

**MINNESOTA BOARD OF MEDICAL PRACTICE
BOARD MEETING
2829 UNIVERSITY AVE. SE
MINNEAPOLIS, MN 55414-3246**

MAY 9, 2009

The Minnesota Board of Medical Practice met on its regularly scheduled meeting date, May 9, 2009, at its offices in Minneapolis, Minnesota.

The following Board members were present for both Public and Executive Sessions, unless otherwise indicated: Rebecca Hafner-Fogarty, M.D., MBA, President; Allen Rasmussen, Vice President; Alfred Anderson, D.C., M.D., Secretary; Keith Berge, M.D.; Robert Brown, Ph.D.; Mark A. Eggen, M.D.; Sarah L. Evenson, J.D., MBA; Subbarao Inampudi, M.D., FACR; Bradley Johnson, M.D.; James Langland, M.D.; James Mona, D.O.; Gregory Snyder, M.D.; and Tracy Tomac, M.D.

PUBLIC SESSION

Roll call was recorded by Robert Leach, Executive Director.

Rebecca Hafner-Fogarty, M.D., MBA, Board President, welcomed the board's new members and requested that each board member give a brief introduction of themselves.

New board members are:

Mark A. Eggen, M.D., is a board certified anesthesiologist with Mercy Hospital and Unity Hospital. Dr. Eggen represents the Fourth Congressional District and replaces Jon Thomas, M.D., MBA on the board.

Sarah Evenson, J.D., is an attorney with expertise in personal injury, estate planning, business and real estate law. Ms. Evenson represents the Third Congressional District and replaces Kelly Johnson on the board.

Subbaro Inampudi, M.D., FACR, is a board certified radiologist with Abbot-Northwestern Hospital in Minneapolis and works for Consulting Radiologists, Ltd. Dr. Inampudi represents the Third Congressional District and replaces Carl Smith, M.D., on the board.

Tracy Tomac, M.D., is a board certified psychiatrist and is the Chair of the Department of Psychiatry at St. Luke's Hospital in Duluth. Dr. Tomac represents the Eighth Congressional District and replaces Linda Van Etta, M.D., on the board.

The minutes of the March 7, 2009, board meeting were received and approved as circulated.

Keith Berge, M.D., board member, and Marv Seppala, M.D., Chief Medical Officer of the Hazleton Foundation, gave a presentation on Chemical Abuse in Anesthesia Personnel. A question and answer session followed.

Dr. Rebecca Hafner-Fogarty confirmed with Dr. Berge that he recommends that when an opioid addicted anesthesiologist presents before one of the Board's Complaint Review Committees, that the Committee recommend the anesthesiologist retrain in a different specialty and not return to the practice of anesthesiology.

On recommendation of the Licensure Committee, physician applicants 1 – 192 of the agenda were approved for licensure subject to the receipt of verification documents.

On recommendation of the Licensure Committee, physician applicants 193 - 197 of the agenda were approved for Emeritus registration.

On recommendation of the Acupuncture Advisory Council, acupuncturist applicants 198 - 207 of the agenda were approved for licensure subject to the receipt of verification documents.

On recommendation of the Athletic Trainer Advisory Council, athletic trainer applicants 208 - 213 of the agenda were approved for registration subject to the receipt of verification documents.

On recommendation of the Physician Assistant Advisory Council, physician assistant applicants 214 - 225 of the agenda were approved for registration subject to the receipt of verification documents.

On recommendation of the Respiratory Care Practitioner Advisory Council, respiratory care practitioner applicants 226 - 232 were approved for registration subject to the receipt of verification documents.

Brad Johnson, M.D., Chair of the Licensure Committee informed the board that the Athletic Trainers Advisory Council presented a proposed letter to the Minnesota Athletic High School League for the Licensure Committee to review. After much discussion by the Committee and significant revision of the letter, it was decided to review the revised letter at the June 4, 2009, Licensure Committee meeting.

The minutes of the April 2, 2009, meeting of the Licensure Committee were received and approved as circulated.

Dr. Hafner-Fogarty reported that the Women's Networking Reception, which the board has sponsored at the Federation of State Medical Boards' (FSMB) Annual meeting since 2003, was a great success with the largest number of attendees to date. Dr. Hafner-Fogarty thanked all board members for their continued support of this reception. Dr. Hafner-Fogarty stated that because costs for the Women's Networking Reception have continued to increase, she approached board members of the FSMB to ask if they would be willing to share in the cost of future meetings. Dr. Hafner-Fogarty stated that the FSMB is willing to discuss this. Dr. Hafner-Fogarty encouraged the female board members to continue the Women's Networking Reception after she is off the board in 2010.

Dr. Johnson stated that he would like to recognize Dr. Hafner-Fogarty for her grass-roots effort with the Woman's Networking Reception. Dr. Hafner-Fogarty stated that previous female board members such as Kris Sanda and Linda Van Etta also helped develop the Woman's Networking Reception.

Dr. Hafner-Fogarty congratulated Dr. Snyder on his election to the Nominating Committee of the FSMB. Dr. Snyder expressed his appreciation and thanked everyone for their support.

Dr. Hafner-Fogarty stated that Jon Thomas, M.D., MBA, 2008 board president, was elected to the FSMB Board of Directors. Dr. Hafner-Fogarty informed the board that Dr. Thomas received a one-year term and requested that board members help Dr. Thomas with his reelection at the 2010 FSMB Annual meeting.

Dr. Hafner-Fogarty stated that Steven Altchuler, Ph.D., M.D., 2006 board president, was appointed to the Board of Directors of the FSMB Foundation.

Dr. Hafner-Fogarty stated that Dr. Linda Van Etta spoke at the FSMB's Maintenance of Licensure Panel summarizing the board's Maintenance of Competence and Maintenance of Licensure Taskforce. Dr. Hafner-Fogarty felt that Dr. Van Etta did a great job. Robert Leach, J.D., Executive Director stated that he wanted to recognize Mark Chu, the boards' Database Administrator, for all the data mining that he did for the Maintenance of Competence and Maintenance of Licensure Taskforce. Dr. Hafner-Fogarty requested that Mr. Leach extend the board's appreciation to Mr. Chu.

James Langland, M.D., asked if the board would like to submit a resolution to the FSMB next year which would require that every state would have two votes in the House of Delegates at the FSMB. After board discussion, it was decided not to pursue this resolution at the next FSMB Annual meeting.

Dr. Hafner-Fogarty introduced the next agenda item, Public Citizen's 2009 ranking of state medical boards for information only. Board members and staff feel that the Public Citizen's Research Group Ranking of the State Medical Boards' Serious Disciplinary Actions report is inaccurate and misleading for a number of reasons.

Dr. Johnson complimented Mr. Leach on the progression of the board's website. Dr. Johnson feels that it is an outstanding transparent website and thinks board staff does a great job on maintaining it.

Richard Auld, Ph.D., Assistant Executive Director updated board members on legislative action. Dr. Auld stated that the proposed changes to the Respiratory Care Practitioner Practice Act and Physician Assistant Practice Act are included in the Health and Human Services Omnibus Policy Bill. Dr. Auld stated that this Omnibus Policy Bill is sitting in que on the House floor awaiting action on the floor. Dr. Auld feels that the Omnibus Policy Bill will pass.

Dr. Auld stated that the proposed 10% e-Licensure surcharge on licensing fees to finance the building of a governor's e-Licensing system is included in the governor's budget proposal. Dr. Auld stated that currently the budget proposal is in Conference Committee and no further information will be available until the Conference Report is released for the overall budget.

Dr. Hafner-Fogarty asked Dr. Auld about the status of the Lyme disease legislation. Dr. Auld responded that the Lyme disease legislation is not active this session but believes that it will be reintroduced next session. Dr. Auld stated that board staff will be meeting between legislative sessions with Senator Marty to discuss this legislation.

Dr. Hafner-Fogarty inquired about the status of the Naturopaths bill. Dr. Auld stated that the Naturopath bill passed last session and will become effective on July 1, 2009. Dr. Auld stated that board staff is in the process of assembling applications for the Naturopathic Advisory Council. Jeanne Hoffman, Supervisor of the Licensure Unit, asked board members to contact her that if they know of anyone that would be interested in serving on the Naturopathic Advisory Council. Mr. Leach stated that the board will appoint members to the Naturopathic Advisory Council at the July 11, 2009, board meeting.

Dr. Johnson requested that Dr. Auld send an update of the legislative session to board members prior to the July 11, 2009, board meeting. Dr. Auld agreed to do so.

Dr. Langland asked what the status is with the Podiatry board proposal to have podiatrists regulated by the Medical Board. Mr. Leach stated that the Podiatry Association voted to continue to have the Podiatry board regulate the podiatrists.

Mr. Leach presented the Executive Director Report of staff activities since the May 9, 2009, board meeting.

Dr. Johnson asked Mr. Leach what the status is of the distribution of "Responsible Opioid Prescribing" by Scott M. Fishman to all Minnesota physicians. Mr. Leach stated that there is a request to the FSMB, along with a pending grant to allow the board to distribute the book to every physician in the state and also provide it to every new applicant at the time of their personal interview with board staff. Alfred Anderson, D.C., M.D., stated that he will be talking to Ms. Lisa A. Robin, MLA, Senior Vice President, Member Services of the FSMB shortly and will check with her about the status of the grant.

Dr. Hafner-Fogarty stated that the Health Professional Services Program (HPSP) Funding Taskforce is discussing possible changes in how HPSP is funded. Dr. Hafner-Fogarty stated that currently each board contributes a set amount and then each board is prorated additional contributions based on the number of people an individual board sends to HPSP. Dr. Hafner-Fogarty stated that HPSP Program Committee has not made any final decision about whether or not they will be asking the member boards to change the funding formula.

Dr. Hafner-Fogarty informed the board of Corrective Action Agreements that were implemented since the last board meeting. Dr. Johnson had questions regarding one of the Corrective Action Agreements and discussion was deferred to the Executive Session.

End of Public Session.

EXECUTIVE SESSION

The following Board members were present for both Public and Executive Sessions, unless otherwise indicated: Rebecca Hafner-Fogarty, M.D., MBA, President; Allen Rasmussen, Vice President; Alfred Anderson, D.C., M.D., Secretary; Keith Berge, M.D.; Robert Brown, Ph.D.; Mark A. Eggen, M.D.; Sarah L. Evenson, J.D., MBA; Subbarao Inampudi, M.D., FACR; Bradley Johnson, M.D.; James Langland, M.D.; James Mona, D.O.; Gregory Snyder, M.D.; and Tracy Tomac, M.D.

MICHAEL V. BAICH, M.D.

On recommendation of the Complaint Review Committee, the Stipulation and Order for restricted license signed by Dr. Baich was approved.

PAMELA M. BECKERING, R.C.P.

On recommendation of the Complaint Review Committee, the registration of Ms. Beckering was reinstated.

GARY D. BENKE, M.D.

On recommendation of the Complaint Review Committee, the license of Dr. Benke was reinstated.

MICHAEL CENTRELLA, D.O.

On recommendation of the Complaint Review Committee, the Stipulation and Order for stayed suspension, and restricted license signed by Dr. Centrella was approved.

THOMAS W. ELLIS, P.A.

On recommendation of the Complaint Review Committee, the Stipulation and Order for reprimand and restricted registration signed by Mr. Ellis was approved. Dr. Bradley Johnson recused.

PETER C. FREDERIXON, M.D.

On recommendation of the Complaint Review Committee, the Stipulation and Order for reprimand and restricted license signed by Dr. Frederixon was approved. Dr. Gregory Snyder recused.

JAMES C. HARVANKO, M.D.

On recommendation of the Complaint Review Committee, the Stipulation and Order for voluntary surrender signed by Dr. Harvanko was approved.

LINDA L. HEDEMARK, M.D.

On recommendation of the Complaint Review Committee, the license of Dr. Hedemark was reinstated. Dr. Rebecca Hafner-Fogarty recused.

RANDALL S. LEMAY, R.C.P.

On recommendation of the Complaint Review Committee, the Stipulation and Order for restricted registration signed by Mr. LeMay was approved.

CORY M. ROSSOW, M.D.

On recommendation of the Complaint Review Committee, the Stipulation and Order for restricted license signed by Dr. Rossow was approved.

There being no further business, the meeting was adjourned.



Alfred Anderson, DC, MD
Secretary
MN Board of Medical Practice

June 17, 2009
Date