

GEORGIA COMPOSITE MEDICAL BOARD NEWSLETTER

JANUARY 2010

ABOUT THE BOARD

The Board consists of sixteen (16) members: thirteen (13) physicians, two (2) consumer members, and one (1) physician assistant ex-officio member. Each member of the Board is assigned to various committees to participate in the decision-making functions of the Board. The following list briefly describes committees of the Georgia Composite Medical Board.

The Investigative Committee is comprised of four (4) members of the Board. The Committee examines initial complaints, the results of all investigations, and medical malpractice reports. The Committee then makes recommendations to the full Board for actions to be taken on complaints and investigations as well as disciplinary matters.

The Physician Licensing Committee is comprised of four (4) members of the Board. The Committee evaluates each applicant's fitness to practice his or her profession in Georgia. It does this by establishing standards for licensure and practice, reviewing all non-routine applications, and conducting interviews with applicants as needed each month in order to grant licenses. The committee sets policy regarding the applications process and develops procedures for staff to handle non-routine applications. This committee also develops rules for physician licensure.

The Impaired Professionals Committee is comprised of five (5) members of the Board. They are charged with reviewing all new cases wherein licensee conduct may have or already has impacted their practice or return to practice. The Committee meets with the practitioner, advocate, and treating physician and assesses the practitioner's individual situation and ability to return to practice and any possible discipline or restrictions to the licensee's practice. The Committee maintains a list of acceptable treatment programs and also reviews requests from treatment facilities to be added to the approved list.

The Rules Committee is comprised of all members of the Board. It was created to develop rules to govern the performance of health care practitioners regulated by the Board. Its goal is to assist the Board in defining, assessing, and ensuring the continued competency of all licensees throughout their professional careers.

Advisory Committees. The Board has six (6) Advisory Committees comprised of licensed professionals from the community. There are two (2) or more members of the Board on each advisory committee. The Board regulates the following professions:

□ Perfusion

- □ Physician Assistant
- □ Acupuncture

- □ Respiratory Care Professional
- Orthotists and Prosthetists
- □ APRN Protocol

During the committee meetings the staff, along with a member of the Office of the Attorney General, is present to answer questions from the committee members. The Committee makes its recommendation to the full board for consideration and approval. All matters reviewed and discussed before the Board Committees are sent to the full board for final review and approval.

THE BOARD WELCOMES NEW BOARD MEMBER

Effective November 17, 2009, Governor Perdue appointed David W. Retterbush, MD, of Valdosta, Georgia, to the Medical Board to fill the new position created by the passage of House Bill 509.

The Purpose and Mission of the Georgia Composite Medical Board

Purpose: The Georgia Composite Medical Board is the state agency that licenses physicians, physician assistants, respiratory care professionals, perfusionists, acupuncturists, orthotists, prosthetists and auricular (ear) detoxification specialists. The Medical Board also investigates complaints and disciplines those who violate The Medical Practice Act or other laws governing the professional behavior of its licensees and unlicensed practice.

Mission Statement: The mission of the Georgia Composite Medical Board is to protect the health of Georgians through the proper licensing of physicians and certain members of the healing arts and through the objective enforcement of the Medical Practice Act.

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INTLUC ICCUE

PAGE 2 MESSAGE FROM LIEUTENANT GOVERNOR CASEY CAGEL <u>CE, Immunity, and "Safety Net" Clinics</u>

As Lieutenant Governor I have long supported Georgia's "safety net" clinics -- communities of individuals who come together to provide free or low-cost health care to the less fortunate.

These clinics help provide Georgians who are uninsured and underinsured with a medical home. However, these clinics would be unable to operate on a day-to-day basis without the help of doctors like you. I commend the volunteers who have given tirelessly of their time for the health of others, but there are still many more volunteers needed.

Thanks to the Georgia Composite Medical Board (GCMB) and the Georgia Board of Dentistry, doctors and dentists who volunteer their time can earn *one continuing education credit for every four (4) hours volunteered at a clinic.* Every two (2) years, ten (10) hours of CE credit can be obtained by volunteering at a clinic. For the latest rules pertaining to the GCMB, please visit <u>www.medicalboard.georgia.gov</u>.

In addition, recent changes to Georgia law regarding the Georgia Volunteer Health Care Program were made with the passage of S.B. 133 by Sen. Lee Hawkins (R-Gainesville). This new law "expands the state's immunity to cover licensed practical nurses, registered professional nurses, nurse midwives, and advanced practical nurses employed by safety net clinics." Furthermore, doctors who are paid by a hospital but work at a free clinic may also be eligible for immunity protections. The Georgia Department of Community Health has adopted rules and regulations for the implementation of this expanded immunity and can answer questions for those who would like to take advantage of this benefit. If you are interested in volunteering at one of Georgia's fifty-three (53) safety net clinics, please call 866.319.0816 or visit the DCH Web site at <u>www.dch.georgia.gov</u> or my Web site at <u>www.ltgov.georgia.gov</u>. Please join me in supporting our safety net clinics throughout Georgia.

PEER REVIEWER SEARCH

We are in search of Physician Peer Reviewers to assist in our investigative review process. If you would like to participate in this important work, we need you!

To become part of our approved Peer Reviewer list, simply mail us a copy of your current CV and include a letter that describes your practice, your specialty and your certifications. If you already work for us as a Peer Reviewer and would like to remain on our approved list, please submit a current CV. You must have current, active license to practice in Georgia.

Georgia Composite Medical Board Medical Board Peer Review Search 2 Peachtree Street, NW 36th Floor Atlanta, GA 30303

KEEP YOUR INFORMATION CURRENT WITH THE BOARD

Sixty (60) days before your license expiration the Board sends a **courtesy reminder** to your address of record, noting the date(s) to renew your license. Each month many of these notices are returned to us because the licensee's address has changed. As a result, your license could expire or lapse and have to be reinstated. Reinstatements may require a public consent order with a fine and a reprimand for practicing without a license. Please keep the Board informed of your correct address. You can view and confirm your address at the Board's website at <u>www.medicalboard.georgia.gov</u> If you need to change your address you may do so at any time using our online system, or you may fax your information to the Board office at (404) 656-9723.

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HOW TO BECOME A DISPENSING PHYSICIAN

State law allows physicians to dispense pharmaceuticals (in addition to samples) from their office only after notifying the Georgia Composite Medical Board in writing of their intent to act as a dispensing physician. This notification may be made by letter to the Board, or may be noted on the renewal of license form. Once this notification is received by the Board, a copy is kept on file in our office and a copy is forwarded to the Georgia Pharmacy Board. The Pharmacy Board keeps a copy and sends an additional copy to the Georgia Drugs and Narcotics Agency (GDNA), the agency that enforces the pharmacy law. The GDNA notifies the Agent in the appropriate territory of the state which physicians in their territory have dispensing authority.

WHO CAN GIVE IV INJECTIONS?

[NOTE: The term "IV Injections" should not be construed to include subcutaneous or intramuscular injections such as flu shots, but refers only to intravenous injections which are *typically* used in hospitals or institutional settings.]

Registered Nurse (RN) - YES

Physician (MD) (DO) - YES

Advanced Practice Nurse (APRN) - YES

Physician Assistant - YES

Medical Assistants - NO

EMT - not unless the EMT is functioning under protocol during a medical emergency; not as an employee of a physician.

REPORTING TIMELINES

The following actions should be reported to the Board WITHINTEN (10) DAYS!

Adverse Actions	Medical Malpractice Payments
Actions Taken by Another Licensing Agency	Actions Taken by any Court
Hospital Privileges Suspension	Unable to practice with reasonable skill and safety as a result of drugs, alcohol, illness, narcotics, or mental/physical conditions.

NEW WALLET ID CARDS

The look of our wallet identification cards has changed! The Georgia Composite Medical Board has improved the look and feel of its wallet ID cards. The new cards are lightly laminated and have been mailed to new and renewing licensees beginning October 1, 2009. Simply peel off the card, fold it, and sign the back. Watch your mail for a larger format envelope containing the cards. Should you misplace your card, you may order these online for a cost of \$10 per card.

ONLINE SYSTEM, USER IDENTIFICATION (ID) AND PASSWORD

The Board is excited about its new online application service, which was implemented in December 2008. This system is secure and full-featured, offering applicants and licensees the ability to log in with a secure user ID and password to apply for and maintain almost any aspect of their license and/or application. If you renewed online after December 2008 you have had the opportunity to access this new online system.

If you need assistance with our online license application and renewal system we have a full complement of knowledgeable staff ready to take your call or email message. If your call goes to voicemail, please be assured that we will call you back within 1 business day to help you resolve any issues you encounter. Our online application hotline is 404-463-8902 or 404-656-3923, and our email hotline is LEGateway@dch.ga.gov. If you encounter a service problem, please email Robert Jeffery, the Board's Director of Operations, directly at rjeffery@dch.ga.gov

LPN - YES

FSMB Foundation, AAFP Pain Management Seminars Underway

The first in a series of regional seminars on pain management co-sponsored by the FSMB Foundation, the FSMB and the American Academy of Family Physicians (AAFP) was held in Greensboro, N.C. on October 24, 2009. Upcoming seminars include San Antonio, Texas, January 9, 2010; Seattle, Washington, February 20, 2010; and <u>Atlanta, Georgia</u>, <u>March 13, 2010</u>. The seminars are part of an AAFP program offering local, free CME to family physicians and primary care physicians from leading experts. Other sponsors include the Center for Practical Bioethics and the American Academy of Pain Medicine. Medical boards are encouraged to advise their licensees of the availability of the seminars.

For more information, please go to: http://www.practicalbioethics.org/cpb.aspx?pgID=1079&newsID=146&exCompID=273

GCMB PAIN MANAGEMENT GUIDELINES

A copy of the Georgia Composite Medical Board's Pain Management Guidelines is available at our website, www.medicalboard.georgia.gov

RECRUITING NEW ADVISORY COMMITTEE MEMBERS

If you are interested in serving on any of the following advisory committees, please send your resume, along with three (3) reference letters, to Mary Harris, at <u>mharris@dch.ga.gov</u> or to the Board's mailing address.

Perfusion Committee

□ Acupuncture Committee

□ Respiratory Care Committee

Physician Assistant Committee

□ Orthotists and Prosthetists Committee

There is no monetary compensation to serve on these committees, but you will be involved in shaping policy for your profession.

DID YOU KNOW?

- That you must have a chaperone present when conducting a physician examination of the breasts and/or genitalia on a patient of the opposite sex.
- It is illegal to have pre-signed prescription pads in your office. Prescriptions must be signed and dated when issued to the patient.
- It is illegal to write prescriptions for controlled substances for personal use or, except for documented emergencies, for immediate family members who include spouses, children, siblings, and parents.
- It is illegal to commit an act of sexual intimacy, abuse, misconduct or exploitation of any individual related to the physician's practice of medicine regardless of the consent. This also applies to former patients where the licensee did not terminate <u>in writing</u> the physician patient relationship before engaging in a romantic or sexual relationship with the patient.
- You must not practice after the expiration of your license (this includes prescribing).

FRAUD ALERT!

If you receive a call from someone representing themselves as an employee of the Georgia Composite Medical Board and requesting your credit card number, social security number, or demanding payment for any purpose, please be advised this is NOT the practice of the Georgia Composite Medical Board and may be an attempt by others to obtain this information for illegal purposes. If you are a victim of fraud, please contact your local law enforcement agency.

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RULE CHANGE UPDATES

If you are interested in receiving email alerts regarding changes to the Board's rules, please send your email address to <u>matkinson@dch.ga.gov</u>. You will receive a copy of all proposed rules from the Board. The Board appreciates your input in this important process.

With the passage of the Medical Practice Act in 2009, the Board will be updating all Board rules. Make sure you are included in this important process. The following is a chart of all Board rules showing the current status of updates to each rule.

Rule	Chapters	Status
360-1	Organization	Completed
360-2`	Licensing Requirements	Adopted 1/7/2010
360-3	Investigations and Discipline	Posted for 2/4/10 meeting
360-4	Clinical Perfusionist Licensure	Adopted 1/7/2010
360-5	Physicians Assistant	With Committee
360-6	Acupuncture	Completed
360-7	Provisional Licensure	Completed
360-8	Procedural Rules	Completed
360-9	Teacher's Licenses	Completed
360-10	Institutional Licenses	Completed
360-11	Flu Protocol	Completed
360-12	Controlled Substances Therapeutic Research	*
360-13	Respiratory Care Professionals Technicians	Completed
360-14	Informed Consent	*
360-15	Continuing Education	*
360-16	Renewal and Expiration Dates	*
360-17	General Information	Adopted 1/7/2010
360-18	Pleadings	*
360-19	Motions and Pre-Hearing Procedures	Adopted 1/7/2010
360-20	Service	Adopted 1/7/2010
360-21	Parties, Intervention	*
360-22	Evidence, Subpoenas	Adopted 1/7/2010
360-23	Taking of Testimony by Deposition	Adopted 1/7/2010
360-24	Hearings	Adopted 1/7/2010
360-25	Consolidation and continuances	Adopted 1/7/2010
360-26	Briefs and Post Hearing Procedures	*
360-27	Patients Rights	Adopted 1/7/2010
360-28	Physician Profiles	In Process/Staff
360-29	Bad Checks	*
360-31	Orthotists and Prosthetists	*
360-32	Nurse Protocol Agreements	Completed

* - Rule is being reviewed by Attorney General's office

Board Disciplinary Actions

The following is a report of public disciplinary actions from **April 16, 2009 through December 31, 2009**. These cases have been investigated and are now part of the public record. Although every effort is made to insure that the information is correct, you should read the order in its entirety. The Board may include several provisions in an Order that are not summarized in this report. You may obtain a copy of public orders from our website at <u>www.medicalboard.georgia.gov</u> or by written request to the Board office for all professions identified in this newsletter.

Profession	License #	Name	Date	Discipline
1104	26444	BAILEY, DONALD HOSFORD	7/9/2009	Probation
1104	15652	BEATTY, DOUGLAS C	11/5/2009	Probation
1104	44683	BERGERON, RHETT LEON	11/5/2009	Probation
1104	46745	CHAPKOWSKI, SANDRA LEE	11/5/2009	Probation
1106	3526	COLON, VALERIE ANN	8/7/2009	Probation
1104	45752	CONNINE, TAD ROBERT	8/7/2009	Probation
1104	50288	FILMORE, GERALD L	6/5/2009	Probation
1104	51763	GORDON, JULIAN BENJAMIN	7/9/2009	Probation
1104	20219	HUDSON, JAMES HURN JR	8/18/2009	Probation
1104	17841	KELLY, JAMES CORBITT	12/4/2009	Probation
1104	41470	NGUYEN, TUAN MINH QUOC	7/9/2009	Probation
1104	48721	SIBILSKY, DANA LYNN	10/23/2009	Probation
1104	55436	SIPSY, LONNIE KEITH	7/10/2009	Probation
1104	53183	STRAUB, ROBERT JORDAN	12/4/2009	Probation
1104	31337	TAPLEY, BENSON WAYNE	7/9/2009	Probation
1104	36885	TARASZKA, STEVEN ROBERT	10/2/2009	Probation
1104	32315	THOMPSON, GRADY AUSBORNE	11/5/2009	Probation
1106	2099	TUCKER, CHRISTOPHER W	5/7/2009	Probation
1104	63014	WAGUESPACK, SCOTT JOSEPH	7/9/2009	Probation
1104	62094	ALLEN, EVAN DAVID	11/5/2009	Public Fine
1104	61822	ATTIGERE, REKHA NAGAPPA	8/7/2009	Public Fine
1104	60569	CHUKWU, OGE G	9/3/2009	Public Fine
1104	61247	HARAWI, JOSEPH SAMIR	10/2/2009	Public Fine
1104	61890	HARSHANY, MARK L	12/4/2009	Public Fine
1104	62230	KACHROO, ARUN	11/5/2009	Public Fine
1104	62248	LINN, HEATHER MAUDE	11/5/2009	Public Fine
1104	61290	MATHEW, LEKHA	8/7/2009	Public Fine
1104	61134	NIX, KRISTY NICOLE	8/7/2009	Public Fine
1104	61139	PATEL, JITENDRAKUMAR AMRUTLAL	8/7/2009	Public Fine
1104	62286	SHARF, HILLARD C	11/5/2009	Public Fine
1104	61876	WOOTEN, SALLY MULLINS	12/4/2009	Public Fine
1104	33506	ADAMS, JUDONN THEOPHILOUS	5/20/2009	Public Reprimand
1112	176	BARNUM, JENNIFER L	12/4/2009	Public Reprimand
1104	49787	BENDER, JAY BUFORD	5/20/2009	Public Reprimand
1104	38197	CHAKNIS, MANUEL JOHN	9/3/2009	Public Reprimand
1104	17683	DELCHER, HARRY KENT	5/7/2009	Public Reprimand
1104	61584	GARROT, ELIZABETH GOURI	7/9/2009	Public Reprimand
1104	46856	GROSE, LEE LOREN	11/5/2009	Public Reprimand

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Board Disciplinary Actions (con't)

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Profession	License #	Name	Date	Discipline
1104	60378	GYEBI, LEONARD NANA	7/9/2009	Public Reprimand
1104	22799	JOVE, MAURICE	5/20/2009	Public Reprimand
1104	38843	LEFFINGWELL, SANFORD SCOTT	9/3/2009	Public Reprimand
1104	52291	MUHAMMAD, ANGELA LOUIE	12/4/2009	Public Reprimand
1104	55137	OKOH, JAMES IKEMEFUNA	11/5/2009	Public Reprimand
1104	42704	RABER, PAUL EDWARD	10/2/2009	Public Reprimand
1104	39927	ROWLES, JOHN MARK	7/9/2009	Public Reprimand
1104	32051	SHALVOY, ROBERT MICHAEL	5/7/2009	Public Reprimand
1101	3710	STEWART-MCALLISTER, DONNA SUE	5/7/2009	Public Reprimand
1104	58385	ADEMODI, ADEYEMIJU FRANKLIN	8/7/2009	Revocation
1104	47797	LY, HUNG THIEN	8/7/2009	Revocation
1104	25656	RILEY, ROTH LEON	11/10/2009	Revocation
1104	45720	BEAIRD, BRENT ALAN	11/5/2009	Suspension
1106	3623	CARLSON, JOHN R	7/9/2009	Suspension
1104	30062	FOSTER, GREGORY ALLEN	7/9/2009	Suspension
1104	51657	GUPTA, NARENDRA KUMAR	4/20/2009	Suspension
1104	37841	JOHNSON, SAMUEL E	6/17/2009	Suspension
1104	53264	LEONARD, CHRISTOPHER JAMES	11/19/2009	Suspension
1104	53469	LEVERT, FRANCIS EDWARD II	8/14/2009	Suspension
1104	24971	LOVOLL, KAARE	6/15/2009	Suspension
1104	23710	POPE, SETH ALEX	11/5/2009	Suspension
1104	34698	ROLAND, ROMIE EARL	9/22/2009	Suspension
1104	48721	SIBILSKY, DANA LYNN	4/28/2009	Suspension
1104	41219	SLADKY, JOHN THOMAS	6/17/2009	Suspension
1104	39476	SOUZA, SANDRA LEE PLUMMER	9/3/2009	Suspension
1104	11618	STRICKLAND, WORTHY EDWARD	9/27/2009	Suspension
1101	1849	BRAY, CARLOS MICHAEL	10/2/2009	Voluntary Surrender
1104	60852	HERSHLINE, ROGER KENNETH	8/7/2009	Voluntary Surrender
1104	19739	PALMER, TIMOTHY JAKE	8/7/2009	Voluntary Surrender
1104	24129	SCHWARZ, STEVEN BENJAMIN	6/5/2009	Voluntary Surrender

PHYSICIAN ASSISTANT ADVISORY COMMITTEE MEMBERS

William Butler, MD, Committee Chair, Board Member

David Retterbush, MD, Board Member Marion O. Lee, Jr., MD, Board Member William Paulsen, PA Alexander S. Gross, MD, Board Member

Kathy Kemle, PA-C, Ex-Officio Board Member Charmaine Faucher, PA-C CarolAnne Redfearn, PA

Runnette Flowers, MD

The Physician Advisory Committee and the Board regretfully accepted the decision of member Alan Platt, PA-C, to leave the committee to pursue special projects for Emory University. Mr. Platt has served with distinction for many years, often performing above and beyond expectations. His dedication was recognized by a certificate from Governor Purdue's office and a reception was held in his honor at the December Board meeting.

Charmaine Faucher, PA-C, who has been the GAPA liaison to the Board, was elected from a group of well qualified applicants as his replacement and assumes her position at the January meeting. Ms. Faucher practices in Pain Management in an Atlanta suburb.

PA Rules

A subcommittee of the PA-AC has been reviewing the Rules to clarify and bring them into compliance with the new Medical Practice Act. The Rules have been completely revised to clarify and organize them into more logical sections. Special thanks to Ms. Redfearn and Mr. Paulsen for leading this effort. The Committee expects to present the revisions to the Rules Committee at the February meeting.

Physician Assistants and Anesthesia Assistants

Please remember that each type of physician assistant is restricted to the scope of practice of his/her supervising physician and that a physician assistant cannot serve as an anesthesiologist assistant. Likewise, an anesthesiologist assistant cannot perform the medical duties of a PA. Each must earn continuing medical education applicable to his/her area of practice.

Fee-Exempt Physician Assistants

If you are a physician assistant who is currently employed in a state or county facility, you are feeexempt and your license fee or renewal fee is waived. Did you know that you can apply **ONLINE** for a license AND renew your license online as a fee-exempt employee? Contact the Board directly for additional information.

GEORGIA COMPOSITE MEDICAL BOARD

2 Peachtree Street NW, 36th Floor, ♦ Atlanta, GA 30303-3465 ♦ Telephone: (404) 656-3913 ♦ Fax: (404) 656-9723 E-mail: medbd@dch.ga.gov ♦ web: www.medicalboard.georgia.gov customer service: CSBMEcustsvc@dch.ga.gov

<u>2010</u>	CONTACT INFORMATION		ACTIVE LICENSEES	
BOARD MEETING	General Information	(404) 656-3913	Physicians*	*30,030
DATES			Physician Assistants	3,075
February 4-5, 2010	Board Secretary	(404) 657-6490	Respiratory Care Professionals	4,953
March 4-5, 2010	Copies of Board Orders	(404) 657-6494	Acupuncturists	202
April 1, 2010		()	Perfusionists	128
May 6-7, 2010	License Verification	(404) 656-1725	Resident Physicians	1,668
June 3-4, 2010			Orthotists & Prosthetists**	**202
July 1, 2010	Complaints	(404) 463-8903	*Note: The numbers listed	
August 5-6, 2010	Physician Assistant/	(404) 657-6495	below represent the total number of professionals	
September 2, 2010	Perfusionist	(-)	currently holding an active	
October 7-8, 2010	RCP/Orthotist/Prosthetist	(404) 463-2292	Georgia license, by profession, as of January 4, 2010: Physi-	
November 4-5, 2010			cians include: Volunteer In	
December 2-3, 2010	APRN/Acupuncture/ Resident Permits	(404) 463-5038	Medicine, Institutional Physi- cian, and Physician Teacher	
	Physician Profile Information	(404) 651-7854	licenses. **Includes profession- als who are Orthotists only, Prosthetists only and those who	
			hold a dual license for O & P.	

GCMB Board Members

Ted Perry, MD, *Chairperson*, White William Roundtree, MD, *Vice Chairperson*, Columbus William Butler, MD, Macon Eddie Cheeks, MD, *Past Chairperson*, Augusta Alexander S. Gross, MD, Atlanta M. Vinayak Kamath, MD, *Past Chairperson*, Augusta Kathy Kemle, PA-C (Ex Officio), Lizella Kathy Kinlaw, MDiv, Consumer Member, Decatur Marion O. Lee, Jr., MD, Cordele
David Retterbush, MD, Valdosta
Roland S. Summers, MD, Past Chairperson, Savannah
Jean Sumner, MD, Immediate Past Chairperson, Wrightsville
Richard L. Weil, MD, Atlanta
Charles White, DO, Cleveland
William A. Woolery, DO, PhD, Past Chairperson, Newsletter Editor, Warner Robins

GCMB Management Staff

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