



Arizona Medical Board

9545 East Doubletree Ranch Road • Scottsdale, Arizona 85258

Home Page: <http://www.azmd.gov>

Telephone (480) 551-2700 • Fax (480) 551-2705 • In-State Toll Free (877) 255-2212

FINAL MINUTES FOR JOINT LEGISLATION AND RULES COMMITTEE MEETING Held on Wednesday, December 7, 2016 9545 E. Doubletree Ranch Road • Scottsdale, Arizona

Committee Members

Jodi A. Bain, Esq., Chair

R. Screven Farmer, M.D.

Robert E. Fromm, M.D., M.P.H.

A. CALL TO ORDER AND ROLL CALL

Jodi A. Bain, Esq., called the meeting to order at 12:10 p.m.

The following Committee members were present: Ms. Bain, Dr. Farmer and Dr. Fromm.

ALSO PRESENT

Present among Board staff include: Carrie Smith, AAG; Patricia E. McSorley, Executive Director; Kristina Fredericksen, Deputy Director;; James Gentile, Chief Information Officer; Mary Bober, Board Operations Manager; and Michelle Robles, Board Coordinator.

B. CALL TO THE PUBLIC

No individuals addressed the committee during the Call to the Public.

C. REVIEW, DISCUSSION AND RECOMMENDATIONS REGARDING AMB POLICY AND LEGISLATIVE AGENDA

Patricia E. McSorley, Executive Director, Jodi A. Bain, Esq., Chair

- Review, discussion and possible recommendations regarding potential amendments to Medical Practice Act

Committee members discussed the drafted revisions proposed at the December 1, 2016 meeting.

- A.R.S. § 32-1401 Definitions; A.R.S. § 32-1452 Substance abuse treatment and rehabilitation program; private contract; funding; license restrictions; immunity; A.R.S. § 32-1452.01 Mental, behavioral and physical health evaluation and treatment program; private contract; immunity

Ms. McSorley reported that the definition has been changed to reflect a better working definition of substance abuse. Ms. Bain suggested in subsection (D) of § 32-1452 change "stipulated order" to "consent

agreement” for consistency between statutes. Ms. McSorley stated that in § 32-1452 (f) the proposed change increases the options when a physician does relapse.

Ms. McSorley reported the proposed change allows harmonization between the statutes and allows the Board to have more options regarding handling of mental health and substance abuse cases.

- A.R.S. § 32-1402; Board; appointment; qualifications; term; removal; compensation; immunity

Ms. McSorley reported that the proposed revision to the language is would clarify statutory language to incorporate current Board practices on reimbursement for Board preparation.

- A.R.S. § 32-1405. Executive director; compensation; duties; appeal to the board

Ms. McSorley reported the proposed change in (C)(5) is intended to encompass the Substantive Policy Statement (SPS) that the Board adopted to clarify the circumstances under which the ED can grant licenses.

MOTION: Dr. Farmer moved for the Board to enter into Executive Session pursuant to A.R.S. § 38-431.03(A)(3).

SECOND: Dr. Fromm

VOTE: 3-yay, 0-nay, 0-abstain, 0-recuse, 0-absent.

MOTION PASSED.

The Board entered into Executive Session at 12:37 p.m.

The Board returned to Open Session at 12:48 p.m.

No legal action was taken by the Board during Executive Session.

Committee members discussed changes to the proposed draft language.

- A.R.S. § 32-1422. Basic requirements for granting a license to practice medicine; credentials verification

Ms. McSorley reported that this proposed revision removes the requirement for verification of hospital affiliation and expands the definition of medical employment required to be verified during the licensure process.

- A.R.S. §§ 32-1426 Licensure by endorsement; 32-1458 Reinstatement of revoked or surrendered license

Ms. McSorley reported that the proposed change would allow the Board to require applicants for reinstatement to take the Special Purpose Licensing Examination (“SPEX”).

- A.R.S. § 32-1438 Temporary licensure; requirements; fee

Ms. McSorley stated to obtain a temporary license; an applicant must apply simultaneously for a full license.

- o A.R.S. § 32-1451 Grounds for disciplinary action; duty to report; immunity; proceedings; board action; notice requirements

Ms. McSorley reported that the proposed change would allow the Board to recover administrative costs. Committee members discussed changes to the draft language.

MOTION: Dr. Farmer moved to table the meeting at 1:05 p.m.

SECOND: Dr. Fromm.

VOTE: 3-yay, 0-nay, 0-abstain, 0-recuse, 0-absent.

MOTION PASSED.

The meeting reconvened at 7:55 p.m.

Committee members confirmed with staff that the discussed revisions from earlier discussion were made with regards to statutes A.R.S. § 32-1405, A.R.S. §§ 32-1401 Definitions; 32-1452, A.R.S. § 32-1438 and A.R.S. § 32-1451 (W).

MOTION: Dr. Fromm moved to recommend the Committee's proposed statutory revisions to the Board.

SECOND: Dr. Farmer.

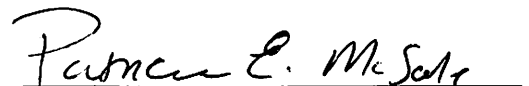
VOTE: 3-yay, 0-nay, 0-abstain, 0-recuse, 0-absent.

MOTION PASSED.

D. ADJOURNMENT

The meeting adjourned at 8:03 p.m.




Patricia E. McSorley, Executive Director