

BOARD MINUTES
MISSISSIPPI STATE BOARD OF MEDICAL LICENSURE
MAY 9, 2019

The regularly scheduled meeting of the Mississippi State Board of Medical Licensure was held on Thursday, May 9, 2019, in the Board Room of the Office of the Board located at 1867 Crane Ridge Drive, Jackson, Mississippi.

THE FOLLOWING MEMBERS WERE PRESENT:

J. Ann Rea, M.D., Columbus, President
David W. McClendon, Jr., M.D., Ocean Springs, Vice President
Charles D. Miles, M.D., West Point
C. Kenneth Lippincott, M.D., Tupelo
Kirk L. Kinard, D.O., Oxford
H. Allen Gersh, M.D., Hattiesburg
Daniel Edney, M.D., Vicksburg
Thomas Joiner, Jackson

ALSO PRESENT:

Stan T. Ingram, Complaint Counsel for the Board
Gloria Green, Special Assistant Attorney General
Kenneth Cleveland, Executive Director
Mike Lucius, Deputy Director
Anna Boone, Interim Director, Licensure Division
Leslie Ross, Director of Investigations
Kristin Wallace, Clinical Director of Physician Compliance
Jonathan Dalton, Investigations Supervisor
Frances Carrillo, Staff Officer
Major General (Ret.) Erik Hearon, Consumer Health Committee
Wesley Breland, Hattiesburg, Consumer Health Committee
Shoba Gaymes, Jackson, Consumer Health Committee

NOT PRESENT:

Michelle Y. Owens, M.D., Jackson, Secretary

The meeting was called to order at 9:19 a.m., by Dr. Rea, President. The invocation was given by Mr. Breland and the pledge was led by Maj. Gen. Hearon.

Dr. Rea introduced two new Board members starting today, she introduced Dr. Thomas Joiner and Dr. Daniel Edney. Ms. Gloria Green administered the Oath of Office

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to Dr. Joiner and Dr. Edney. Certificates of Board Commission were presented to Dr. Joiner and Dr. Edney by Ms. Emily Kruger, Office of Governor Phil Bryant.

A copy of the Oath of Office is attached hereto and incorporated by reference.

Dr. Rea recognized Dr Brunson, as a Board member for nine years, serving as President, Vice President and Secretary throughout his time with the Board. Dr. Rea read and presented to Dr. Brunson a Resolution of Appreciation.

A copy of the Resolution Appreciation is attached and incorporated by reference.

EXECUTIVE DIRECTOR REPORT

Dr. Cleveland provided a summary of the Licensure Division operations regarding licenses issued for the months of March and April 2019. He provided a summary of the Investigative Division operations regarding Investigations for the March and April 2019.

Dr. Cleveland reported speaking engagements and Presentations by the staff and himself to various groups throughout the State regarding the newly passed regulation and to promote the Board of Medical Licensure and its mission.

Dr. Cleveland provided a brief update in upgrading the Board's Software system with plans to go live scheduled for August 2019.

Dr. Cleveland summarized his attendance of the 2019 Federation of State Medical Board Annual Meeting. Discussion of Physician Sexual Misconduct, The Aging Physician, Artificial Intelligence and Opioid Prescribing.

Dr. Cleveland announced the date for the Board Retreat scheduled for Wednesday, August 14, 2019, to be held at the Westin in Jackson.

Dr. Cleveland reviewed accomplishments and performance of the Medical Board for the past year.

REVIEW AND APPROVAL OF MINUTES OF THE EXECUTIVE COMMITTEE MEETING DATED MARCH 20, 2019

Upon review of the minutes of the Board meeting dated March 20, 2019, Dr. Miles moved for approval of the minutes as submitted. Dr. McClendon seconded the motion and it carried unanimously.

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REVIEW AND APPROVAL OF MINUTES OF THE BOARD MEETING DATED MARCH 21, 2019

Upon review of the minutes of the Board meeting dated March 21, 2019, Dr. Gersh moved for approval of the minutes as submitted. Dr. Miles seconded the motion and it carried unanimously.

DR. KINARD ARRIVED AT 9:42 AM

REVIEW AND APPROVAL OF MINUTES OF THE BOARD MEETING REGARDING BEST HOSPICE CARE DATED MAY 1, 2019

Upon review of the minutes of the Board meeting dated May 1, 2019, Dr. McClendon moved for approval of the minutes as submitted. Dr. Miles seconded the motion and it carried unanimously.

REPORTS FROM COMMITTEES

Scope of Practice - Dr. Rea (Chair), Dr. Owens, Dr. Miles, Dr. Kinard, Dr. Gersh, Dr. McClendon, Mr. Breland, Ms. Gaymes

Dr. Miles advised there was no new information to report

Professionals Health Program - Dr. Lippincott (Chair), Dr. Gersh, Dr. Rea, Dr. Miles, Maj Gen (Retired) Hearon, Ms. Gaymes

Dr. Lippincott advised there was no new information to report.

Telemedicine | Interstate Licensure Compact - Dr. McClendon (Chair), Dr. Miles, Dr. Kinard, Dr. Lippincott, Maj Gen (Retired) Hearon, Mr. Lucius

Dr. McClendon advised there was no new information to report.

Licensees Education and Communication - Dr. Owens (Chair), Dr. McClendon, Dr. Gersh, Dr. Kinard, Dr. Rea, Dr. Lippincott, Mr. Breland, Ms. Gaymes, Mr. Lucius

Dr. Owens was not present to report.

Physician Assistant Advisory Task Force - Dr. McClendon (Chair), Dr. Kinard, Robert Philpot, Jr., PhD, PA-C, Joanna Mason, PA-C, Lauren English, Phyllis Johnson, Board of Nursing, Tristen Harris, PA-C, Leah Calder, PA-C, Gavin Nowell, Mr. Jonathan Dalton, Maj Gen (Retired) Hearon

Dr. McClendon advised there was no new information to report.

Rules, Regulation & Legislative - Dr. Miles (Chair), Dr. Gersh, Dr. Rea, Dr. Owens, Dr. Lippincott, Mr. Breland, Ms. Hope Ladner

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Dr. Miles advised the Committee met and discussed the proposed changes to the regulation, Part 2635 Chapter 5: Practice of Telemedicine, Rule 5.1 and 5.7.

Upon review of the proposed changes of the regulation, Dr. Rea moved for approval of the proposed changes as submitted. Dr. Kinard seconded the motion and it carried unanimously.

OTHER BUSINESS

Hope Ladner introduced State Representative, Mac Huddleston from Pontotoc, Mississippi to the Board. Mr. Huddleston is the Republican member of the House of Representatives representing the 15th district since 2008. Ms. Ladner provided a brief summary of Mr. Huddleston's Committee membership and past career. Mr. Huddleston was welcomed to the Board meeting.

REPORT FROM THE NOMINATING COMMITTEE

As chair of the Nominating Committee, Dr. Miles advised that the nomination committee met and reported the officers elected are: Dr. Rea, President, Dr. McClendon, Vice President and Dr. Owens, Secretary effective July 1, 2019.

FOR INFORMATIONAL PURPOSES FOR MICHAEL S. ZALESKI, D.P.M., HATTIESBURG, MS, PODIATRIC LICENSE NUMBER 80131

Dr. Zaleski was issued an Order of Prohibition on May 3, 2019.

STEPHANIE THOMAS, D.P.M., MISSISSIPPI PODIATRIC MEDICAL ASSOCIATION PRESENTATION

Dr. Thomas gave a brief overview of the scope of practice of podiatric medicine in the state of Mississippi.

DATES FOR THE NEXT EXECUTIVE COMMITTEE MEETING AND BOARD MEETING ARE SET FOR WEDNESDAY, JULY 17 AND THURSDAY, JULY 18, 2019

Dr. Rea requested the dates for the July Board meeting be changed to the 24th and 25th. After discussion the Board agreed to reschedule the meeting dates to Wednesday, July 24, 2019 and Thursday, July 25, 2019.

A motion was made by Dr. Rea, seconded by Dr. Lippincott and carried that the Board meeting be closed to discuss whether to enter into executive session to discuss a personnel matter.

A motion was made by Dr. Miles, seconded by Dr. Gersh and carried that the Executive Committee enter into executive session. Ms. Green announced that the

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Executive Committee would enter into executive session for the purpose of considering the performance review of the Executive Director.

Upon a motion by Dr. Gersh, seconded by Dr. Miles and carried, the Board Committee came out of Executive Session at which time Dr. Rea asked Dr. McClendon to report on its decision. Dr. McClendon advised the Board voted to give the Executive Director of the Mississippi State Board of Medical Licensure a raise.

ADDITIONAL BUSINESS

Dr. Cleveland made a request to set a special hearing to be scheduled for Monday, May 20, 2019 at 10:00 am.

Mr. Ingram advised the specially called meeting may not take place as this is action taken on an emergency basis based upon emergency suspension of licenses against two physicians by the Medical Board of Arkansas. Expectation is that both physicians will request for a continuance to resolve the initial action taken by the Arkansas Medical Board suspending their licenses.


If the physicians desire a hearing within 15 days as provided by law, the Board must convene a quorum.

BOARD RECESSED AT 10:55 AM, BOARD RETURNED AT 12:03 PM

REVIEW AND APPROVAL OF MINUTES OF THE BOARD MEETING PERTAINING TO A PERSONNEL MATTER DATED MAY 9, 2019

Upon review of the minutes pertaining to a personnel matter of the Board dated May 9, 2019, Dr. Miles moved for approval of the minutes as submitted. Dr. Edney seconded the motion and it carried unanimously.

ADJOURNMENT -There being no further business, the meeting adjourned at 12:05 pm.



Jeanne Ann Rea, M.D.
President

Minutes taken and transcribed
By Frances Carrillo
Staff Officer
May 9, 2019