

**MINUTES**

**TENNESSEE BOARD OF MEDICAL EXAMINERS**

**Development Committee**

**July 19, 2010**

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The meeting was called to order at 6:00 p.m. at the Health Related Boards’ Iris Room, 227 French Landing, Ground Floor, Heritage Place Metro Center, Nashville, Tennessee 37243 by Vice-President Dr. Charles White. Other members present were: Drs. Mitchell Mutter, Subhi Ali, Dennis Higdon and Regine Webster.

Staff present included Rosemarie Otto, Executive Director, Larry Arnold, MD, Medical Director, Marsha Arnold, Unit Manager, Board Administrator and Shiva Bozarth, Deputy General Counsel and Advisory Attorney.

**Minutes**

Mr. Bozarth provided the Committee with a report about the progress of the cases being heard by administrative law judges. According to the report, the number of days in the Office of General Counsel for cases not litigated before the administrative law judges is 111,271 versus the number of days in the Office of General Counsel for cases litigated in front of administrative law judges which is 16,476. The total number of cases in OGC was 305 set on the regular litigation track versus 24 of the ALJ track. The breakdown of the ALJ cases is as follows:

<b>Type of Case</b>	<b>Resolved</b>	<b>Set for Hearing</b>	<b>Not Resolved</b>	<b>Total</b>
<b>Prescribing</b>	12	2	2	16
<b>Malpractice</b>	2	0	3	5
<b>Boundary</b>	3	1	0	4
<b>Unlicensed Practice</b>	4	0	1	5
<b>Other</b>	3	0	0	3
<b>Total</b>	24	3	6	33

Dr. Ali reminded the Committee that the mission of the Committee was to develop ways for the Board to “make progress towards excellence” and he was still unconvinced that the administrative law judge process was taking the Board in that direction.

Ms. Webster discussed the need to develop a score care to measure the progress of matters in the Office of General Counsel.

Members asked that Ms. Denise Moran be available for the next meeting of the Development Committee.

Members then discussed their desire for a retreat some time next year if funding was available. Dr. Ali wanted to look at locating and inviting national leaders/speakers

from other Boards to discuss their practices to find out what works for them. Ms. Otto indicated that she would consult with the Department and look at costs.

The Committee adjourned at 7:00 p.m.