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STATE OF ALASKA
DEPARTMENT OF COMMERCE, COMMUNITY, AND ECONOMIC DEVELOPMENT
DIVISION OF CORPORATIONS, BUSINESS, AND PROFESSIONAL LICENSING
STATE MEDICAL BOARD

July 29 – 30, 2010
MINUTES OF MEETING

By authority of AS 08.01.070 (2) and in compliance with the provisions of AS 44.62, a regularly scheduled meeting of the Alaska State Medical Board was held on Thursday and Friday, July 29 – 30, 2010, in Nome, Alaska.

Thursday, July 29, 2010

Call to Order

The meeting was called to order at 9:00 am.

Roll Call

Present were:

| | |
|--------------------------------------|-------------------------|
| Jean M. Tsigonis, MD, Chair | David A. Miller, MD |
| John S. Cullen, MD | David J. Powers, MD |
| Edward A. Hall, PA-C | William W. Resinger, MD |
| Michael J. Tauriainen, Public Member | |

Absent: Kathleen Millar, Public Member

Also present and board staff members: Jim Lipinski, PA, Linda Sherwood and Jamie Jolliff, licensing examiners.

A new agenda item to discuss election of officers was added at 2:30pm July, 29th. Also, discussion of the Executive Administrator was added after section 15. The board briefly discussed they would like to be involved in the hiring process of the new Executive Administrator.

Agenda Item 1 Malpractice Case Review

| | |
|-----------------|---|
| MOTION | CULLEN moved to take no action for Case No.'s A,B,D,E,F,G,& H |
| 2 nd | TAURIAINEN |
| VOTE | 7 Yea votes (Tsigonis, Cullen, Hall, Miller, Powers, Resinger, Tauriainen) |
| | 0 Nay votes |
| | 1 Abstention (Millar) |

Case No. C

MOTION **HALL** moved to take no action on Case No. C
2nd **TAURIAINEN**
VOTE **7 Yea votes** (Tsigonis, Cullen, Hall, Miller, Powers, Resinger, Tauriainen)
 0 Nay votes
 1 Abstention (Millar)

Agenda Item 7 Physician/Pharmacist Cooperative Practice Agreement (2)

Board discussed Immunization protocol and Physician/Pharmacist Cooperative Practice Agreements.

MOTION **CULLEN** moved to accept agreement for Harold Lewis Johnston, MD
2nd **TAURIAINEN**
VOTE **7 Yea votes** (Tsigonis, Cullen, Hall, Miller, Powers, Resinger, Tauriainen)
 0 Nay votes
 1 Abstention (Millar)

Agenda Item 6 Trauma System Review Nominee

MOTION **TAURIAINEN** moved to approve Dr. Lerner for membership on the Trauma
 System Review Committee
2nd **HALL**
VOTE **7 Yea votes** (Tsigonis, Cullen, Hall, Miller, Powers, Resinger, Tauriainen)
 0 Nay votes
 1 Abstention (Millar)

Agenda Item 9 Physician Self Referral/Sale of Goods

Board agreed that in order to discuss this topic further they need more information regarding Leslie Murphy and what products she is referring to.

MOTION HALL moved that the board does not need to write a regulation to regulate the sale of goods
2nd TAURIAINEN
VOTE 7 Yea votes (Tsigonis, Cullen, Hall, Miller, Powers, Resinger, Tauriainen)
0 Nay votes
1 Abstention (Millar)

Agenda Item 10 Signing Death Certificates, Dr. Katherine Raven, Medical Examiner

The board discussed the letter from Kathy Raven regarding the issues and implications that arise from Physicians refusing to sign death certificates and the fact that medical examiners will not assume cause of death. The board agreed to request that Kathy Raven's letter be forwarded to ASMA to obtain cooperation from all Physicians in Alaska to sign off on death certificates.

Agenda Item 11 FY 2011 Calendar Meetings set

January 20-21st, 2011-Meeting to be held in Juneau

April 21-22nd, 2011-Meeting to be held in Anchorage

July 28-29th, 2011- The First choice of meeting location to be held in Dutch Harbor, the second choice is Kodiak. The location is pending for further research of feasibility.

Off the record 9:55am; on the record 10:05am

Lee Strout, Investigator & Susan Winton, Investigator on the phone at 10:07am

MOTION MILLER moved that in accordance with AS 44.63.310(c)(2) the board go into executive session for the purpose of discussing Case No. 2806-10-002
2nd HALL
VOTE 7 Yea votes (Tsigonis, Cullen, Hall, Miller, Powers, Resinger, Tauriainen)
0 Nay votes
1 Abstention (Millar)

Mike Tauriainen came back into the room 10:09am

Off the record 10:09am; on the record 10:37am

Susan Winton presented scope of practice concerns regarding Paramedics. The board requested a letter to be sent out to the 3 education entities of Alaska to give a friendly reminder to stay within scope of practice.

Agenda Item 4 Regulations Project, Dan Branch, Attorney

Regulation 12 AAC 40.024 was adopted by a motion made by Dr. Miller and Seconded by Dr. Cullen. The motion passed by a 7 to 0 vote. The motion adopted is as follows with amendments.

12 AAC 40.024. Licensing requirements for applicants from fifth pathway programs. (a) A physician applicant who earned a certificate of completion from a fifth pathway program supported by the American Medical Association may apply for and receive licensure by examination in this state, if otherwise eligible for licensure.

(b) If otherwise eligible for licensure, and in order to be licensed in this state, a physician applicant for licensure by credentials who earned a certificate of completion from a fifth pathway program not supported by the American Medical Association must provide verification of full and unrestricted licensure in at least one licensing jurisdiction in the United States, with evidence of successful completion of post graduate training recognized by the American Board of Medical Specialties and evidence of board certification by a board under the American Board of Medical Specialties.

© In this section, "fifth pathway program" means a program by which students who have attended four years at a foreign medical school that requires one year of social service before awarding the degree may complete their supervised clinical work at a United States medical school, become eligible for entry to residency training in the United States, and ultimately obtain a license to practice in the United States. (Eff. ___/___/___, Register ___)
Authority: AS 08.64.100 AS 08.64.200 AS 08.64.225

Regulation 12 AAC 40.036 was adopted as written by a motion made by Dr. Miller and seconded by Dr. Cullen. The motion passed unanimously.

Regulation 12 AAC 40.038(a)(4) was adopted as written by a motion made by Dr. Miller and seconded By Mr. Hall. The motion passed unanimously.

Regulation 12 AAC 40.370(b)(2) was adopted as written by a motion made by Mr. Tauriainen and seconded by Dr. Cullen. The motion passed unanimously.

Regulation 12 AAC 40.490 was adopted as written by a motion made by Mr. Hall and seconded by Dr. Powers. The motion passed by majority vote with one no vote.

Regulation 12 AAC 40.967(26) was adopted as written by a motion made by Dr. Cullen and seconded by Mr. Hall. The motion passed unanimously.

Regulation 12 AAC 40. 967(29) was adopted as written by a motion made by Dr. Miller and seconded by Mr. Hall. The motion passed unanimously.

Regulation 12 AAC 40.967(30) was adopted as written by a motion made by Mr. Tauriainen and seconded by Dr. Resinger. The motion passed unanimously.

2nd **RESINGER**
VOTE **7 Yea votes (Tsigonis, Cullen, Hall, Miller, Powers, Resinger, Tauriainen)**
0 Nay votes
1 Abstention (Millar)

Agenda Item 12 Election of Officers, Board Policy Review Elections

MOTION **TAURIAINEN moved to maintain current officers**
2nd **RESINGER**
VOTE **7 Yea votes (Tsigonis, Cullen, Hall, Miller, Powers, Resinger, Tauriainen)**
0 Nay votes
1 Abstention (Millar)

Agenda Item 14 Ethics Reports, Minutes Approved (April 15 & June 23, 2010) Financial & Investigative Reports

MOTION **TAURIAINEN moved to approve the April 15th minutes with Emily Kane to be identified as ND not MD**
2nd **RESINGER**
VOTE **7 Yea votes (Tsigonis, Cullen, Hall, Miller, Powers, Resinger, Tauriainen)**
0 Nay votes
1 Abstention (Millar)

MOTION **TAURIAINEN moved to approve the June 23rd teleconference meeting minutes**
2nd **HALL**
VOTE **7 Yea votes (Tsigonis, Cullen, Hall, Miller, Powers, Resinger, Tauriainen)**
0 Nay votes
1 Abstention (Millar)

Agenda Item 13 Annual Report

Linda Sherwood presented the annual report discussing the possibility that the fees will be reduced. It was felt it was premature to adjust fees.

0 Nay votes
1 Abstention (Millar)

MOTION **MILLER** moved that in accordance with **AS 44.63.310(c)(2)** the board go into executive session for the purpose of discussing **Tab N Section 17, Dr. Williams**

2nd **HALL**

VOTE **7 Yea votes** (Tsigonis, Cullen, Hall, Miller, Powers, Resinger, Tauriainen)
0 Nay votes
1 Abstention (Millar)

Off the record at 9:35am; on the record at 9:52am

MOTION **HALL** moved to grant **Dr. Williams** an unrestricted license

2nd **TAURIAINEN**

VOTE **7 Yea votes** (Tsigonis, Cullen, Hall, Miller, Powers, Resinger, Tauriainen)
0 Nay votes
1 Abstention (Millar)

Agenda Item 18 License Review

MOTION **HALL** moved to approve the following physicians for licensure in Alaska:

| | |
|----------------------------|------------------------------|
| Anthes, Tara Birgitta | Larsen, Jill Leah |
| Areson, Peter D. | Latreille, Michael William |
| Atassi, Inad Badreddin | Lee, Faye Maryann |
| Beistline, Daniel E. | Lee, III, George Rozier |
| Bell, Joseph Taylor | Lee, James Reilly |
| Benjamin, Brian Jeffrey | Lin, John |
| Benjamin, Mignon Froom | Lumpkin, Elizabeth Noel |
| Burkholder, Hans Christian | Maccabee, Howard David |
| Chatman, Ira Douglas | Meller, Rafael Andres |
| Chavez, LeAnn Ahkeebah | Montana, III, Robert Charles |
| Cheng, Sam Siu Lun | Naylor, Fredrick Joseph |
| Conklin, Terry Allen | Phan, Quoc Tai |
| Davis, Bradley James | Phillips, Michael William |
| Drury, Tucker Andrew | Pomphrey, Martin Michael |
| Evans, David L. | Schoenfeld, Harris |
| Feliciano, Melvyn Anthony | Scionti, Joseph Anthony |

Fisher, Julian Hart
Flores, Stephanie Diane
Frenzel, Rosemarie
Funk, Nathan Daryl
Greaney, Peter Phelim Jude
Halper, Jonathan
Haynes, Aaron Daniel
Hodge, William Finbar
Hope, Joanie Mayer
Jones, Marshall Scott
Kaneriya, Perry Purshottan
Kang, Margaret Ju Kang
Kaplan, Richard Todd
Katuna, Bruce Alan
Kern, Ryan Matthew
Khan, Sarah
Kessler, Larry Scott
Kim, Ronald Eric
Ko, Tak-Ming

Sears, David Allen
Sedlack, Jeffrey David
Shah, Rajal Bipinbhai
Shepard, Nathan Daniel
Steinberg, Amalia Renee
Sutter, John Patrick
Tamiry, Jamshid
TenEyck, Lisa Dawn
Thacker, Jr., James Dewey
Turner, Patricia Youngblood
Vance, Stacey Drott
Walker, Jr., William Otis
Whynot, James Irving
Wilcox, Kirk Lewis
Workman, Jr., James Leonard
Yu, Aaron Tsau-Yuen
Zawierucha, Dariusz Zbigniew
Zipperer, Jr., John Douglas

2nd

TAURIAINEN

VOTE

7 Yea votes (Tsignis, Cullen, Hall, Miller, Powers, Resinger, Tauriainen)

0 Nay votes

1 Abstention (Millar)

MOTION

HALL moved to approve the following physicians for licensure in Alaska pending completion of their application files:

Clark, Robert Dale
Conklin, Matthew J.
Early, Philip
Floore, Cynthia Anne
Mensch, Leon Shalom
Morris, Joshua Jacob
Smith, Michael Landon

2nd

TAURIAINEN

VOTE

7 Yea votes (Tsignis, Cullen, Hall, Miller, Powers, Resinger, Tauriainen)

0 Nay votes

1 Abstention (Millar)

MOTION

HALL moved to approve the following doctors of osteopathy for licensure in Alaska:

Edwards, Aaron Paul
Griffin, Daryl Louis
Garnett, Mandy Rose
Hubbard, Michael Robert
Mark, Burton Thomas
Miller, Michael Lawrence
Stoermann, Richard Alan
Edwards, Aaron Paul

2nd **TAURIAINEN**
VOTE **7 Yea votes (Tsigonis, Cullen, Hall, Miller, Powers, Resinger, Tauriainen)**
0 Nay votes
1 Abstention (Millar)

MOTION **HALL moved to approve the following of osteopathic physician for licensure in Alaska pending completion of application file:**

Boughal, Andrew Mark
Meeks, Thomas Jan

2nd **TAURIAINEN**
VOTE **7 Yea votes (Tsigonis, Cullen, Hall, Miller, Powers, Resinger, Tauriainen)**
0 Nay votes
1 Abstention (Millar)

MOTION **HALL moved to approve the following mobile intensive care paramedics for licensure in Alaska:**

Albin, Candace Lyn
Allen, Cody Tyler
Baumfalk, Forrest Nelson
Michael, Barbara Ann
Raley, Adam Wesley
Rhein, Mio
Williamson, Scott Bradley
Yost, April Amber

2nd **TAURIAINEN**
VOTE **7 Yea votes (Tsigonis, Cullen, Hall, Miller, Powers, Resinger, Tauriainen)**
0 Nay votes
1 Abstention (Millar)

MOTION

MILLER moved to approve the following physician assistants for licensure in Alaska:

- Baillie, Craig J.
- Cummings, Abbey Jean
- Fellows, David E.
- Hand, Kimberly Dannielle
- McPherson, Cynthia Marie
- Palm, Lorri Cheri
- Sink, Craig Steven

2nd

TAURIAINEN

VOTE

7 Yea votes (Tsigonis, Cullen, Hall, Miller, Powers, Resinger, Tauriainen)

0 Nay votes

1 Abstention (Millar)

MOTION

TAURIAINEN moved to adjourn this meeting of the Alaska State Medical Board.

2nd

HALL

VOTE

7 Yea votes (Tsigonis, Cullen, Hall, Miller, Powers, Resinger, Tauriainen)

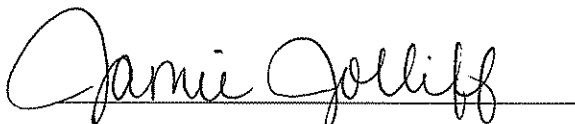
0 Nay votes

1 Abstention (Millar)

The meeting adjourned at 10:31 am.

Respectfully submitted:

Approved:



Jamie L. Jolliff, Licensing Examiner
Alaska State Medical Board

8/31/10

Date



Jean M. Tsigonis, MD, Chair
Alaska State Medical Board

10/28/10

Date