

**TENNESSEE BOARD OF PODIATRIC MEDICAL EXAMINERS
TELECONFERENCE**

DATE: May 26, 2009

TIME: 12:00 Noon, CST

LOCATION: Health Related Boards
Poplar Room
227 French Landing
Nashville, TN 37243

BOARD MEMBERS

PRESENT: David Long, DPM., Chair
Paul Somers, DPM
Karl Fillauer, CPO
Karen Garner, Citizen Member

BOARD STAFF

PRESENT: James A. Hill, Board Administrator
Alison Cleaves, Chief Deputy General Counsel
Sarah Whitehead, Advisory Attorney

Dr. Long, chair, called the meeting to order at 12:08 p.m. A roll call vote was conducted and a quorum was present.

Ms. Sarah Whitehead introduced Alison Cleaves, Chief Deputy General Counsel, and asked that the chair turn the meeting over to Ms. Cleaves.

Ms. Cleaves said the reason that this body is meeting telephonically and not by physical quorum is an effort to meet mandates by the General Assembly of 2008 pursuant to Public Chapter 1035, in which certain licensed health care professional are required to provide a computer generated prescription pad in an effort to implement that law.

Ms. Cleaves stated this body and all of the other six (6) agencies have generated the Tamper Resistant Prescription Pads committee that have generated this public necessity rulemaking and this must be done by July 1, 2009 to comply with the law.

A roll call vote was conducted and all Board members voted in the affirmative.

Ms. Cleaves said the purpose of the meeting is to: 1. approve the public necessity rule to implement Public Chapter 1035; 2. authorize a rulemaking hearing date of July 29, 2009; and, 3. approve the regulatory flexibility analysis and economic impact statement.

Ms. Garner made a motion, seconded by Dr. Somers, to approve the public necessity rule to implement Public Chapter 1035, authorize a rulemaking hearing date of July 29, 2009; and approve the regulatory flexibility analysis and economic impact statement. A roll call vote was conducted and all members voted in the affirmative. The motion carried.

Ms. Cleaves asked the chair, Dr. Long, if the body would be willing to give Barbara Maxwell the authority to sign the public necessity rules in place of the chair or would the chair prefer they are overnighted to him. Dr. Long said no, let Ms. Maxwell sign the rule.

Dr. Somers made a motion, seconded by Ms. Garner, to allow Ms. Maxwell to sign the public necessity rules. A roll call vote was conducted and all members voted in the affirmative. The motion carried.

Dr. Somers made a motion, seconded by Mr. Fillauer, to adjourn. A roll call vote was conducted and all members voted in the affirmative. The motion carried. The Board adjourned at 12:18 p.m.

Approved by the Board of Podiatric Medical Examiners on this the 29th day of July 2009.