

MINUTES
BOARD OF OSTEOPATHIC EXAMINATION
AUGUST 12, 2009

A regular meeting of the Tennessee Board of Osteopathic Examination was held at the Bureau of Health Licensure and Regulation, 227 French Landing, 1st Floor, Iris Conference Room, Heritage Place MetroCenter, Nashville, TN 37243

Members Present: Donald H. Polk, DO, Karen R. Shepherd, DO, Paul G. Smith, Jr., DO, Jill B. Robinson, DO

Member Absent: Rafael M. Sanchez, DO

Staff Present: Rosemarie Otto, Executive Director, Marsha Arnold, Unit Manager, Mona Jean-Baptiste, Esq., Advisory Attorney, David Hoffman, Board Administrator

The Board was called to order at 10:55 a.m. with Dr. Robinson presiding. Dr. Robinson determined that a quorum was present to conduct Board business.

Dr. Smith made a motion to ratify the minutes from the May 13, 2009. Dr. Polk seconded he motion. The motion carried.

Rulemaking Hearing

Mona Jean-Baptiste, Esq. held a Rulemaking Hearing regarding Rule 1050-02-.22, Tamper Resistant Prescriptions which implements the requirements of Public Chapter No. 1035 The Chapter & Rules require all health care providers with prescriptive authority to utilize tamper resistant prescription pads.

Ms. Jean-Baptiste summarized the comments previously submitted by Tennessee Medical Association that were adopted by the Board of Medical Examiners. No other comments were received and the Rule Making Hearing concluded at 11:10 a.m.

Dr. Smith made a motion to adopt the suggested changes to the proposed Rule that were similarly adopted by the Board of Medical Examiners. Dr. Polk seconded the motion which passed unanimously with a roll call vote.

Conflict of Interest

Mona Jean-Baptiste reiterated the Board's responsibility pursuant to the Department of Health's Conflict of Interest Policy.

Applicant Interviews

Kalle Stidham, DO was invited before the board to discuss a recent DUI arrest. After questions from the Board, Dr. Smith made a motion to issue Dr. Stidham a license. Dr. Shepherd seconded the motion. The motion passed unanimously.

Sheila Hockman, DO was invited to the Board to discuss issues that occurred in Idaho concerning OB/GYN procedures. After questioning from the Board, Dr. Polk made a motion to issue a license to Dr. Hockman. Dr. Smith seconded the motion. The motion carried unanimously.

Contested Cases

In the matter of John King, D.O. a/k/a Christopher Wallace Martin. Dr. King was present and represented by Mr. Joseph Brown, Esq. The state was represented by Ms. Mona Jean-Baptiste. Administrative Law Judge Mary Collier, presided. Both sides put on proof, closed their respective cases and offered closing arguments. Judge Collier then charged the board and turned the proceedings over to them for deliberations. Due to time constraints, the board requested that the proceedings be adjourned until the next regularly scheduled meeting of the board at which time they will resume their deliberations.

New Licenses

Dr. Smith made a motion to approve all new licenses, failed to renew, voluntary retired and reinstatement applications that had been previously approved by a Board member or staff. Dr. Shepherd seconded that motion. The motion passed unanimously.

All other Board business was deferred to the November 4, 2009 meeting. The meeting adjourned at 5:00 p.m.

These minutes were ratified by the Board November 17, 2009.