

NEBRASKA BOARD OF MEDICINE AND SURGERY

MEETING MINUTES

August 17, 2018

ROLL CALL

The meeting of the Board of Medicine and Surgery was called to order by Chairperson, Mark Goodman, MD, at 9:00 a.m. on August 17, 2018, in the Light House Room, Country Inn & Suites, 5353 N. 27th, Lincoln, Nebraska. The following members answered the roll call:

Mark Goodman, MD, Chairperson
Todd Stull, MD, Vice-Chairperson
John Massey, MD, Secretary
Carl Smith, MD,
Michael Bittles, MD
Merle Henkenius

Absent:

Judith Scott, DO
Jeffrey Howorth (joined the meeting at 9:33 a.m.)

A quorum was present and the meeting convened.

Also present to participate in the meeting: Becky Wisell, Administrator, Jesse Cushman, Program Manager, Jan Gadeken-Harris, Health Licensing Coordinator, Licensure Unit; Lisa Anderson, Assistant Attorney General; Dennis Scott, Kathleen Krueger, Mark Meyerson, Jeff Newman, Patricia Lemke, Trevor Klaassen, Investigators with the Investigation Unit, Anna Harrison, Compliance Monitor, from Licensing and Investigations.

Gadeken-Harris announced that there is a copy of all the public documents being reviewed at this meeting available in the meeting room pursuant to the Open Meetings Act.

REVIEW OF AGENDA

Smith moved, seconded by Henkenius, to approve adoption of the agenda. Voting aye: Bittles, Goodman, Henkenius, Massey, Smith, and Stull. Voting nay: none. Absent: Scott and Howorth. Abstain: none. Motion carried.

APPROVAL OF MINUTES OF THE MEETING

Smith moved, seconded by Bittles to approve the minutes for June 15, 2018 and July 30, 2018 as presented. Voting aye: Bittles, Goodman, Henkenius, Massey, Smith, and Stull. Voting nay: none. Absent: Scott and Howorth. Abstain: none. Motion carried.

INVESTIGATIONAL REPORTS, DISCIPLINARY REPORTS, APPLICATION REVIEW – CLOSED SESSION

Stull moved, seconded by Massey, to go into closed session at 9:02 a.m. for the purpose of review and discussion of investigative reports, disciplinary reports, licensure applications, and other confidential information, and for the prevention of needless injury to the reputation of the individuals. Voting aye: Bittles, Goodman, Henkenius, Massey, Smith, and Stull. Voting nay: none. Absent: Scott and Howorth. Abstain: none. Motion carried.

Massey recused himself from the meeting at 9:04 a.m.
Massey returned to the meeting at 9:08 a.m.

Jeffrey Howorth joined the meeting at 9:33 a.m.

Goodman recused himself from the meeting at 9:40 a.m.
Goodman returned to the meeting at 9:43 a.m.

Bittles recused himself from the meeting at 10:01 a.m.
Bittles returned to the meeting at 10:06 a.m.

Stull recused himself from the meeting at 10:06 a.m.
Stull returned to the meeting at 10:08 a.m.

Goodman recused himself from the meeting at 10:21 a.m.
Goodman returned to the meeting at 10:30 a.m.

Goodman announced a break at 10:44 a.m.
Board resumed closed session at 11:02 a.m.

Massey moved, seconded by Stull, to open the session at 11:18 a.m. Voting aye: Bittles, Goodman, Henkenius, Howorth, Massey, Smith, and Stull. Voting nay: none. Absent: Scott. Abstain: none. Motion carried.

Nebraska Medical Association Physician Health Program Updates – OPEN SESSION

Dale Mahlman, staff member with the Nebraska Medical Association, was present to give the Board updates and to answer any questions.

APPLICATION REVIEW

Physician and Osteopathic Physician Initial Application(s)

BARTON, EDWARD, MD - application for a license to practice medicine and surgery. Smith moved, seconded by Massey, to recommend issuance of a license. Voting aye: Bittles, Goodman, Henkenius, Howorth, Massey, Smith, and Stull. Voting nay: none. Absent: Scott. Abstain: none. Motion carried.

BRADFIELD, HAROLD ALLISON, MD - application for a license to practice medicine and surgery. Howorth moved, seconded by Stull, to recommend issuance of a license. Voting aye: Bittles, Goodman, Henkenius, Howorth, Massey, Smith, and Stull. Voting nay: none. Absent: Scott. Abstain: none. Motion carried.

CASH, MICHAEL STEPHEN, DO - application for a license to practice medicine and surgery. Smith moved, seconded by Massey, to recommend to table for a pre-licensure investigation. Voting aye: Bittles, Goodman, Henkenius, Howorth, Massey, Smith, and Stull. Voting nay: none. Absent: Scott. Abstain: none. Motion carried.

LEVY, ARMOND LEON, MD - application for a license to practice medicine and surgery. Smith moved, seconded by Howorth, to recommend to table until further information is obtained. Voting aye: Bittles, Goodman, Henkenius, Howorth, Massey, Smith, and Stull. Voting nay: none. Absent: Scott. Abstain: none. Motion carried.

LIRIANO, HUMBERTO ANTONIO, MD - application for a license to practice medicine and surgery. Smith moved, seconded by Howorth, to recommend issuance of a license. Voting aye: Bittles, Goodman, Henkenius, Howorth, Massey, Smith, and Stull. Voting nay: none. Absent: Scott. Abstain: none. Motion carried.

MAJEKODUNMI, ADETINUWE, MD - application for a license to practice medicine and surgery. Bittles moved, seconded by Massey, to recommend issuance of a license. Voting aye: Bittles, Goodman, Henkenius, Howorth, Massey, Smith, and Stull. Voting nay: none. Absent: Scott. Abstain: none. Motion carried.

MALOLEY-LEWIS, BRITTNEY, DO – application for a license to practice medicine and surgery. Smith moved, seconded by Massey, to recommend to table for a pre-licensure investigation. Voting aye: Bittles, Goodman, Henkenius, Howorth, Massey, Smith, and Stull. Voting nay: none. Absent: Scott. Abstain: none. Motion carried.

ROSS, JARON DUANE, MD - application for a license to practice medicine and surgery. Howorth moved, seconded by Smith, to recommend to table until further information is obtained. Voting aye: Bittles, Goodman, Henkenius, Howorth, Massey, Smith, and Stull. Voting nay: none. Absent: Scott. Abstain: none. Motion carried.

SERENA, THOMAS EDWARD, MD - application for a license to practice medicine and surgery. Stull moved, seconded by Massey, to recommend issuance of a license. Voting aye: Bittles, Goodman, Henkenius, Howorth, Massey, Smith, and Stull. Voting nay: none. Absent: Scott. Abstain: none. Motion carried.

THALER, BRUCE, MD - application for a license to practice medicine and surgery. Smith moved, seconded by Howorth, to recommend to table until further information is obtained. Voting aye: Bittles, Goodman, Henkenius, Howorth, Massey, Smith, and Stull. Voting nay: none. Absent: Scott. Abstain: none. Motion carried.

Physician and Osteopathic Physician Reinstatement Application(s)

GHANJANASAK, TANYATORN, DO - application for reinstatement of a license to practice medicine and surgery. Bittles moved, seconded by Howorth, to recommend to table for a pre-licensure investigation. Voting aye: Bittles, Goodman, Henkenius, Howorth, Massey, Smith, and Stull. Voting nay: none. Absent: Scott. Abstain: none. Motion carried

Physician Assistant Application(s)

WAGNER, BROOKE, PA - application for a Physician Assistant to practice medicine. Smith moved, seconded by Scott, to recommend issuance of a Physician Assistant license. Voting aye: Bittles, Goodman, Henkenius, Howorth, Massey, Smith, and Stull. Voting nay: none. Absent: Scott. Abstain: none. Motion carried

Request for Waiver of the Requirement for Physician Supervision of No More than Four Physician Assistants at Any One Time

The Board reviewed a request for a waiver allowing Rodney S. W. Basler, MD to supervise a fifth physician assistant, Jay Arthur, PA-C in his practice. Smith moved, seconded by Stull to recommend approval of the waiver. Voting aye: Bittles, Goodman, Henkenius, Howorth, Massey, Smith, and Stull. Voting nay: none. Absent: Scott. Abstain: none. Motion carried.

PRACTICE QUESTION

Do the following interventions fall within the scope of practice for physicians in Nebraska: autologous platelet rich plasma treatment; autologous bone marrow aspirate treatment; allogenic umbilical cord blood allograft treatment; allogenic amniotic tissue allograft treatment? Massey moved, seconded by Smith to table until further information is obtained as to the specific question that is being asked. Voting aye: Bittles, Goodman, Henkenius, Howorth, Massey, Smith, and Stull. Voting nay: none. Absent: Scott. Abstain: none. Motion carried

PHARMACEUTICAL CARE AGREEMENTS

There were no comments or concerns by board members on the pharmaceutical care agreements for review at this meeting.

FYI'S

The Board reviewed a letter from Charlene M. Dewey, M.D., M.Ed., FACP with the Vanderbilt University School of Medicine/Vanderbilt University Medical Center regarding continuing medical education courses that are approved for AMA PRA Category 1 credit. Stull moved, seconded by Smith to add the courses to the list of department approved courses for case monitoring. Voting aye: Bittles, Goodman, Henkenius, Howorth, Massey, Smith, and Stull. Voting nay: none. Absent: Scott. Abstain: none. Motion carried

LAP Newsletter – No Board comments at this time.

2018 LEGISLATION

Discussion was held on LB731 38-145, regarding the continuing competency requirements for Physician Assistants who prescribe controlled substances. Massey moved, seconded by Smith that the 3 hours of continuing education biennially regarding prescribing opiates be inclusive with the required 50 hours of Category 1. Voting aye: Bittles, Goodman, Henkenius, Howorth, Massey, Smith, and Stull. Voting nay: none. Absent: Scott. Abstain: none. Motion carried

ADJOURNMENT

There being no further business, Stull moved, seconded by Smith to adjourn the meeting at 11:50 a.m. Voting aye: Bittles, Goodman, Henkenius, Howorth, Massey, Smith, and Stull. Voting nay: none. Absent: Scott. Abstain: none. Motion carried.

Respectfully submitted,

signature available upon request

John Massey, MD, Secretary
Board of Medicine and Surgery