



Fields of Opportunities

# STATE OF IOWA

TERRY BRANSTAD, GOVERNOR  
KIM REYNOLDS, LT. GOVERNOR

IOWA BOARD OF MEDICINE  
MARK BOWDEN, EXECUTIVE DIRECTOR

## IOWA BOARD OF MEDICINE REGULARLY SCHEDULED MEETING: July 9-10, 2015

### A G E N D A<sup>1, 2, 3, 4, 5</sup>

**BOARD MEMBERS:** Hamed Tewfik, M.D., Chairperson; Allison Schoenfelder, M.D., Vice Chairperson; Ronald Cheney, D.O., Secretary; Julie Carmody, M.D.; Diane Clark; Diane Cortese; Mary Jo Romanco; Kyle Ulveling, M.D.; Charles Wadle, D.O.

#### **THURSDAY, JULY 9, 2015**

7:30 a.m.           **EXECUTIVE COMMITTEE** – Medical Conference Room B  
Chair Tewfik, Cheney, Clark, Schoenfelder

8:00 a.m.           **SCREENING COMMITTEE** – Board Room  
Chair Carmody, Cortese, Romanco, Ulveling, Wadle

9:00 a.m.           **MONITORING COMMITTEE** – Board Room  
Chair Schoenfelder, Cheney, Ulveling, Wadle

9:00 a.m.           **LICENSURE COMMITTEE** - Medical Conference Room B  
Chair Clark, Carmody, Cortese, Romanco, Tewfik

**OPEN SESSION** - Board Room  
Chair Tewfik, Carmody, Cheney, Clark, Cortese, Romanco, Schoenfelder, Ulveling, Wadle

**CLOSED SESSION**<sup>1</sup> - Board Room  
Chair Tewfik, Carmody, Cheney, Clark, Cortese, Romanco, Schoenfelder, Ulveling, Wadle

#### **LUNCH BREAK**

**CLOSED SESSION**<sup>1</sup> - Board Room

Chair Tewfik, Carmody, Cheney, Clark, Cortese, Romanco, Schoenfelder, Ulveling, Wadle

**OPEN SESSION - Board Room**

Chair Tewfik, Carmody, Cheney, Clark, Cortese, Romanco, Schoenfelder, Ulveling, Wadle

**CLOSED SESSION<sup>1</sup> - Board Room**

Chair Tewfik, Carmody, Cheney, Clark, Cortese, Romanco, Schoenfelder, Ulveling, Wadle

**OPEN SESSION - Board Room**

Chair Tewfik, Carmody, Cheney, Clark, Cortese, Romanco, Schoenfelder, Ulveling, Wadle

**A. Unlicensed Practice of Medicine Cases**

1. Yen Nguyen
2. Lori Reams Parrish

**B. Vote on Closed Session Cases**

**FRIDAY, JULY 10, 2015**

8:00 a.m. -

**OPEN SESSION - Board Room**

Chair Tewfik, Carmody, Cheney, Clark, Cortese, Romanco, Schoenfelder, Ulveling, Wadle

**CLOSED SESSION<sup>1</sup> - Board Room**

Chair Tewfik, Carmody, Cheney, Clark, Cortese, Romanco, Schoenfelder, Ulveling, Wadle

**OPEN SESSION - Board Room**

Chair Tewfik, Carmody, Cheney, Clark, Cortese, Romanco, Schoenfelder, Ulveling, Wadle

**A. Vote on Closed Session Cases**

9:00 a.m. -

**OPEN SESSION/PUBLIC MEETING<sup>3,5</sup> - Board Room**

Chair Tewfik, Carmody, Cheney, Clark, Cortese, Romanco, Schoenfelder, Ulveling, Wadle

**A. Roll-call to establish quorum; acknowledge absent Board members**

**B. Opportunity for public comments<sup>5</sup>**

**C. Board Minutes for Consideration of Approval**

1. May 14-15, 2015, meeting (Open & Closed sessions)
2. June 4, 2015, teleconference (Open & Closed sessions)
3. June 25, 2015, teleconference (1) (Open & Closed sessions)
4. June 25, 2015, teleconference (2) (Open & Closed sessions)
5. June 29, 2015, teleconference (Open & Closed sessions)

**D. Chair's Report**

**E. Executive Director's Report**

**F. FY2016 budget**

**G. 2015 Legislation**

1. Interstate Medical Licensure Compact: Board appointment of 2 commissioners for Compact Commission.

**H. FY2016 Regulatory Plan**

**I. Judicial Review/Legal Update**

1. Planned Parenthood of the Heartland and Jill Meadows v. BOM. Supreme Court determines Board's standard of practice rule for medical abortion is unconstitutional.
2. Smoker v. Board of Medicine, No. 14-1259. Appeals Court affirms Board's motion to dismiss claims for drug-screening expenses.
3. Butt v. BOM, No. CVCV04557. District Court upholds Board's decision to suspend physician's license.
4. Putney v. BOM – (challenging Cease and desist order) was dismissed by Putney and now is over after she obtained licensure as mental health counselor.
5. Rabi v. BOM (challenging contested case decision) – Briefing and oral argument held on motion to stay. Court denied Rabi's request for a stay. Awaiting briefing schedule.
6. Rabi v. BOM – (challenging decision not to redact witness names) Will be filing answer on board's behalf. Then awaiting briefing schedule.
7. Risk v. BOM – (challenging Board's denial of his request for rehearing) Will be filing answer on board's behalf. Then awaiting briefing schedule.

**J. Electronic Death Registration System**

**K. Iowa Physician Health Committee/Program**

1. Program update

**L. Reports & Articles**

1. *Personalized Technology Will Upend Doc-Patient Relationship*, Sundar Subramanian, Carl Dumant, Christoph Dankert, Harvard Business Review, June 19, 2015.
2. *Risks Are High at Low-Volume Hospitals*, Geoff Doughery, Steve Sternberg, US News and World Report, May 18, 2015.

3. *The challenge of evidence-based medicine to the new physician*, Brian J. Secemsky, M.D., LeadDoc, May 31, 2015.
4. *UIHC launches virtual clinic service for Iowans*, Jeff Charis-Carlson, Iowa City Press Citizen, May 28, 2015.

#### **M. Licensure**

### **LUNCH BREAK**

#### **CLOSED SESSION<sup>1</sup> - Board Room**

Chair Tewfik, Carmody, Cheney, Clark, Cortese, Romanco, Schoenfelder, Ulveling, Wadle

#### **OPEN SESSION - Board Room**

Chair Tewfik, Carmody, Cheney, Clark, Cortese, Romanco, Schoenfelder, Ulveling, Wadle

#### **A. Vote on Closed Session Cases**

### **ADJOURN**

If there is no further business to conduct, the chairperson will declare the meeting adjourned.

*(1) The confidential matters listed on the agenda may concern medical records on the condition, diagnosis, care or treatment of a patient or investigation reports and other investigative information which are privileged and confidential under the provisions of Sections 22.7(2) and 272C.6(4), of the 2015 Code of Iowa. These matters constitute a sufficient basis for the Board to consider a closed session under the provisions of Section 21.5(1)(a), (c), (d), (f) and (g) of the 2015 Code of Iowa. These sections provide that a governmental body may hold a closed session only by affirmative public vote of either two-thirds of the members of the body if all present, or all of the members present if not all members are present at the meeting to review or discuss records which are required or authorized by state or federal law to be kept confidential, to discuss whether to initiate licensee disciplinary investigations or proceedings and to discuss the decision to be rendered in a contested case conducted according to the provisions of Chapter 17A.*

*(2) Hearings may be closed at the discretion of the licensee, according to Section 272C.6(1) of the Code of Iowa 2015.*

*(3) Public agenda materials are available via e-mail. Public sessions are recorded and available via CD upon request. Contact [Alicia.Hill@iowa.gov](mailto:Alicia.Hill@iowa.gov).*

*(4) The Iowa Board of Medicine may address agenda items out of sequence to accommodate persons appearing before the Board or to aid in the efficiency or effectiveness of the meeting.*

*(5) At this time, members of the audience may address the Board for a period not to exceed 5 minutes. The Board reserves the right to reduce this time based on the number wishing to speak. If a member of the public wishes to address the Board with the intention of getting a Board decision at the meeting, the individual should request permission to be on the Board agenda. Written requests are due in the Board office at least 14 days in advance of the meeting.*

**The next scheduled Board meeting is Thursday and Friday, August 27-28, 2015, at 400 SW Eighth Street, Suite C, Des Moines, Iowa 50309.**

*If you require the assistance of auxiliary aids or services to participate in/or attend the meeting because of a disability, please call our ADA Coordinator at (515) 281-5604. If you are hearing impaired, call Relay IA TTY at 1-800-735-2942.*