC Recommendations:

A motion was made and seconded that the Board of Medicine accept the recommendations of the Physician Assistant Advisory Committee and enter an agreement in lieu of discipline regarding case number: 1336962. The motion carried.

A motion was made and seconded to authorize the Board Prosecutor to file an administrative complaint in the following case number: 1381814. The motion carried.

Special Cases:

A motion was made and seconded that the Board of Medicine enter a stipulation and order regarding case numbers: 1312625; and 1441065. The motion carried.

Finding that no grounds existed, a motion was made and seconded that the Board of Medicine dismiss case number: 1429775. The motion carried.

Additionally:

A motion was made and seconded to authorize the Board Prosecutor to file an administrative complaint should any negotiations expire or be rejected. The motion carried.

Adjourn

There being no further business, the meeting was adjourned at 4:33 PM.

The next meeting will be held on 05/22/2025.