

**THE SOUTH CAROLINA BOARD OF MEDICAL EXAMINERS
SYNERGY BUSINESS PARK, KINGSTREE BUILDING, ROOM 108
110 CENTERVIEW DRIVE, COLUMBIA,
SOUTH CAROLINA 29210**

Meeting Minutes

Monday, May 6, 2019

Review and approval of meeting agenda. Motion Dr. Schabel. Second Dr. Dilts. Motion carried. Approval of February 2019 minutes Motion Dr. Welsh. Second Dr. Schabel. Motion carried. Review and approval of excused absences: [Dr. Wright-May 6, Dr. Dilts-May 7 (am session)] The board excused these absences.

President's Report – Jeffrey A. Welsh, M.D.

1. New board member-Dr. Theresa Renee Mills-Floyd-the board recognized and welcomed Dr. Mills-Floyd of Irmo as the newly-appointed Governor's appointee.
2. Election of Officers [Secretary]-the board elected Dr. Schabel as board secretary upon the replacement of Dr. Saad who was the previous secretary.
3. Joint FAQs relating to the 2018 APRN law-the board discussed the current draft version of this FAQ as amended and will convene a called meeting soon to approve the final version for publication.
4. Review and approval of Advisory Opinion regarding Low-Dose Ketamine Infusion for Pain Management-after discussion the board approved this advisory opinion as amended.
5. Conference updates-Darra Coleman and Dr. Wright updated the board on their attendance at the FSMB annual conference, AIM annual conference and the Federation of State Physician Health Programs [FSPHP] conferences respectively.
6. *Executive Session for Legal Advice Regarding Compliance Audit of Advanced Practice Nurse Written Practice Agreements and Investigative Personnel for NPDB and Compliance Issues-the board went into executive session for legal advice on this matter.*

Administrator's Report – Sheridan Spoon, Administrator

1. Physician Assistant Advisory Committee- after discussion the recommendations of the PAAC were approved.
2. Respiratory Care Practitioner Advisory Committee- after discussion the recommendations of the RCP advisory committee were approved.
3. Acupuncture Advisory Committee- after discussion the recommendations of the Acupuncture Advisory Committee were approved.
4. Anesthesiologist's Assistant licensure- after discussion the Anesthesiologist's Assistant license applicants were approved.
5. District 6 Election-following his election, the board has submitted Dr. Dion Franga of Orangeburg for appointment.
6. MDC Reappointments and vacancies-The board reviewed MDC vacancies and reappointed Drs. Hochman, Gross, Kaplan, Scott, Harper, Thompson, Holdrege, Kunkel, Campbell, Wright and Baxley to the MDC.
7. Renewals and License Inactivation-as of April 1 and through June 30, 2019, physician license renewal is ongoing. The board reiterated its position that retired physicians [those who are not actively practicing and do not plan to return to active practice should inactivate their licenses and consider obtaining the volunteer license. This avoids the possibility of prescribing to persons who are not established patients and misuse of the active license and number.

Legislative Update, Holly Beeson, Katie Phillips, LLR, Office of Communications and Governmental Affairs

Holly Beeson and Katie Phillips updated the board on bills of interest to the board including the JUA bill, Physician Assistant practice act [S132], the APRN ‘clean-up’ legislation, a bill to license genetic counselors and the Interstate Medical Licensure Compact.

BOOKER, Edward H., Jr. M.D. 2013-27, MOA [Closed Hearing]

Public reprimand. \$800 investigative costs and completion of a board-approved recordkeeping course within six months of the effective date of the order.

Motion Dr. Schabel. Second Dr. Januchowski. Motion carried.

BOOKER, Edward H. Sr., M.D. 2013-25, MOA [Closed Hearing]

Public reprimand. \$700 in investigative costs, and completion of a recordkeeping course within six months of the effective date of the order. Motion Dr. Schabel. Second Dr. Cook. Motion carried.

MOA [Closed Hearing]

Private reprimand. Continued compliance with RPP. Respondent may not request release from RPP for a minimum of five years. May continue application process for permanent license. Motion Dr. Schabel. Second Dr. Dilts. Motion carried.

Stipulations of Fact

Dismissal. Motion Dr. Schabel. Second Dr. Chow. Motion carried.

MAGNANI, Robin B., M.D., Applicant for Licensure [Closed Hearing]

Approved for licensure without condition. Motion Dr. Welsh. Second Dr. Schabel. Motion carried.

Petition for Release from terms and conditions [Closed Hearing]

Petitioner is released from the prior monitoring agreement with RPP with the condition of enrollment in the RPP Senior Program. Must maintain Senior Program commitment for a total of five years from last positive test. Motion Dr. Schabel. Second Dr. Cook. Motion carried.

Following a call for public comment, the board was in recess until Tuesday, May 7, 2019.

Tuesday, May 7, 2019

Office of Disciplinary Counsel and Office of Investigations and Enforcement Report

Pat Hanks, Office of Disciplinary Counsel, Gregg Hinson, Office of Investigations and Enforcement

In addition to the case statistics and training received by OIE staff, there were 56 Dismissals, 28 Letters of Caution, 23 Formal Complaints and 1 Order to Cease and Desist.

Motion to accept Dismissals-Motion by Dr. Schabel. Second by Dr. Wright. Motion carried.

Motion to accept Letters of Caution- Motion by Dr. Wright. Second by Dr.Schabel. Motion carried.

Motion to accept Formal Complaints- Motion by Dr. Cook. Second by Dr. Schabel. Motion carried.

Motion to accept Order to Cease and Desist Motion by Dr. Cook. Second by Dr. Schabel. Motion carried.

MOA

Dismissal. Motion Dr. Schabel. Second Dr. Dilts. Motion carried.

MOA

Letter of Caution. Motion Dr. Schabel. Second Dr. Dilts. Motion carried.

MOA

Private Reprimand. \$1,000 civil penalty and \$60 in investigative costs due six months from the effective date of the order. Motion Dr. Schabel. Second Dr. Cook. Motion carried.

MOA

Letter of Caution. Motion Dr. Schabel. Second Dr. Wright. Motion carried.

Petition for Release from terms and conditions

Petitioner's request to be released from terms and conditions is granted. Petitioner must enter into a private agreement to remain in RPP for five years. Petitioner may supervise mid-levels while in RPP.

Motion Dr. Schabel. Second Dr. Cook. Motion carried.

MOA

Letter of Caution. Motion Dr. Schabel. Second Dr. Cook. Motion carried.

MOA

Letter of Caution. Motion Dr. Schabel. Second Dr. Dilts. Motion carried.

Following a call for public comment, the board was adjourned.