

**Tennessee Board of Medical Examiners’  
Committee on Physician Assistants  
January 12, 2007**

**Minutes**

A regular meeting of the Tennessee Board of Medical Examiners’ Committee on Physician Assistants was held at 227 French Landing, Ste. 300 Heritage Place Metro Center, Nashville, Tennessee.

**Members Present:** Glen Alexander, PA; William Blalock, PA; Johnny Presley, PA; Jonathan White, PA; Johnny Nowlin, PA and Anne Arney, Consumer Member

**Staff Present:** LaTonya Shelton, Administrator; Marsha Arnold, Unit Manager; Rosemarie Otto, Executive Director; Robert Kraemer, Deputy General Counsel and Jerry Kosten, Rules Coordinator

**Members Absent:** Janet Johnson, OPA

Glen Alexander, Committee Chairman called the meeting to order at 9:10 a.m. The Chairman determined that a sufficient number of members were in attendance to constitute a quorum.

**Approval of Minutes**

Jonathan White made a motion to approve the minutes of the October 13, 2006 meeting. Johnny Presley seconded the motion. The motion passed unanimously.

**Financial Report**

Rosemarie Otto, Executive Director of the Medical Board, stated that the financial report indicated a surplus of \$196,240.54.

**Disciplinary Report**

The Committee reviewed the written report submitted by the disciplinary coordinator which indicated four licensees are being monitored and are in compliance.

## **Investigations Report**

In the absence of Denise Moran, Director of the Bureau of Investigations, Rosemarie Otto informed the committee that there were twelve open complaints in the Bureau of Investigations regarding physician assistants. Ms. Otto also informed the Committee that if they had any detailed questions that Mrs. Moran could be called to the meeting.

## **Manager's Report**

Marsha Arnold reported on the activities that have transpired in the administrative office between October 1, 2006 and December 30, 2006 concerning Physician Assistants. The report read as follows:

37 new applications, 39 new licenses, 30 mailed out renewals and 2 licensure reinstatements. The actual processing time of renewals in our office is 5 days. The actual processing time for new applications in our office is 37.4 days. The number of active licensees as of December 30, 2006 is 881.

## **Ratification of New Licenses, Temporary Permits and Reinstatements**

Mr. Johnny Presley made a motion to ratify the new licenses, temporary permits, and retirements. Ms. Johnny Nowlin seconded the motion. The motion passed unanimously.

## **Tennessee Professional Assistant Program (TNPAP)**

Mr. Mike Harkreader discussed the TNPAP report with the Committee. For the period of July 1, 2006 through December 20, 2006 TNPAP had a total of six (6) participants referred from different sources. Mr. Harkreader also informed the Committee that one participant was discharged for successful completion.

## **OGC Report**

Mr. Robert Kraemer, Assistant General Counsel, informed the Committee that the Stays, Reconsideration and PLLC & PC Amendments- (05-1529) went to rulemaking hearing on December 20, 2005. The amendments were adopted by the Committee on January 13, 2006 and the Board on January 24, 2006, and were sent to the Attorney General on January 27, 2006. They are still there. The Advertising rule-(06-1009) amendments went to rulemaking hearing on April 6, 2006. The amendments were adopted by the Committee on April 22, 2006 and the Board on July 25, 2006, and were sent to the Attorney General on July 27, 2006. They are still there. Prescribing Continuing Education- (06-1422) amendments went to rulemaking hearing on December 18, 2006 and after response to any comments received at the rulemaking hearing is ready for

consideration for adoption at this meeting. Mr. Kraemer also stated that there were three cases open in the Office of General Council pertaining to the Board of Medical Examiners' Committee on Physician Assistants.

### **Rule Action**

The Committee conducted a roll call vote for the rule making hearing held on December 18, 2006 regarding prescribing practice continuing education. After questions, answers and discussion Mr. Presley made a motion to adopt the rule. The motion was seconded by Mr. White. The motion carried unanimously.

### **General Discussion**

Allied Health Commission presentation by Bill Jolley- Mr. Jolley introduced himself and then turned the presentation over to Dr. Kathleen McEnerney. Dr. McEnerney addressed the Committee on the purpose of the Tennessee Allied Health Commission which is to address issues related to allied health shortages, recruitment, and training of allied health professionals and to establish a formal entity in Tennessee. The purpose of the Commission is to identify current and future workforce needs of the health care industry in Tennessee, facilitate the education of future health care workers and improve the image of health care professionals in Tennessee. The Committee wants the Tennessee Academy of Physician Assistants (TAPA) to review the information which was received in the meeting and report back to the Committee with vital information to see if this program will be beneficial to the physician assistants in Tennessee.

The Committee voted to approve continuation of the contract with the TN Nurses Foundation (Physician Assistants) for an additional year. Mr. White made a motion to renew the contract and Mr. Presley seconded the motion. The motion carried unanimously.

### **Applicant Interviews**

Applicant Interview- Leo Meaney, P.A.; Bonita Springs, FL was present for the meeting. Mr. Meaney failed to disclose criminal history on his application. The Criminal Background Check revealed an arrest for driving under the influence (DUI) and possession of a controlled substance. The Committee decided to grant a license contingent on receipt of a corrected application, a letter of recommendation of character of a physician assistant from his current employer and a copy of his conviction record. Ms. Anne Arney made a motion to grant licensure and Mr. White seconded the motion. All were in favor with Mr. Presley opposing.

Applicant Interview- Theodore Wade; P.A.; Bend., OR was present for the meeting. Mr. Wade's criminal background check revealed two (2) assault charges which occurred in 1988 and 1990. It also revealed one (1) charge of indecent exposure amended to disorderly conduct in 1994. The Committee granted Mr. Wade a license with no restrictions. Mr. Presley made a motion to grant a license and Mr. White seconded the motion. Motion carried unanimously.

Applicant Interview-Aimee Lombard, P.A.; Martinez, GA was present for the meeting. Ms. Lombard's criminal background check revealed an arrest driving under the influence (DUI) in 2004. The Committee granted Ms. Lombard a license with no restrictions. Mr. Presley made a motion to grant a license and Mr. White seconded the motion. Motion carried unanimously.

Applicant Interview-Todd Stanford, P.A.; Ooltewah, TN was present for the meeting. Mr. Stanford's criminal background check revealed four (4) counts of assault which occurred in 2006. Mr. Stanford plead guilty to one (1) count of assault and was placed on probation for two (2) years. The Committee decided to grant a license contingent on receipt of letter of successful completion of anger management class, documentation from his lawyer showing probation for two (2) years and a letter from a therapist. Ms. Nowlin made a motion to grant licensure and Mr. Presley seconded the motion. Motion carried unanimously.

### **Agreed Order**

**Deloyn McDonough, PA-** Mr. McDonough was not present and was not represented by council. Mr. Shiva Bozarth represented the State and presented to the Committee an Agreed Order. Mr. McDonough is charged with habitual intoxication or personal misuse of drugs or the use of intoxicating liquors, narcotics, controlled substances or other drugs or stimulants in such a manner as to adversely affect the person's ability to practice as a physician assistant. Mr. McDonough's Tennessee physician assistant license shall be and is hereby immediately placed upon PROBATION until he has completed his current contract with TNPAP and any subsequent contracts required by TNPAP. This PROBATION shall be subject to the following requirements: Mr. McDonough agreed to maintain the advocacy of the Tennessee Professional Assistance Program (TNPAP). Mr. McDonough: shall comply with all of its recommendations, execute all releases necessary for TNPAP to release information to the Committee have TNPAP release quarterly reports that shall include any and all violations of his after care contract, disclose to his supervising physician to issue quarterly reports to the Committee to including the following information; a statement that at least twice during every week that he worked in the preceding quarter, the supervising physician has observed him at work during an unannounced inspection. Mr. White made a motion to accept the Agreed Order and Ms. Nowlin seconded. The motion was passed unanimously.

**“Noteworthy” on the Internet.**

Nothing to report at this time.

This meeting adjourned at 11:00 a.m. The next meeting is April 20, 2007 at 9:00 a.m. at 227 French Landing, Heritage Place Metro Center, Nashville, Tennessee

Approved this 20th day of April, 2007 by the Committee on Physician Assistants