

TENNESSEE BOARD OF PODIATRIC MEDICAL EXAMINERS

DATE: November 9, 2016
TIME: 9:00 A.M., CDT
LOCATION: Health Related Boards
Poplar Room
665 Mainstream Drive
Nashville, TN 37243

BOARD MEMBERS

PRESENT: Tyrone Davis, D.P.M.,
Karl Fillauer, C.P.O., Secretary
Sheila Schuler, D.P.M.,
David Sables, D.P.M.
Paul Somers, D.P.M.,
Martha Kay Oglesby, Consumer Member

BOARD STAFF

PRESENT: Andrea Huddleston, Chief Deputy General Counsel
Vanessa Hayes, Board Administrator
Theodora Wilkins, Administrative Director

The meeting was called to order at 9:00 a.m. A roll call vote was conducted to establish a quorum and all Board members were present.

Ms. Wilkins introduced the newest Board member Dr. Tyrone Davis, D.P.M from Memphis, TN. He was welcomed by the Board.

Nominations for Chair

Nominations for Chair were conducted. Dr. Schuler nominated Dr. Somers for Chair, seconded by Mr. Fillauer. Dr. Somers accepted this position. All voted in favor of the motion.

Nominations for Vice-Chair were conducted. Dr. Somers nominated Dr. Schuler for Vice-Chair, seconded by Dr. Sables. Dr. Schuler accepted this position.
All in favor.

Minutes

Upon review of the August 10, 2016 minutes, Dr. Sables requested a correction be made. Dr. Somers asked that the minutes be rewritten and brought up at the next meeting.

Consent Order

Ms. Huddleston presented stated there is one Consent Order in the Office of General Counsel. She stated that Dr. Ivan Cooper has acknowledged that he has permitted Podiatric X-ray procedures to be performed in his office by three (3) unlicensed individuals. His license will be reprimanded and he will be charge \$1500.00 in Civil Penalties and costs. Dr. Somers moved to accept the Consent Order, seconded by Mr. Fillauer. Motion carried.

Office of General Counsel

In the OCG report Ms. Huddleston mentioned that there was a Rulemaking hearing at our last meeting. All of the proposed rules were not adopted. The rule to adopt change concerning Continuing Education, which was to amend the requirement for the prescribing CE's was passed. The amendment allowing the board to use its discretionary power with the PMLexis part III was not accepted by the board. The rulemaking rules have now been sent to the Attorney General's office to be reviewed for legality.

Financial Report

Noranda French presented the financial report and discussed the actual year end numbers. The total expenditures for the year was \$44,839.05, total revenue for the year was \$95,312.67. That allowed the board to close at \$50,473.62 with a cumulative carry over of \$292,363.16. Ms. French also discussed that there may need to be a fee reduction policy for the renewal fees, which requires a Rule change. Dr. Somers made a motion seconded by Mr. Fillauer to decrease the renewal fees and have a rulemaking hearing.

All in favor of the motion.

Investigative Report

The Disciplinary and Investigative Reports were presented by Nichelle Dorroh. The Investigative Report showed there are currently five (5) cases for Podiatrists pending review in their office. The last review was in September and there is another review scheduled for November 17, 2016. Currently there are no complaints open against any other license types from this Board.

Application Review

Ms. Catherine Cantrell came forward upon the board request. She was asked to appear because she had been accused of removing prescription drugs from past employment. Her Pharmacy Tech license was revoked in 2015. She explained the scenario of the accusation. It was discussed that the X-ray operator license is not related to prescribing. The Board moved to allow her licensure as a Podiatric X-Ray operator. Dr. Sables made a motion to approve the application seconded by Ms. Olgesby. The motion carried.

Ms. Priyanka Singh came forward upon the board request. Mr. Fillauer stated that she has met the educational requirements and has passed the BOC exam for both Orthotist and Prosthetist. Typically for BOC Certification you have to do two (2) years supervised training. The Board questioned who had done the supervised training. Ms. Singh stated that Mr. Ramesh, her Supervisor, who is a Certified and Licensed Practitioner in Orthotics and Prosthetics, was present as well to answer any questions. Mr. Fillauer stated that he was familiar with Mr. Ramesh and he had no further questions.

A motion was made by Mr. Fillauer to approve the application, seconded by Dr. Somers. The motion carried.

Administrative Report

Ms. Hayes stated as of November 8, 2016 there are 264 active Podiatrists; 129 active X-ray operators; 153 active Orthotists; 139 active Prosthetists and 53 active Pedorthists. Ms. Hayes reviewed the monthly statistical breakdown of the renewed, retired and failed to renew.

Ms. Hayes reported that the Board meetings dates for 2017 are as follows:

- February 8, 2017
- May 10, 2017
- August 9, 2017
- November 8, 2017

Newly Licensed/Certified

Upon review, Dr. Somers made a motion to approve the newly licensed Podiatrist, seconded by Mr. Fillauer. The motion carried.

Mr. Fillauer made a motion to approve the Orthotist, seconded by Dr. Somers. The motion carried.

Podiatrist

- Abdul Rahman Ba**
- Jeffrey L. Mitchell**
- Saadia K. Parker**

Orthotist

- Christopher Tate Antici**
- Ashley Leann Dean**
- Kimberlee Snell Herrmann**

The motion carried.

Reinstatements

Upon review Dr. Schuler made a motion, seconded by Mr. Fillauer, to approve the following Reinstated, Orthotists and Prosthetists and Pedorthists:

Orthotist:

- Curtis A. Bachelor**
- Calvin M. Berry, Sr.**

Prosthetist:

- Calvin M. Berry, Sr.**
- William E. Carver, Jr.**

Pedorthist:
John M. Daniel

The motion carried.

Closed Files

Upon review Dr. Somers made a motion, seconded by Dr. Schuler to approve the following closed Podiatrist and Pedorthist files:

Podiatrist:
Craig R. Marsh
Carla A. Martin

Pedorthist:
Brent E. Hooper

The motion carried.

Other Board Business

Ms. Huddleston stated that it will be on the next agenda to talk about the rule for KHEP accreditation for Orthotists and Prosthetists.

There was discussion on a Board Member, an attorney, and a Staff Member attending the FARB Conference in San Antonio, TX at the end of January. A motion was made by Dr. Somers for Ms. Wilkins and a Board Attorney to attend the conference, seconded by Ms. Olgesby. The motion carried.

Dr. Somers then made a motion for Board Member, Dr. Tyrone Davis to attend if he was able, seconded by Mr. Fillauer. The motion carried.

Adjournment

A motion to adjourn was made by Dr. Somers and seconded by Mr. Fillauer.
The motion carried.