



JENNIFER M. GRANHOLM
GOVERNOR

STATE OF MICHIGAN
DEPARTMENT OF COMMUNITY HEALTH
LANSING

JANET OLSZEWSKI
DIRECTOR

MICHIGAN BOARD OF OSTEOPATHIC MEDICINE & SURGERY JUNE 12, 2008 MEETING

APPROVED MINUTES

In accordance with the Open Meetings Act, 1976 PA 267, as amended, the Michigan Board of Osteopathic Medicine and Surgery met in regular session on June 12, 2008 at the Ottawa Building, 611 W. Ottawa Street, Upper Level Conference Center, Conference Room 3, Lansing, Michigan.

CALL TO ORDER

Douglas P. Vanator, D.O., Chairperson called the meeting to order at 9:06 a.m.

Members Present:

Kathleen Carney, Public Member
Dennis Dobritt, D.O.
Gale Easton, P.A.
Vincent Granowicz, D.O.
Barry C. Kane, Public Member (arrived at 9:09 a.m.)
Charles Kelly, D.O.
Paulette Lindberg, Public Member
Sylvia Mustonen, D.O.
Steven Acker, D.O., Vice Chairperson (arrived at 9:11 a.m.)
Douglas Vanator, D.O., Chairperson

Staff Present:

Brooke Parmalee, Secretary
Rae Ramsdell, Director, Licensing
Karen Carpenter, Analyst, Health Regulatory Division
Lidia McGee, Analyst, Health Regulatory Division
Amy Rosenberg, Assistant Attorney General
Ray Garza, Director, Health Regulatory Division

Members Absent:

William Cunningham, D.O.

Others Present:

Cynthia Burg
Robert J. Jenkins, Assistant Attorney General
(arrived at 10:35 a.m.)
Tim Andrews, Manager, Program Operations
Danielle Burk, Analyst, Health Regulatory Division

APPROVAL OF MINUTES

MOTION by Granowicz, seconded by Easton to approve the April 3, 2008 meeting minutes as presented.

MOTION PREVAILED

APPROVAL OF AGENDA

MOTION by Kelly, seconded by Lindberg to approve the agenda with the following correction:

Under Regulatory Considerations add **B. Nicholas William Bartz, D.O. –
Petition for Reinstatement.**

MOTION PREVAILED

CHAIRPERSON'S REPORT

Vanator gave a report on the FSMB meeting in San Antonio. He indicated that it was quite a learning experience. Discipline and returning physicians to practice were the two highlights of the meeting. Physician qualification was also one of the topics discussed. Vanator mentioned that the issue of transparency was brought up and the FSMB felt that with proper transparency a lot of health care dollars could be saved by preventing multiple tests. However, the computerized health record format costs a great deal of money.

Vanator also informed the board that Freda Bush was elected treasurer of the organization.

OLD BUSINESS

None

NEW BUSINESS

A. Resolution for Edward Benson

The board recognized Benson for his service to the board. See Addendum #1.

MOTION by Kelly, seconded by Carney to accept the resolution of Edward Benson.

MOTION PREVAILED

B. Board and Disciplinary Resolutions – Ray Garza

The full board and DSC have passed resolutions in the past to assist the department with cases. Garza would like to update those resolutions. He would like to know whether the board would like the resolutions to continue, be revised, or be rescinded. The current master resolution for the full board dates back to 1994. Garza discussed the resolution and certain aspects that the department would like to modify and some additions, including a review date to keep the resolutions updated over time.

MOTION by Kelly, seconded by Granowicz to approve the amended master resolution as presented and rescind the old resolution.

Discussion followed.

MOTION PREVAILED

The Disciplinary Subcommittee resolution was discussed and recommendations were made to the DSC members regarding the resolution. There were specific questions regarding the discipline for failure to comply with CE requirements. Garza will bring information to the next meeting on how many licensees are sanctioned for not completing CE.

MOTION by Acker, seconded by Kelly to create an Operational Subcommittee to review the DSC resolution and bring their recommendations to the board. The committee will consist of the vice chair as the chair of that committee, along with one professional member and one public member.

MOTION PREVAILED

Acker, Mustonen and Kane are the three members of the Operational Subcommittee.

C. DSC Appointments

Vanator appointed Lindberg as the new chair of the DSC and appointed Carney as the vice chair.

REGULATORY CONSIDERATIONS

A. John Richard LeFevre, D.O. – Reconsideration of Final Order

MOTION by Granowicz, seconded by Acker to allow Respondent to retake and pass the COMVEX exam within 3 months in the matter of John Richard LeFevre, D.O. All other terms of the Final Order will remain the same.

Discussion followed.

MOTION WITHDRAWN

MOTION by Acker, seconded by Granowicz that Respondent pass the COMVEX exam with 6 months and continue to practice under supervision in the matter of John Richard LeFevre, D.O. All other terms of the Final Order shall remain in place. If Respondent does not pass the examination within the allotted time frame, the reinstatement of this license will be rescinded.

Discussion followed.

MOTION WITHDRAWN

MOTION by Dobritt, seconded by Kelly that Respondent enter into a board approved training program that is a minimum of 3 months long, and pass the COMVEX exam at the end of that training period in the matter of John Richard LeFevre, D.O. Respondent must complete this training program and pass the exam within one year. Once Respondent passes the COMVEX exam, his license will remain limited with general clinical supervision for a period of one year. After the end of the one year of supervision, Respondent must Petition for Reinstatement. The terms of probation will remain the same as stated in the original order.

If Respondent fails to complete the training program and pass the exam within one year, the matter will come back to the board for review.

Discussion followed.

A roll call vote followed: Yeas – Kane, Carney, Dobritt, Easton, Granowicz, Kelly, Lindberg, Mustonen, Acker, Vanator

MOTION PREVAILED

B. Nicholas William Bartz, D.O. – Petition for Reinstatement

MOTION by Kelly, seconded by Carney to grant reinstatement in the matter of Nicholas William Bartz, D.O. under the condition that Respondent pass the COMVEX within 6 months. Once Respondent passes the exam, he will be granted a limited license for a minimum of one year and be placed on probation for a period of one year. The terms of limitation and probation are as follows:

- 1) Respondent will be under direct on-site supervision with a board approved supervisor for a period of six months;
- 2) Upon successful completion of his direct on-site supervision, Respondent will have six months of general supervision;
- 3) Upon successful completion of the general supervision period, Respondent must petition for reclassification in order for the limitation to be removed from his license; and
- 4) Submission of quarterly supervisor reports.

If Respondent does not pass the exam, his license will remain revoked and Respondent must Petition for Reinstatement.

Discussion followed.

A roll call vote followed: Yeas - Kane, Carney, Dobritt, Easton, Granowicz, Kelly, Lindberg, Mustonen, Acker, Vanator

MOTION PREVAILED

PUBLIC COMMENT

Carpenter introduced Lidia McGee who will be the new analyst for the Board. William Hurth is the acting manager who has taken Robert Miller's place in the Health Regulatory Division.

Cynthia Burg made comments to the board regarding a complaint that she had filed which was closed without an investigation. She would like the department to reconsider her complaint and authorize it for an investigation.


ANNOUNCEMENTS

The next regularly scheduled meeting will be held on August 7, 2008, at the Ottawa Building, 611 W. Ottawa, Upper Level Conference Center, Conference Room 3, Lansing, MI.

ADJOURNMENT

MOTION by Acker, seconded by Mustonen to adjourn at 11:23 a.m.

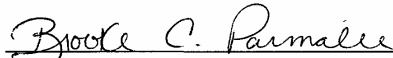
MOTION PREVAILED



Douglas P. Vanator, D.O., Chairperson

8-7-08

Date Minutes Approved



Brooke Parmalee, Secretary

6-12-2008

Date Minutes Prepared

ADDENDUM #1

