

MINUTES BOARD OF LICENSURE OF PODIATRIC MEDICINE

07/10/03

1:00 PM

OLR Board Room

CHAIRMAN:

Shannon Meredith, D.P.M.

MEMBERS PRESENT:

Jil Beaupain, D.P.M.

Roy Corbin, D.P.M.

Shannon Meredith, D.P.M.

Ron Stewart

MEMBERS ABSENT:

Danforth DeSena, D.P.M.

OTHERS PRESENT:

Diane Staples, Board Clerk; Penny Vaillancourt, Board Administrator; Dennis Smith, AAG

CALL TO ORDER

Dr. Meredith called the meeting to order at 1:35 p.m.

MINUTES

A motion was made by Mr. Stewart and seconded by Dr. Corbin to approve the minutes from the April 3, 2003 meeting. Passed unanimously.

ADMINISTRATOR'S COMMENTARY

Introduction of Commissioner, Robert Murray: Buddy Murray introduced himself to the Board and told the Board that he wants their input and made an open invitation to communicate with him. The Board also introduced themselves.

Penny reported that the legislature has adjourned and that there were no bills passed that directly affected this Board.

Penny told the Board that we have a goal to get the agenda and minutes on the website.

Penny reported that the criminal history checks cost has increased from \$8.00 to \$15.00 and that information is provided on the website.

Also, OLR has proposed a rule to go to an audit system for continuing education.

Penny gave a budget update with projected cash flows for FY04 and FY05. The deficit for this board is now taken care of and we can target a fee decrease for FY05.

ORAL EXAM

Michele Kurlanski: Mr. Stewart moved and Dr. Beaupain seconded to approve Dr. Kurlanski for licensure. Motion passed with 3 in favor and 1 abstention (Dr. Meredith).

George Trachtenberg: Mr. Stewart moved and Dr. Corbin seconded to approve Dr. Trachtenberg for licensure. Motion passed unanimously.

Barry White: Mr. Stewart moved and Dr. Beaupain seconded to approve Dr. White for licensure. Motion passed unanimously.

COMPLAINT OFFICERS REPORT

Dennis Smith explained the complaint process. His presentation included confidentiality, initial review, purpose, and explained the process and conduct of the Board that should take place during presentations.

POD-025: Patient claims incorrect procedures were done in regards to treatment. Dr. Beaupain moved and Mr. Stewart seconded to dismiss the complaint with a letter of guidance to include consent forms, billing for post operative visits, and record keeping issues. Motion passed with 3 in favor and 1 abstention (Dr. Corbin). Mr. Stewart moved and Dr. Beaupain seconded to send a letter to the complainant regarding the function of the Board and answer questions she addressed that out of the Board's control. Dennis will draft the letter and send to the chair for approval and signature. The motion passed with 3 in favor and 1 abstention (Dr. Corbin).

POD-026: Complaint involves a billing issue in which the patient claims that he was asked to pay twice. The Podiatrist was away at the time and when he returned, he refunded the money. The complainant is satisfied with the result. Dr. Beaupain moved and Mr. Stewart seconded to dismiss the complaint based on no violation. Motion passed with 3 in favor and 1 abstention (Dr. Corbin).\

POD-027: Podiatrist first licensed in Maine on July 10, 2002 and the pharmacy inspector investigated and learned that non-narcotic (although very addictive) drugs were being prescribed in various pharmacies for the licensee. During the investigation the licensee admitted to writing the prescriptions. The licensee has since cancelled all prescriptions as of April 2003. He admits to writing prescriptions that are not in the scope of practice and is willing to resolve the issue but requests that no revocation or suspension be issued. The Board questions the amount of pills that were taken and would this be lethal? Could there be trafficking? There is no evidence of trafficking and the doctor admits to use by him and his wife. Dr. Beaupain moved to invite the licensee to an informal conference and bring his wife's medical records. Mr. Stewart seconded and the motion passed with 3 in favor and 1 abstention (Dr. Corbin). Dr. Beaupain moved to table this licensee's renewal until the issue is resolved and Mr. Stewart seconded. The motion passed unanimously.

CHAIRMAN'S REPORT

The Chair reviewed and reported on the status of June 30, 2003 renewals.

CORRESPONDENCE

There is a complaint that a licensee is advertising under physicians section of the yellow pages once again after the Board has sent him a letter saying not to. He has responded before and said that he has asked the publishers to take it out. The Board will write Dr. Gershman and ask him to get verification from Verizon that the issue has been resolved.

ADJOURNMENT

Mr. Stewart moved to adjourn the meeting. Dr. Beaupain seconded the motion. Motion passed. .

Respectfully submitted,
Diane Staples, Board Clerk