



## **Arizona Regulatory Board of Physician Assistants**

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### **DRAFT MINUTES FOR REGULAR SESSION MEETING Held on Wednesday, May 23, 2012 9535 E. Doubletree Ranch Road - Scottsdale, Arizona 85258**

#### **Board Members**

Geoffrey W. Hoffa, M.S., P.A.-C, Chair  
Carole A. Crevier  
Sheldon G. Liechty, P.A.-C  
Lesley A. Meng, M.D.  
Gary A. Smith, M.D., F.A.A.F.P.  
Jacqueline Spiegel, P.A.-C.  
Patrick J. Van Zanen  
Peter C. Wagner, D.O.  
Kelli M. Ward, D.O., M.P.H., F.A.C.O.F.P.  
Myles A. Whitfield, P.A.-C

#### **CALL TO ORDER**

PA Hoffa called the meeting to order at 1:00 p.m.

#### **ROLL CALL**

The following Board members were present: Ms. Crevier, PA Hoffa, PA Liechty, Dr. Meng, PA Spiegel, Mr. Van Zanen, Dr. Wagner, Dr. Ward, and PA Whitfield. The following Board member was absent: Dr. Smith.

#### **CALL TO THE PUBLIC**

Individuals who spoke during the call to the public appear beneath the case referenced.

#### **EXECUTIVE DIRECTOR'S REPORT/PA RULES UPDATE**

Lisa Wynn, Executive Director, reported that in March 2012, an oral proceeding was held regarding the Draft PA Rules. Ms. Wynn stated that the Draft Rules were posted to the Board's website in an effort to solicit public comment and that the Agency actively reached out to associations and met with stakeholders to obtain feedback on the Draft Rules. Ms. Wynn thanked Ms. Crevier for reviewing the Draft Rules and providing helpful feedback. She stated that the Agency is currently in the process of assembling the necessary documents to submit with the Draft Rules to the Governor's Regulatory Review Council (GRRC) and that a hearing will later be held by GRRC for review and consideration of the Final Draft Rules. Ms. Wynn stated that both the national and Arizona PA associations reported regulatory changes that will take effect in 2014. Ms. Wynn stated it was discussed with the associations that accommodations would be made for any regulatory changes that occur at that time. She informed the Board that the PA Rules will be moving forward and that, dependent upon when GRRC considers the Final Draft Rules, she anticipates the PA Rules to be in place within the next several months.

#### **CHAIR'S REPORT**

PA Hoffa stated that along with the help of the American Academy of PAs, the Board is currently being considered for recognition as a fellow participant by the Federation of State Medical Boards.

#### **LEGAL ADVISOR'S REPORT**

Jennifer Boucek, Assistant Attorney General, reported that there are currently no pending Formal Hearing cases.

#### **SPECIAL ELECTION OF VICE CHAIR**

PA Hoffa instructed the Board members to elect a Vice Chair for the coming year and opened the floor for nominations. PA Hoffa nominated PA Whitfield for Vice Chair and the Board members were in agreement with the nomination.

**MOTION: PA Hoffa moved to elect PA Whitfield as the Board's Vice Chair by acclamation.**

**SECOND: Dr. Wagner**

**VOTE: 9-yay, 0-nay, 0-abstain, 0-recuse, 1-absent.**

**MOTION PASSED.**

#### **RECORDING OF BOARD MEETINGS**

PA Hoffa informed the Board that the Arizona Medical Board (AMB) has moved to operations that will include having video and audio recordings of its board meetings. Ms. Wynn explained that legislation was passed during the latest legislative session that resulted in a number of statutory changes for the AMB including the burden of proof, the elimination of the AMB's ability to

adjudicate anonymous complaints, and a requirement for the AMB to audio record its meetings. She stated that with the help from James Gentile, Chief Information Officer, and the IT Team, it was determined that the meetings will be audio and video recorded beginning with the AMB's April 4, 2012 meeting.

Ms. Wynn informed the Board that the Agency has contracted with a service that will enable live streaming as well as archiving of the board meeting recordings on the Board's website. She stated that because the meetings are recorded, the AMB's minutes will be very concise and only include the motions and votes of the Board. Ms. Wynn stated that because both the Board and the AMB share the same meeting room, the Board has the option of recording its meetings as well. PA Whitfield questioned the costs associated with the meeting recordings. Ms. Wynn stated that the AMB was not appropriated any additional funds in the legislation and that the money will come from the Agency's budget. She reported that the Agency does not anticipate any operational hardship as a result of the costs.

**MOTION: Ms. Crevier moved for the Board to be consistent with the AMB and record its meetings.**  
**SECOND: PA Whitfield**

Ms. Wynn clarified that Executive Sessions will not be recorded, and that any special meetings will be audio recorded in which cases are considered by the Board, such as summary action meetings.

**VOTE: 9-yay, 0-nay, 0-abstain, 0-recuse, 1-absent.**  
**MOTION PASSED.**

#### **BOARD MEMBER RECOGNITION**

PA Hoffa recognized Joan Reynolds, M.M.S., P.A.-C, for her nine years of service on the Board. PA Hoffa noted that PA Reynolds is the former President of the Arizona State Association of PAs, that she has been a long-time elected delegate to the American Academy of PAs in the House of Delegates, and that she had previously received the Arizona PA of the Year Award. PA Hoffa stated that he personally had the pleasure of working with PA Reynolds while employed at Mayo Clinic where she served as head of the PA Leadership Society. PA Hoffa on behalf of the Board, expressed profound gratitude for PA Reynolds' service as the Board's Chairwoman for the past five years. PA Hoffa presented PA Reynolds with a plaque as a gift in appreciation for her service to the State of Arizona and the PA profession, and as a symbol of good work and contribution to women in leadership.

PA Reynolds stated that this has been an incredible journey for her, and that she has been blessed to have had the opportunity to work with such dedicated and professional people. She noted that she was the first woman to serve as Board Chair, which she stated was both challenging and rewarding. PA Reynolds noted that during her time served as a Board member, Board staff was extremely supportive, helpful, and professional. She thanked Chris Banyas, Board Operations Manager, and stated that she had been beyond helpful over the years. She also thanked Ms. Wynn and stated that she raised the bar as the Executive Director and has done a great job with the Board and Agency. PA Reynolds thanked her colleagues for their wisdom and gave her best to the new Board members and to those that continue to serve on the Board.

#### **APPROVAL OF MINUTES**

**MOTION: Ms. Crevier moved to approve the February 29, 2012 Regular Session Meeting.**  
**SECOND: Dr. Ward**  
**VOTE: 7-yay, 0-nay, 2-abstain, 0-recuse, 1-absent.**  
**MOTION PASSED.**

Dr. Ward informed the Board and its staff that she had obtained additional credentialing and that she is currently a fellow of the Association of Osteopathic Directors and Medical Educators.

#### **ADVISORY LETTERS**

**MOTION: Dr. Ward moved to issue an Advisory Letter in item numbers 1-7.**  
**SECOND: Ms. Crevier**  
**VOTE: 9-yay, 0-nay, 0-abstain, 0-recuse, 1-absent.**  
**MOTION PASSED.**

NO.	CASE NO.	PHYSICIAN ASSISTANT	LIC. #	RESOLUTION
1.	PA-11-0106A	ANDREW R. PORTER, P.A.	3114	Issue an Advisory Letter for inadequate medical records. This matter does not rise to the level of discipline.

JLM spoke during the call to the public.

NO.	CASE NO.	PHYSICIAN ASSISTANT	LIC. #	RESOLUTION
2.	PA-11-0111A	AARON T. CLARE, P.A.	4530	Issue an Advisory Letter for failure to document allergies and for ordering medication to which a patient claimed an adverse reaction. This matter does not rise to the level of discipline.
3.	PA-11-0130A	KAREN A. HAUSER, P.A.	3202	Issue an Advisory Letter for prescribing sulfacetamide to a patient with a documented sulfa allergy. This matter does not rise to the level of discipline.

NO.	CASE NO.	PHYSICIAN ASSISTANT	LIC. #	RESOLUTION
4.	PA-11-0082A	DONALD R. SEIDEL, P.A.	2042	Issue an Advisory Letter for inadequate medical records. This matter does not rise to the level of discipline.
5.	PA-11-0141A	JAMES P. COMBS, P.A.	1524	Issue an Advisory Letter for failing to perform an EKG on a patient with complaints of chest pain and difficulty breathing. This matter does not rise to the level of discipline.
6.	PA-11-0119A	TERESA L. RYAN, P.A.	1192	Issue an Advisory Letter for inadequate medical records. This matter does not rise to the level of discipline.
7.	PA-11-0113A	BILLIANA HARDY, P.A.	4870	Issue an Advisory Letter for failing to counsel a patient regarding bleeding complications associated with interaction between ibuprofen and warfarin. This matter does not rise to the level of discipline.

**REVIEW OF EXECUTIVE DIRECTOR DISMISSALS**

NO.	CASE NO.	PHYSICIAN ASSISTANT	LIC. #	RESOLUTION
1.	PA-11-0134A	MICHAEL G. LANGLEY, P.A.	2102	Uphold the dismissal.

**MOTION: Dr. Wagner moved to uphold the dismissal.**

**SECOND: PA Whitfield**

**VOTE: 9-yay, 0-nay, 0-abstain, 0-recuse, 1-absent.**

**MOTION PASSED.**

**OTHER BUSINESS**

NO.	CASE NO.	PHYSICIAN ASSISTANT	LIC. #	RESOLUTION
1.	PA-11-0129A	KEVIN M. DELGADILLO, P.A.	N/A	Approve the license application.

Marlene Young, Investigator, summarized that PA Delgadillo disclosed on his PA license application that he was previously subject to an administrative seizure by the U.S. Customs and Border Protection. Ms. Young stated that the incident occurred prior to PA Delgadillo receiving an unrestricted California PA license in 2008 and prior to him obtaining a DEA registration number. Ms. Young stated that PA Delgadillo reported to Board staff during the course of the investigation that he recalled prescribing antibiotics to a friend outside the clinic setting. PA Delgadillo told Board staff that the matter was brought to his supervising physician's attention and that he was counseled regarding the issue. Ms. Young informed the Board that PA Delgadillo currently holds an unrestricted California PA license with no reported disciplinary actions.

**MOTION: PA Whitfield moved to grant PA Delgadillo an Arizona PA license.**

**SECOND: Dr. Ward**

Dr. Wagner questioned how the issue regarding the prescribing of the antibiotic came to light. Ms. Young stated that it was not until after PA Delgadillo met with Board staff for an investigational interview that PA Delgadillo submitted correspondence indicating that he recalled the incident. Dr. Wagner noted that there were no disciplinary actions reported regarding PA Delgadillo's California license.

**VOTE: 9-yay, 0-nay, 0-abstain, 0-recuse, 1-absent.**

**MOTION PASSED.**

**MOTION: Dr. Ward moved to adjourn the meeting.**

**SECOND: Ms. Crevier**

**VOTE: 9-yay, 0-nay, 0-abstain, 0-recuse, 1-absent.**

**MOTION PASSED.**

The meeting adjourned at 1:26 p.m.



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Lisa S. Wynn, Executive Director