

**MINUTES
BOARD OF OSTEOPATHIC EXAMINATION
MARCH 7, 2007**

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, Poplar Room Heritage Place Metro Center, Nashville, TN 37243

Members present: Jill B. Robinson, D.O., Donald H. Polk, D.O., Paul G. Smith, Jr., D.O., Rafael M. Sanchez, D.O., Janis E. Hinton, Public Member

Staff present: Robbie Bell, Director, Health Related Boards, Larry Arnold, M.D., Medical Director, Rosemarie Otto, Executive Director, Marsha Arnold, Unit Manager, Robert Kraemer, Esq., Advisory Attorney, David W. Hoffman, Board Administrator

The board convened at 9:05 a.m. with Dr. Robinson presiding. Dr. Robinson determined that a quorum was present in order to conduct business.

Discuss Patient Safety Policy

Ms. Robbie Bell presented members with a copy of the Patient Safety Guidelines that has been adopted by the Department of Health. Ms. Bell requested members to review the policy and encouraged them to adopt it for the Osteopathic Physicians in Tennessee. Dr. Smith made a motion that the Board accept the policy, Dr. Polk seconded. The motion carried.

Minutes

Ms. Hinton made a motion to accept the minutes from the November 15, 2006 meeting. Dr. Polk seconded the motion. The motion carried.

Managers Report

Ms. Marsha Arnold gave the Director/Managers report to the Board, noting that as of January 31, 2007 the total number of active licenses for Osteopathic Physicians was 701, Active Midwives were 31, and D.O. X-Ray Operators were 16. Ms. Arnold told the Board our actual processing time for applications was 74 days as set against the benchmark of 100 days. Processing time has increased because of delays associated with criminal background checks.

Office of General Counsel

Mr. Robert Kraemer read his report to the Board concerning two rule amendments, 2005 Legislation and X-Ray Amendments (05-1397), and Prescribing Course Continuing Education (06-1325), which was adopted by the Board November 15, 2006. It was sent to the Attorney General on November 17, 2006. He noted no progress since the last Board meeting. He also reported that the Office of General Counsel had four (4) open disciplinary cases against Osteopathic Physicians. There were no topics for discussion.

Bureau Office Report

Ms. Otto reported to the Board that there were no changes to the last financial report however, with the increase in fees the Board should see significant positive changes to the current deficit.

Investigation Report

Ms. Otto reported to the Board on behalf of Denise Moran, Director of the Bureau of Investigations. She reported that there were eight (8) open complaints in Investigations.

Disciplinary Report

Ms. Otto reported to the Board on behalf of the Disciplinary Coordinator. Ms. Otto informed the Board that the position is currently vacant, but disciplined licensees outlined in the report are being monitored by staff.

Applicant Interviews

Rodger D. Morrow, D.O. was requested to appear before the Board to resolve inconsistencies on the face of his application. For example, Dr. Morrow's work history as outlined on his application appeared inconsistent with his curriculum vitae submitted contemporaneously. That matter was successfully resolved upon questioning by the Board. Further, the Federation of State Medical Boards' clearance report indicated that Dr. Morrow was placed on probation in Florida in the early 1980's. Dr. Morrow did not report that action on his application. It was determined by the Board that the FSMB's report was erroneous and Dr. Morrow was thus not required to report. After questioning, Dr. Polk made a motion to approve licensure, seconded by Dr. Smith. The motion carried. Dr. Morrow was approved and ratified.

Darrell P. Stone, D.O. was requested to appear before the Board because after a review of his application and supporting documentation, questions arose regarding his clinical competency. Dr. Stone's application did not indicate that his clinical privileges were suspended due to concerns regarding his clinical competency, and failure to maintain medical records. This information was learned from a routine query of the National

Practitioner Data Base by Board staff. Additionally, they expressed concern that throughout most of his academic career, Dr. Stone was on academic probation. The Board also noticed that Dr. Stone did not successfully complete his family residency training program noting that he resigned from the program after being on probation for academic and clinical deficiencies that, despite extensive efforts could not be remediated. Dr. Stone was able to achieve the status of Board certification by utilizing the clinical pathways option. This option was eliminated as of 2001.

After extensive questioning by the Board, Dr. Stone was offered an opportunity to withdraw his application. Dr. Stone availed himself of the opportunity and withdrew his application.

File Review

Dr. Polk made a motion to ratify the new licensees including Matthew R. BeBoer, D.O., Nancy Grossman, D.O. Locum Tenens, Burton Routman, D.O., James M. Fish, D.O., Amber R. Amend, D.O. X-Ray Operator all approved by the Board after February 28, 2007. Dr. Smith seconded the motion. The motion carried.

Designation of Bob Kraemer, Esq., as Associate Member to the Federation of State Medical Boards

Ms Otto explained that the associate member will be allowed to be the voting delegate at FSMB meetings if a member of the Board cannot attend the meeting. Dr. Smith made a motion that Mr. Kraemer be so designated. Ms Hinton seconded the motion. The motion carried

Discussion

At the November 15, 2006 Board meeting Dr. Robinson was nominated to represent the Board at the Federation of State Medical Boards meeting in San Francisco, CA, May 5-7, 2007. Dr. Robinson notified the Board she had a prior engagement that conflicted with her ability to attend. Dr. Polk was appointed to represent the Osteopathic Board at the May 2007 FSMB annual meeting and he agreed to do so.

Ms. Otto informed the Board that Dr. Brown had resigned from the Board and that the administration was working on appointing a successor to complete her term.

Dr. Polk informed board members that the new Osteopathic School in Harrogate, TN will open October 20, 2007.

Noteworthy

There were no noteworthy topics to discuss.

The meeting adjourned at 11:00 a.m.

These minutes were ratified by the Board at the May 9, 2007 meeting.