



OREGON MEDICAL BOARD *Report*

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Board adds three new members

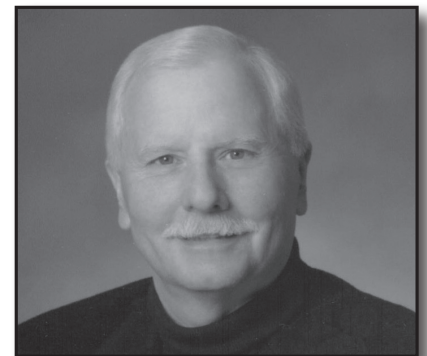
Dr. Donald Girard of Portland, Dr. Linda Johnson of Turner, and Dr. Ralph Yates of Portland began their service to the Oregon Medical Board earlier this year.

The Oregon Medical Board recently welcomed Donald E. Girard, MD, Linda B. Johnson, MD, and Ralph A. Yates, DO to the board. Drs. Johnson and Yates will serve three year terms, and Dr. Girard will fill an unexpired term ending in 2010. The new members were appointed by Governor Kulongoski and confirmed by the Oregon Senate.

Dr. Girard is a Professor of Medicine and Associate Dean for Graduate and Continuing Medical Education at Oregon Health & Science University School of Medicine. He has served on the OHSU faculty since 1975 and is engaged in patient care, teaching and academic pursuits.

Dr. Girard has also participated in professional organizations at the state and national levels. He is past president of the Medical Society of

Continued on page 3



New OMB Board members include (from top), Donald Girard, MD; Linda Johnson, MD; and Ralph Yates, DO.

INSIDE...

techMed to the Rescuepage 2

OHSU's Physician Re-Entry Program.....page 5

Licensing and Investigative Statistics.....pages 21 - 23

Oregon Medical Board

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techMed to the rescue!

by Carol Brandt

In January 2006, the Oregon Medical Board (OMB) began a complete overhaul of its database systems to ensure that the Board continues to complete licensing and renewal of licenses in a timely manner, investigates complaints that appear to be in violation of the Medical Practice Act, and monitors licensees under disciplinary action or probation.

The current system is more than 15 years old and is inadequate for case management activities. It also is unable to meet applicant, licensee and other customer expectations for services, such as online processing and payment for license renewals.

In April 2008, the Board signed a contract with GL Suite (GLS), a company from Bend, to create a system that will meet the above expectations and more. Board staff has worked tirelessly with GLS to create a clear vision of what is needed to efficiently manage cases and process licenses and renewal applications, along with bringing more convenience to the process by adding additional online options.

The estimated completion date is March 2009. At that time, the OMB will have a unified system that will allow Licensing and Investigations to work in a more cohesive manner and provide more fluidity between all OMB departments, while increasing our customer service levels and providing more opportunities for convenience. ♦



New Board Members

Continued from page 1

Metropolitan Portland, and is a past member of the Oregon Medical Association Executive Committee. He served four years as governor of the American College of Physicians' Oregon Chapter, and has participated in the College nationally. Dr. Girard is also president of the Association of Program Directors in Internal Medicine, and has been active in the Association of American Medical Colleges.

Outside of the medical field, Dr. Girard is an enthusiastic cyclist, and collector of antiquarian medical books.

Dr. Johnson is an emergency medicine physician who has been involved in both patient care and medical administration for many years. In emergency medicine, Dr. Johnson has had an opportunity to interface with nearly all specialties and a varied patient population. She has served as Medical Director of the Occupational Health Services Department at Portland Adventist Medical Center, and as Associate Area Medical Director for Occupational Health Services for the United States Postal Services.

Dr. Johnson is active on many boards and committees and presently serves as chairman of the Credentials Committee at Salem Hospital. She is a past member of the Board of Directors for Adventist Medical Center and the Medical Society of Metropolitan Portland.

Dr. Yates is a family physician and founder of Columbia Family Medical Associates, P.C., an independent primary care group. Dr Yates also serves as an Associate Clinical Professor of Family Medicine at Oregon Health & Science University.

Dr. Yates has an active family and sports medicine practice. He also serves as the team

physician for the Portland Winterhawks of the Canadian Hockey League, and for the University of Portland athletics program.

Dr. Yates has a personal interest in asthma, diabetes, and osteoporosis and has given more than 200 presentations to medical professionals.

He is vice chair for the American Diabetes Association Research Foundation and received their Award for Outstanding Community Service in 2000. Dr. Yates is also the founder of Summit to Surf, which has raised thousands of dollars to fight diabetes.

A chronic asthmatic, Dr. Yates has successfully raced in seven Ironman competitions. ♦

For more information
about the Oregon
Medical Board



Visit

www.oregon.gov/OMB

Or contact the
Oregon Medical Board

In the Portland area: 971-673-2700

Toll free: 1-877-254-6263

1500 S.W. First Ave., Suite 620
Portland, OR 97201

FAQs from the OMB

Once a month, four physicians and one public member of the Board meet for a full day to review complaints and investigations. The Investigative Committee, as it is called, makes recommendations to the Full Board. In an effort to clarify certain issues that have come up through the Investigative Committee, the OMB is offering some answers to frequently asked questions.

If you have other questions or issues you would like addressed, please contact the OMB and we would be happy to tackle the question in a future issue of the newsletter. Email us at omb.info@state.or.us or call us at (877) 254-6263.

Q. “Do I have to report a DUII conviction to the OMB?”

A. Yes, within 10 days.

Q. “May I prescribe medication to my spouse or family member when her/his physician is unavailable?”

A. Yes, IF

- You don't make it a habit, AND
- You evaluate and chart your workup of her/him just like any other patient, AND
- It's not for a scheduled drug.

Q. “May I prescribe medication for myself when my physician is unavailable?”

A. Remember the old adage: “The physician who treats him/herself has a fool for a patient.” Also keep in mind that it is not uncommon for pharmacies to call the OMB on these issues...

Q. “Our group just moved into a different office. Do I need to report the change of address to the OMB?”

A. Yes, within 30 days.

Q. “My P.A., who previously was granted privileges by the Board to do spinal taps, has gotten really good at doing them. Do I have to be right there when he/she does them?”

A. That would depend on the type of supervision originally put in place.

- If your Physician/PA authorization from the OMB says “Personal Supervision,” you have to be standing next to him or her during the procedure.
- If your authorization says “Direct Supervision,” you must be in the same building and able to help out within minutes.
- If your authorization says “General Supervision,” you do not need to be in the building, but you need to be available by telephone.

Changes to privileges are requested through and approved by the Physician Assistant Program at OMB. Remember, in all cases, you are personally responsible for everything your PA does.

Q. “How long do I have to wait after discharging a patient before I can date him/her?”

A. This is one of the tougher questions to answer, but the following are some general guidelines from which to start.

- If you're a psychiatrist: Forever. You may never date your patient.

Continued on page 19

OHSU Program Returns Physicians to the Work Force

by Cliff Collins

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Oregon Health & Science University may be a one-of-a-kind innovator nationally by realizing that returning previously trained doctors to the work force is a more efficient, economical approach to the physician shortage than training new graduates.

That's the theme behind OHSU's Physician Re-entry Program which was created to help address the state's need for doctors. The program takes its cue from Oregon Medical Board figures showing that approximately 1,000 doctors leave practice every two years.

An estimated several hundred physicians among that group have allowed their licenses to lapse. That number provides a potential pool of physicians who could become active again in patient care if they had the opportunity to refresh and update their knowledge and skills.

Some have let their licenses expire without realizing it, left practice for health or family reasons, or decided to return to practice after working in administrative medicine or research, or as a volunteer, said Elizabeth A. Bower, MD, assistant dean for continuing medical education and chairwoman of the retraining program.

Many doctors don't realize that if they do not practice for two years, they lose their license under

Oregon law, she explained. To re-enter practice, they are required to undergo retraining.

Richard Allen, MD, former assistant dean for graduate medical education, came up with the idea and thought the opportunity was there to help bolster the number of practicing physicians, said Donald E. Girard, MD, associate dean for graduate and continuing medical education in the OHSU School of Medicine. "Dick brought this forward, and it worked," he said.

Girard and Allen, each a past president of the Medical Society of Metropolitan Portland, worked with other area medical educators and the Oregon Medical Board to launch a pilot program in 2006. The Physician Re-entry Program now is managed by the School of Medicine's continuing medical education division.

The program has retrained and added seven physicians to the Oregon work force so far: three obstetrician-gynecologists, one internist-rheumatologist, one pediatric endocrinologist, one pediatrician and one family physician. Graduates include two men and five women, ranging in age from 40 to 65 years. All but one now is practicing in rural areas around Oregon.

Continued on page 20



Board Actions

October 15, 2007 to May 29, 2008

Disciplinary Orders

Reportable to the National Practitioner Data Bank (NPDB)

ALLISON, James Charles, PA; PA00232

Nyssa, Ore.

Licensee entered into an Interim Stipulated Order with the Board on November 1, 2007. In this Order Licensee agreed to withdraw from the practice of medicine pending the completion of the Board's investigation. This Order became effective on October 12, 2007, the date Licensee signed the Order. The Board approved this Order on November 1, 2007.

ALTER, Dale Newton, MD; MD20858

Albany, Ore.

The Board issued a Final Order on November 1, 2007. This Order affirmed the Board's May 10, 2007 Order of Emergency Suspension; revoked Licensee's Oregon medical license, and assessed the costs of the disciplinary proceedings.

AMES, Bruce Anthony, MD; MD23261

Central Point, Ore.

Licensee entered into an Interim Stipulated Order with the Board on November 1, 2007. In this Order Licensee agreed to withdraw from the practice of medicine pending the completion of the Board's investigation. This Order became effective on October 3, 2007, the date Licensee signed the Order.

BASKERVILLE, Mark John, MD; MD23614

Springfield, Ore.

Licensee and the Board entered into an Interim Stipulated Order on February 21, 2007. In this Order Licensee agreed to withdraw from the practice of medicine pending the conclusion of the Board's investigation into his ability to safely and competently practice medicine. This Order became effective on February 21, 2008, the date the Licensee signed the Order. The Board approved the Order on March 6, 2008.

BERANEK, Steven Ray, MD; MD24812

Salem, Ore.

Licensee entered into a Stipulated Order with the Board on January 10, 2008. In this Order Licensee surrendered his Oregon medical license while under investigation. Licensee also agreed to never re-apply for an Oregon medical license.

CAESAR, Richard Irwin, MD; MD12921

Eugene, Ore.

Licensee and the Board entered into an Interim Stipulated Order on March 27, 2008. In this Order Licensee agreed to withdraw from practice pending the conclusion of the Board's investigation into his competency to practice medicine.

COLEMAN, Randall Chaney, MD; MD11722

West Linn, Ore.

Licensee entered into an Interim Stipulated Order with the Board on December 6, 2007. In this Order Licensee agreed to practice only in an office or clinic based setting and not to perform any surgical procedures or deliveries. This Order will remain in effect until the

conclusion of the Board's investigation into his competency to practice medicine.

COOK, Robert Dale, MD; MD0734

Tualatin, Ore.

Licensee entered into an Interim Stipulated Order with the Board on April 11, 2008. In this Order Licensee agreed to obtain a multi-disciplinary evaluation within 30 days; abstain from the use of ethanol; submit to random urinalysis; not to perform any surgery pending review of the written evaluation report and determination by the Board. This Order remains in effect pending the resolution of the current investigation into Licensee's ability to safely and competently practice medicine.

CORSON, John Stadler, MD; MD06876

Medford, Ore.

Licensee entered into a Stipulated Order with the Board on January 10, 2008. In this Order Licensee agreed to retire his Oregon medical license while under investigation.

COWAN, Christopher Lee, MD; MD22737

Camas, Wash.

Licensee entered into an Interim Stipulated Order with the Board on March 6, 2008. In this Order Licensee agreed to withdraw from the practice of medicine pending the completion of the Board's investigation into his competency to practice medicine. This order became effective on March 4, 2008, the date Licensee signed the Order. The Board approved the Order on March 6, 2008.

DRUZDZEL, Maciejjanusz, MD; MD18563

Goldbeach, Ore.

Licensee entered into a Stipulated Order with the Board on January 11, 2008. In this Order, Licensee is placed on five years of probation with the following terms and conditions: quarterly Board reporting, enrollment in the Physicians Evaluation Education Renewal program (PEER), undertake and successfully complete additional training on pain management, obtain a primary care physician for his own routine medical care.

EDWARDS, Robert Norfleet, MD; MD14941

Klamath Falls, Ore.

The Board issued a Final Order on February 7, 2008. This Order revoked Licensee's Oregon medical license. Licensee was also assessed hearing costs.

ELDER, Terrance O'Dell, MD; MD18077

Myrtle Creek, Ore.

The Board issued a Default Final Order on December 6, 2007. This Order revoked Licensee's Oregon medical license.

GROBOVSKY, Laura Vanini, MD; MD22573

Johnson City, Tenn.

Licensee and the Board entered into a Stipulated Order on January 10, 2008. This order terminated Licensee's July 14, 2005 Final Order. This Order also reprimanded Licensee and imposed a fine and costs.

Continued on page 8

Board Actions

Continued from page 7

GROSS, Joel Alan, MD; MD23648

Lafayette, Calif.

The Board issued a Default Final Order on April 11, 2008. This Order revokes Licensee's Oregon medical license.

GROSSMAN, Charles Milton MD; MD03972

Portland, Ore.

Licensee entered into an Interim Stipulated Order with the Board on February 1, 2008. In this Order Licensee agreed not to prescribe benzodiazepines (Schedule IV) to patients whose treatment includes opioid therapy or patients who are reasonably suspected to be illegally using controlled substances or "street" drugs. This Order became effective on February 1, 2008, the date Licensee signed the Order. The Board approved the Order on February 7, 2007.

GUERREIRO, John Palma, MD; MD26933

Portland, Ore.

Licensee entered into an Interim Stipulated Order with the Board on April 25, 2008. In this Order Licensee agreed to the following terms pending the conclusion of the Board's investigation into Licensee's ability to safely and competently practice medicine: will not see/treat female patients 18 years or older without a clinically trained chaperone; have no social contact with female patients or their immediate family members outside of the clinical setting; and pre-approved practice settings by the Board's Medical Director. This

Order became effective on April 25, 2008, the date Licensee signed the Order. This Order was approved by the Board on May 8, 2008.

HARTFORD, James Thomas, MD; MD06231

Tigard, Ore.

Licensee entered into an Interim Stipulated Order with the Board on January 10, 2008. In this Order Licensee agreed not to examine or treat any female patients 10 years or older without having a female chaperone present. The chaperone shall be medically trained and shall not be a friend or relative of the patient. Licensee shall provide a copy of the Stipulated Order to any clinic where he works and to all chaperones. This Order will remain in effect pending the completion of the Board's investigation regarding Licensee's practice and health status.

JACKSON, Kathleen Anne, MD; MD17495

Cottage Grove, Ore.

Licensee entered into an Interim Stipulated Order with the Board on April 7, 2008. In this Order Licensee agreed to withdraw from practice pending the conclusion of the Board's investigation into her ability to safely and competently practice medicine. This Order became effective on April 7, 2008, the date Licensee signed the Order. This Order was approved by the Board on May 8, 2008.

JENKINS, Michael Hawley, MD; MD09397

Portland, Ore.

Licensee entered into a Stipulated Order with the Board on December 6, 2007. In this Order Licensee agreed to surrender his Oregon

medical license while under investigation. Licensee also agreed to never re-apply for an Oregon medical license.

KAY, William Norris, MD; MD24990

Ilwaco, Wash.

The Board issued an Amended Default Final Order on April 11, 2008. This Order amends Licensee's August 2, 2007 Default Final Order which revoked Licensee's Oregon medical license. The effective date of this revocation remains August 2, 2007.

LEE, Gilbert Brownell, MD; MD12003

Bend, Ore.

Licensee entered into a Stipulated Order with the Board on February 7, 2008. In this Order Licensee agreed to surrender his Oregon medical license while under investigation. Licensee was also reprimanded and agreed to never reapply for an Oregon medical license. This Order became effective on February 6, 2008, the date Licensee signed this Order. The Board approved this Order on February 7, 2008.

LEE, Thomas, MD; MD23594

Portland, Ore.

The Board issued an Order of Emergency Suspension on March 27, 2008. This Order suspends Licensee's Oregon medical license due to immediate concerns regarding his ability to safely and competently practice medicine.

LENTINI, Jerome Nicholas, MD; MD19171

Salem, Ore.

The Board issued a Final Order on April 11, 2008. This Order revokes Licensee's Oregon

medical license and assesses the costs related to his contested case hearing.

LUTY, Jeffrey Alexander, MD; MD18850

Portland, Ore.

Licensee entered into an Interim Stipulated Order with the Board on May 20, 2008. In this Order Licensee agreed to withdraw from practice pending the conclusion of the Board's investigation. The Board's Executive Director signed this Order on May 22, 2008.

MATTHEWS, James Michael, MD; MD16811

Sherwood, Ore.

Licensee entered into a Stipulated Order with the Board on May 8, 2008. In this Order Licensee agreed to the following terms: minimum of five years probation with quarterly reports to the Board; reprimand; no self-prescribing/medicating; may not have medication samples at any practice site; maintain compliance with the Health Professionals Program; remain under care of mental health professional; and terminates Licensee's May 8, 2007 Interim Stipulated Order.

MAUL, Casey Jacob, PA; PA00970

Reedsport, Ore.

Licensee entered into a Stipulated Order with the Board on May 8, 2008. This Order grants Licensee an active license status under the following conditions: Licensee must work under "General Supervision" as defined in OAR 847-050-0010(8)(b); Licensee may prescribe

Continued on page 10

Board Actions

Continued from page 9

medications only to patients seen in the course of his professional practice; Board approved supervising physicians must submit quarterly reports to the Board; Licensee shall meet in person with Board approved supervising physicians; may not prescribe for family and friends; must provide a copy of this Order to all supervising physicians.

MCCLUSKEY, Edward Alan, MD; MD18356 Gresham, Ore.

Licensee entered into a Stipulated Order with the Board on April 11, 2008. In this Order Licensee agreed to the following terms and conditions: 10 years probation with quarterly reports to the Board; reprimand; complete the Physician's Evaluation Education and Renewal Program (PEER) of the Oregon Medical Association within 24 months; course on medical ethics; Licensee may not supervise more than two physician assistants (PAs) at any one time and PAs must have documented post-graduate training or work experience in chronic pain management.

MITCHELL, Frederick Lee, MD; MD21015 Newberg, Ore.

Licensee entered into a Stipulated Order with the Board on April 11, 2008. In this Order Licensee surrendered his Oregon medical license while under investigation and agreed not to reapply for an Oregon medical License for a minimum of two years.

MOHAMMED, Mohammed Salah Eldin, MD; MD17525, Corvallis, Ore.

The Board issued a Default Final Order on April 11, 2008. This Order revoked Licensee's Oregon medical license and imposed a \$5,000 fine due within 30 days from the effective date of the Order.

NEITLING, Stanley Joseph, MD; MD13059 Tillamook, Ore.

Licensee entered into a Stipulated Order with the Board on May 8, 2008. In this Order Licensee agreed to surrender his Oregon medical license while under investigation.

NEWTON, William Lee, MD; MD17615 Salem, Ore.

The Board issued a Final Order on November 1, 2007. This Order revoked Licensee's Oregon medical license; however this revocation was stayed conditional upon Licensee's successful compliance with the terms of this Order. Licensee was reprimanded. Licensee was fined \$5,000 and assessed costs, not to exceed \$10,000, associated with his hearing. Licensee was placed on 10 years of probation with quarterly reports to the Board. Licensee must complete 50 hours of continuing medical education prior to beginning active practice. This Order also placed conditions on Licensee's practice should he ever decide to return to active practice in Oregon.

ORWICK, Kenneth Leroy, MD; MD11689 Lebanon, Ore.

Licensee entered into a Stipulated Order with the Board on April 11, 2008. In this order Licensee was placed on five years

probation; reprimanded; fined \$2,500; Licensee must complete the Physicians Evaluation, Education, and Renewal (PEER) program of the Oregon Medical Association within 24 months; Licensee shall not prescribe controlled substances (Schedule II's & III's) in excess of seven days for patients suffering from acute pain; Licensee must refer all of his patients suffering from chronic pain to other physicians for treatment of their chronic pain; and Licensee's practice is subject to no-notice inspections by Board staff to ensure compliance.

ROSS, Franklin Harvwy, MD; MD09961

Ashland, Ore.

- The Board issued an Order for Emergency Suspension on January 11, 2008. This Order immediately suspends Licensee's Oregon medical license due to the Board's immediate concerns regarding Licensee's ability to safely and competently practice medicine. This Order will remain in effect until otherwise ordered by the Board.
- The Board issued a Default Final Order on April 11, 2008. This Order revoked Licensee's Oregon medical license; imposed a reprimand; and a \$10,000 fine due within 90 days.

RUSSELL, Bruce Allen, MD; MD18733

Portland, Ore.

Licensee entered into a Stipulated Order with the Board on November 1, 2007. In this Order, Licensee agreed to surrender his Oregon medical license while under investigation. This Order also placed conditions on Licensee should he decide

to reapply for a Oregon medical license after the passage of two years.

SAKS, Seldon Keith, MD; MD15511

Tualatin, Ore.

The Board issued a Final Order on February 7, 2008. This Order reprimanded Licensee and fined him \$5,000 and assessed hearing costs. Licensee was also placed on 10 years of probation, with quarterly reports to the Board. Licensee is prohibited from ordering or performing diagnostic spinal ultrasound or nerve conduction studies. Licensee's medical license is suspended for 90 days, effective the date of this Order. Finally, licensee's billing records are subject to no-notice audits by Board staff.

SKOTTE, Daniel Mark, DO; DO13485

Sunriver, Ore.

- The Board issued an Amended Order of Emergency Suspension on October 16, 2007. This Order suspends Licensee's Oregon Medical license until otherwise ordered by the Board.
- Licensee entered into an Interim Stipulated Order with the Board on November 1, 2007. This Order terminated Licensee's October 16, 2007 Amended Order of Emergency Suspension and requires Licensee to voluntarily withdraw from the practice of medicine while the Board completes its investigation into his ability to safely and competently practice medicine.

Continued on page 12

Board Actions

Continued from page 11

VONBORSTEL, Robert Carsten, MD; MD22078

Lake Oswego, Ore.

Licensee entered into an Interim Stipulated Order on November 1, 2007. In this Order, Licensee agreed to withdraw from the practice of medicine pending the completion of the Board's investigation. This Order became effective on October 9, 2007, the date the Licensee signed the Order.

Voluntary Limitations

Voluntary Limitations are not disciplinary actions, but are reported to the National Practitioner Data Bank (NPDB).

STUBBS, Ervin Gene, MD; MD07745

Oregon City, Ore.

Licensee entered into a Voluntary Limitation with the Board on March 6, 2008. In this Order the Board agreed to reactivate Licensee's Oregon medical license under the condition that he limit his practice to clinical autism research only. This Order is not a disciplinary action.

Corrective Action Orders

Corrective Action Orders are not disciplinary actions, but are public orders issued with the goal of remediating problems in licensees' individual practices. They are not reported to the National Practitioner Data Bank (NPDB).

CLELAND-ZAMUDIO, Suzanne Sophia, MD;

MD21133, Portland, Ore.

Licensee entered into a Corrective Action Order with the Board on December 6, 2007.

In this Order, Licensee agreed to complete the Physicians Evaluation, Education and Renewal Program (PEER), complete a course on documentation, and will only perform thyroidectomies with an assistant who has experience in thyroid surgery. This Order is not a disciplinary action.

MASLONA, Andrew Rowe, MD; MD28259

Coos Bay, Ore.

Licensee entered into a Corrective Action Order with the Board on April 16, 2008. In this Order, Licensee agreed to remain in good standing with the Health Professionals Program and to obtain a practice mentor who shall provide quarterly progress reports to the Board. Licensee will provide a copy of this Order to the Medical Director of any health care facility where he is employed or where he provides medical care to patients. This is not a disciplinary action.

MAYS, Thelma Jean, MD; MD17458

Tualatin, Ore.

Licensee entered into a Corrective Action Order with the Board on January 10, 2008. In this Order Licensee agreed to not prescribe medications for herself or for family members and will maintain a complete and current medical chart on all patients. This is not a disciplinary action.

NELSON, Howard Andre, MD; MD25230

Vancouver, Wash.

Licensee entered into a Corrective Action Order on April 11, 2008. In this Order Licensee agreed not to self-prescribe

medications or prescribe medications to acquaintances or immediate family members without having first created an appropriate medical record, taken a health history, and obtained any appropriate consultation. This is not a disciplinary action.

Prior Orders Modified or Terminated

BRISTOL, Thomas Lindsey, MD; MD09602

Salem, Ore.

Licensee entered into an Order Modifying Stipulated Order with the Board on January 10, 2008. This Order modified Term 5.4 of Licensee's November 2, 2006 Stipulated Order. This modified term requires Licensee to have a chaperone present when examining or treating any female patient 10 years or older.

CULLEN, Edward Clark, MD; MD16629

Medford, Ore.

The Board issued an Order Terminating Stipulated Order on January 10, 2008. This Order terminated Licensee's July 22, 2003 Stipulated Order.

GILBERT, Judy Langdon, MD; MD12831

Scappoose, Ore.

The Board issued an Order Modifying Stipulated Order on January 10, 2008. This Order holds the terms of Licensee's January 13, 2006 Stipulated Order in abeyance while Licensee's Oregon license status is "retired." Should Licensee ever resume active medical practice in Oregon, the Stipulated Order will resume in full force and effect.

GOMBART, Augustin Karl, MD; MD08874

Roseburg, Ore.

The Board issued an Order Terminating Stipulated Order on December 6, 2007. This Order terminated Licensee's May 22, 2000 Stipulated Order under the condition that Licensee permanently retire his Oregon medical license.

HARDY, John Henry, MD; MD18862

Lake Oswego, Ore.

The Board issued an Order Modifying Stipulated Order on January 10, 2008. This Order holds the terms of Licensee's July 14, 2006 Stipulated Order in abeyance as long as Licensee's Oregon medical license remains in "Retired" status. Should Licensee resume the active practice of medicine in Oregon, this abeyance will be lifted and the Order will resume its full force and effect.

HILSINGER, Katherine Leigh, MD; MD20046

Klamath Falls, Ore.

The Board issued an Order Terminating Corrective Action Order on April 11, 2008. This Order terminates Licensee's October 11, 2007 Corrective Action Order.

HOLT, Thomas Jeffrey, MD; MD27113

Hermiston, Ore.

The Board issued an Order Terminating Corrective Action Order on January 10, 2008. This Order terminated Licensee's November 2, 2006 Corrective Action Order.

Continued on page 14

Board Actions

Continued from page 13

HUNTLEY, Sonia, MD; MD17343

Portland, Ore.

On March 6, 2008 the Board issued an Order Terminating Corrective Action Order. This Order terminated Licensee's January 11, 2007 Corrective Action Order.

JOHNSON, Susan Harrington, MD; MD17446

Portland, Ore.

The Board issued an Order Terminating Corrective Action Order on January 10, 2008. This Order terminates Licensee's February 3, 2005 Corrective Action Order.

JURLING, Owen David, AC; AC00926

Jacksonville, Ore.

The Board issued an Order Terminating Corrective Action Order on December 6, 2007. This Order terminates Licensee's December 7, 2006 Corrective Action Order.

KAUFMAN, Karen Lorraine, AC; AC01045

Astoria, Ore.

The Board issued an Order Terminating Corrective Action Order on April 11, 2008. This Order terminates Licensee's November 1, 2006 Corrective Action Order.

LONG, Eric William, MD; MD10871

Tualatin, Ore.

The Board issued an Order Terminating Stipulated Order on February 7, 2008. This Order terminated Licensee's February 6, 2003 Stipulated Order effective February 6, 2008.

MICK, Alfred Mark, MD; MD07530

Clackamas, Ore.

The Board issued an Order Terminating Stipulated Order on April 11, 2008. This Order terminates Licensee's April 17, 2003 Stipulated Order, effective April 17, 2008.

NYQUIST, Theodore Thorsten, MD; MD18091

McMinnville, Ore.

The Board issued an Order Terminating Corrective Action Order on May 8, 2008. This Order terminates Licensee's August 2, 2007 Corrective Action Order.

RAWLINGS, Phillip Ould, MD; MD26848

Eugene, Ore.

The Board issued an Order Terminating Interim Stipulated Order on March 14, 2008. This Order terminated Licensee's August 2, 2007 Interim Stipulated Order. This Order became effective on March 6, 2008, and was signed by the Board Chair on March 14, 2008.

SHIN, On Joong, AC; AC01046

Hillsboro, Ore.

The Board issued an Order Terminating Corrective Action Order on April 11, 2008. This Order terminated Licensee's January 1, 2007 Corrective Action Order.

WALDRON, Elizabeth Hunt, MD; MD17598

Corvallis, Ore.

The Board issued an Order Terminating Corrective Action Order on January 10, 2008. This Order terminated Licensee's January 11, 2007 Corrective Action Order.

Note: Copies of most Board Orders issued from 1998 to the present are available for viewing on the OMB website: www.oregon.gov/OMB. ♦

Oregon Administrative Rules

Rules proposed and adopted by the Oregon Medical Board.

Temporary Rules

First Review of permanent rules

The Board adopted this rule by temporary rule adoption on April 11, 2008, and approved the First Review of this rule at the same time. Rules approved by temporary rule adoption must follow the same procedure for regular rule adoption, by going through a First and a Final Review within the 180 days allowed by the temporary rule adoption procedure before being permanently adopted.

Acupuncturists

OAR 847-070-0016, Qualifications — Temporary adopted rule deletes reference to the date July 1, 1998 in the requirement that applicants for licensure by the alternate pathway must document five years of practice prior to July 1, 1998 and meet the curriculum's western medicine standards in place on July 1, 1998. Language change is to require applicants to meet western medicine standards in place at the time of their graduation.

Temporary Rules

First Review of permanent rules

The Board adopted this rule by temporary rule adoption on May 8, 2008, and approved the First Review of this rule at the same time. Rules approved by temporary rule adoption must follow the same procedure for regular rule adoption, by going through a First and a Final Review within the 180 days allowed by the temporary rule adoption procedure before being permanently adopted.

All Licensees

OAR 847-001-0030, Approval of Interim Stipulated Orders — Temporary adopted rule grants authority to Board's Executive Director to approve Interim Stipulated Orders (limitation on license), so that Orders may become public information and be released to hospitals and health care facilities, in the interest of protecting the public.

Proposed Rules

First Review

The Board discussed these rule proposals on First Review, and passed them to Final Review.

All Licensees

OAR 847-001-0030, Approval of Interim Stipulated Orders — Proposed rule grants authority to Board's Executive Director to approve Interim Stipulated Orders (limitation on license), so that Orders may become public information and be released to hospitals and health care facilities, in the interest of protecting the public.

OAR 847-005-0005, Fees — Proposed rule amendment increases the amount of the assessment for the Oregon Health Professionals Program, which is a proportion of the active registration fee.

OAR 847-008-0005, Registration Period; OAR 847-008-0036, Revoked or Suspended Status; OAR 847-008-0040, Process of Registration — Proposed rule amendments clarify and update language on annual and biennial renewal of license and add requirement to have form and fee in Board office and satisfactorily complete by last day of renewal period. Proposed rule adoption describes how the Board may Suspend or Revoke

Continued on page 16

Oregon Administrative Rules

Continued from page 15

the license of a licensee of the Board. The license status will reflect the disciplinary action.

OAR 847-010-0073, Reporting Incompetent or Impaired Licensees to the Board — Proposed rule amendment clarifies what constitutes an official action taken against a licensee that Board licensees and health care facilities must report to the Board per ORS 677.415. The rule amendment also states that a report to the Board’s Diversion Program (HPP) does not meet the reporting requirement—the report must be made to the Board’s Investigations Department, Medical Director, or Executive Director.

OAR 847-012-0000, Patient’s Access to Physician Medical Records — Amendment to the administrative rule conforms with Senate Bill 591 (2007), which increases the fees that can be charged to copy and mail patient records to a requester.

Physician and Podiatrist

OAR 847-008-0015, Active Registration; OAR 847-008-0018, Active-Military/Public Health Registration; OAR 847-008-0022, Teleradiology Registration; OAR 847-008-0023, Telemonitoring Registration; OAR 847-008-0037, Administrative Medicine — Proposed rules create a separate section for the Active – Military/ Public Health status and requires documentation of the licensee’s enlistment in the military prior to granting this status. Amended rules clarify that the reactivation process must be satisfactorily complete before a licensee can begin active practice in Oregon.

OAR 847-015-0030, Written Notice Disclosing the Procedure, Alternatives, Risks and Questions (PARQ) Conference with Prescribed or Administered Controlled Substances for the Treatment of Intractable Pain — Proposed rule amendment brings the language used in OAR 847-015-0030 in line with changes made to ORS 677.470-485 as a result of SB 880 (2007), changing reference from “Material Risk Notice” to “Procedure, Alternatives, Risks and Questions (PARQ) Conference” document.

Physician

OAR 847-017-0010, Patient Safety — Proposed rule amendment adds the Oregon Society of Oral Maxillofacial Surgeons (OSOMS) to the list of Board recognized accrediting organizations, and adds an allowance for licensees who hold a MD/ DO degree as well as a DDS/DMD degree and who are active members of the OSOMS to perform maxillofacial procedures under the administrative rules of the Oregon Board of Dentistry, OAR Chapter 818, Division 026.

OAR 847-020-0140, Limited License, Medical Faculty, and Limited License, Visiting Professor; OAR 847-020-0160, Letters and Official Grade Certifications to be Submitted for Licensure; OAR 847-020-0170, Written Examination — Proposed rule amendments clarify 1) that an applicant for a Limited License, Medical Faculty must have practiced medicine for at least four years, and 2) that continuous postgraduate training which would qualify an applicant for a waiver of the 7-year requirement to pass all Steps of the USMLE examination or all Levels of the NBOME examination must be approved by the Board.

Physician and Physician Assistant

OAR 847-050-0037, Supervision — Proposed amendment to the administrative rule specifies that physicians who have restrictions upon or actions against their license may be investigated prior to approval or may be denied approval as a supervising physician, and that the Board may defer taking action upon a request for approval as a supervising physician pending the outcome of the investigation of the physician.

Acupuncturist

OAR 847-070-0005, Definitions; OAR 847-070-0016, Qualifications — Proposed rule changes 1) establish attempt limits for the National Certification Commission for Acupuncture and Oriental Medicine (NCCAOM) acupuncture certification exams and 2) delete reference to the date July 1, 1998 in the requirement that applicants for licensure by the alternate pathway must a) document five years of practice prior to July 1, 1998 and b) meet the curriculum's western medicine standards in place on July 1, 1998. Proposed language change is to require applicants to meet western medicine standards in place at the time of their graduation.

Podiatrist

OAR 847-080-0010, Requirements for licensure; OAR 847-080-0018, Endorsement, Competency Examination and Personal Interview — Proposed rules change the requirement regarding the date after which podiatric physician applicants must pass Part III of the National Board of Podiatric Medical Examiners (NBPME) examination to be eligible for licensure, from taking the exam on or after 01/01/1987 to graduation on or after 01/01/2001. The rule amendment also adds two waivers for the

requirement to take NBPME Part III: licensure in another state and board certification.

Emergency Medical Technician

OAR 847-035-0030, Scope of Practice — Proposed rule amendment specifies that EMT-Intermediates (EMT-Is) may administer analgesics for acute pain only.

Proposed rule amendment adds the administration of Lidocaine as an intraosseous infusion anesthetic under the EMT-Intermediate (EMT-I) scope of practice.

Adopted Rules

Final Review

All Licensees

OAR 847-010-0073, Reporting Incompetent or Impaired Licensees to the Board — Adopted amendments to OAR 847-010-0073 were drafted to reflect statutory changes to ORS 677.415, as the result of SB 337 becoming law on July 17, 2007 when the Governor signed the bill.

OAR 847-020-0155, State and Nationwide Criminal Records Checks, Fitness Determinations

— Adopted rule amendment adds requirement that licensees reactivating their license submit a fingerprint card to determine their fitness to practice. Current rule regarding criminal records checks includes applicants for initial licensure, licensees renewing their license, and licensees under investigation.

Physician and Podiatrist

OAR 847-008-0037, Administrative Medicine; OAR 847-008-0055, Reactivation from Locum Tenens/Inactive/Emeritus/Active-Military

Continued on page 18

Oregon Administrative Rules

Continued from page 17

to Active/Locum Tenens Status — Adopted rule amendments add podiatric physicians to the Administrative Medicine status and delete a requirement for reactivation of licensure that corresponds with a previous administrative rule amendment regarding streamlining of initial licensure.

OAR 847-008-0015, Active Registration; OAR 847-008-0018, Active-Military/Public Health Registration; OAR 847-008-0022, Teleradiology Registration; OAR 847-008-0023, Telemonitoring Registration; OAR 847-008-0037, Administrative Medicine Adopted rules create a separate section for the Active — Military/Public Health status and require documentation of the licensee's active duty in the military prior to granting this status. Adopted rules clarify that the reactivation process must be satisfactorily complete before a licensee can begin active practice in Oregon.

OAR 847-015-0030, Written Notice Disclosing the Material Risks Associated with Prescribed or Administered Controlled Substances for the Treatment of Intractable Pain — Adopted rule amendment brings the language used in OAR 847-015-0030 in line with changes made to ORS 677.470-.485 as a result of SB 880 (2007).

Physicians

OAR 847-005-0005, Fees; OAR 847-010-0060, Limited License, Special, Limited License, SPEX/COMVEX, and Limited License Postgraduate; OAR 847-010-0064, Limited License, SPEX/COMVEX; OAR 847-010-0070, Competency Examination; OAR 847-020-0183, SPEX

or COMVEX Examination and Personal Interview; OAR 847-023-0005, Qualifications — Adopted rule amendments add reference to the Comprehensive Osteopathic Medical Variable-Purpose Examination (COMVEX) wherever the Special Purpose Examination (SPEX) is referenced, as the Board has added the COMVEX as an exam that may be required of Doctors of Osteopathy to demonstrate current medical competency.

OAR 847-017-0010, Patient Safety — Adopted rule amendment adds the Oregon Society of Oral Maxillofacial Surgeons (OSOMS) to the list of Board recognized accrediting organizations, and adds an allowance for licensees who hold a MD/DO degree as well as a DDS/DMD degree and who are active members of the OSOMS to perform maxillofacial procedures under the administrative rules of the Oregon Board of Dentistry, OAR Chapter 818, Division 026.

Podiatrist

OAR 847-080-0010, Requirements for Licensure; OAR 847-080-0018, Endorsement, Competency Examination and Personal Interview — Adopted rules change the requirement regarding the date after which podiatric physician applicants must pass Part III of the National Board of Podiatric Medical Examiners (NBPME) examination to be eligible for licensure, from taking the exam on or after 01/01/1987 to graduation on or after 01/01/2001. The rule amendment also adds two waivers for the requirement to take NBPME Part III: licensure in another state and board certification.

Physician Assistant

OAR 847-050-0020, Qualifications — Adopted rule amendment establishes attempt limits for the Physician Assistant National Certifying Examination (PANCE).

Emergency Medical Technician

OAR 847-035-0030, Scope of Practice — Adopted rule amendment specifies that EMT-Intermediates (EMT-Is) may administer analgesics for acute pain only.

The Board's mailing address is 1500 S.W. First Ave., Suite 620, Portland, OR 97201-5826. For more information on OARs, visit the Oregon Medical Board website at www.oregon.gov/OMB, or call (971) 673-2700.

About OARs

The Oregon Medical Board and other state regulatory agencies operate under a system of administrative rules, in order to ensure fairness and consistency in their procedures and decisions. Periodically, these Oregon Administrative Rules (OAR) must be amended and/or expanded in response to changing standards and circumstances.

OARs are written and amended in accordance with state laws (Oregon Revised Statutes or ORS), which may be enacted, amended or repealed only by the Legislature. ♦

FAQs from the OMB

Continued from page 4

- Other physicians: "A significant period of time." This is open to some interpretation, but this observer would suggest that a minimum of one year is appropriate.

Why are these guidelines so strict? Because the authoritarian power of a physician is greater than you think. The physician is in a dominant,

powerful and influential position relative to the patient, and that distorts the equation against the patient. You are privy to personal information about the patient which places him/her at a disadvantage. ♦

Statements of Purpose

The mission of the Oregon Medical Board is to protect the health, safety and well being of Oregon citizens by regulating the practice of medicine in a manner that promotes quality care.

The *OMB Report* is published to help promote medical excellence by providing current information about laws and issues affecting medical licensure and practice in Oregon.



Physician Re-entry Program

Continued from page 5

One of those, Ed Shapiro, MD, an obstetrician and gynecologist and the program's first graduate, practiced medicine for 20 years. Then he retired to Port Townsend, Wash.

"But it wasn't long before I was missing the action," he said. "Nothing really pulled at my heartstrings anymore. After four years I decided it was time to return to my chosen profession and do more with my life."

Shapiro continued reading professional journals and started working locum tenens. He kept up his Idaho and Washington medical licenses and considered practicing in Oregon, but Oregon's requirements meant he would need to undergo retraining before he could apply for that state's license.

After hearing about OHSU's program, he contacted Allen. The OHSU graduate medical education and obstetrics and gynecology departments fashioned a re-entry program tailored to his specific needs and specialty.

"I did the same clinical rotations as residents," said Shapiro. "It was the training experience I needed. I didn't need to take any classes. I was current in my knowledge, but I did need to rotate on the OB unit for high-risk pregnancies and C-sections, and in surgery scrubbing-in on Gyn cases."

"We individualize it for everyone," Girard said of the re-entry program. Duration of an individual's retraining has averaged two to three months so far, depending on physicians' current knowledge base and whether surgical skills are involved. Each retraining physician is appointed a fellow in graduate medical education at OHSU.

Physician applicants must be in good standing and have no disciplinary restrictions.

Costs to the doctor—or the recruiting hospital, if a hospital is willing to pay part or all of the expenses—have ranged from \$3,000 to \$10,000 a month, although that figure could vary depending on the individual's situation, according to Girard. "The more complex the training, the higher the cost," he said. The non-refundable fee to apply is \$1,500.

"As far as we know, we are the only real re-entry program in the country," in terms of providing hands-on clinical experience in the retraining of former practicing physicians, said Girard. "A lot of people are looking for this, but very few (medical schools) are offering it."

Shapiro now is working full-time at Mountain View Hospital in Madras. "I am thankful that OHSU is willing to provide this opportunity for me and other physicians who want to return to their profession, and to help out with this growing shortage of doctors," he said.

More information about the Physician Re-Entry Program can be obtained by contacting OHSU's CME office, at 503-494-8700. ♦

It's The Law

You must notify the OMB within 30 days of changing your practice address or mailing address.

To help ensure that you receive your license renewals and other important information on time, call the OMB for an address-change form, 917-673-2700, or print the form from www.oregon.gov/OMB/forms.shtml

Annual Licensing Statistics

As of December 31, 2007

Doctors of Medicine (MD)	2005	2006	2007
Active	8997	9691	9915
Inactive	1540	1693	2012
Emeritus	545	508	574
Emeritus Inactive	73	75	98
Locum Tenens	182	281	347
Limited (all types)	638	621	669
Visiting Physician	6	9	11
Total	11,981	12,878	13,626

Doctors of Osteopathy (DO)	2005	2006	2007
Active	514	572	605
Inactive	102	112	128
Emeritus	16	14	14
Emeritus Inactive	5	4	4
Locum Tenens	18	24	26
Limited (all types)	34	31	36
Total	689	757	813

Podiatric Physicians (DPM)	2005	2006	2007
Active	130	145	146
Inactive	19	21	27
Emeritus	1	1	1
Emeritus Inactive	0	0	0
Locum Tenens	0	0	0
Limited (all types)	11	9	9
Total	161	176	183

Acupuncturists (LAc)	2005	2006	2007
Active	689	764	862
Inactive	38	49	65
Locum Tenens	6	5	7
Limited (all types)	26	2	1
Total	759	820	935

Physician Assistants (PA)	2005	2006	2007
Active	555	653	745
Inactive	44	83	113
Locum Tenens	0	0	2
Limited (all types)	39	9	5
Total	638	745	865

Total of All Licenses

14,228

15,376

16,422

Annual Investigative Statistics

As of December 31, 2007

Complaints Received	2005	2006	2007
Phone Calls (total)	3394	2138*	2544
E-Mail Inquiries (total)	367	57*	169
Written Complaints (total)	474	519	571

Open and Closed Investigations	2005	2006	2007
Investigations Opened	329	384	321
Average Number of Investigations Open	207	236	216
Investigations Closed	323	401	300

Investigative Committee Interviews Held	2005	2006	2007
	55	71	63

Contested Case Hearings Held	2005	2006	2007
	4	2	7

Source of Complaints	2005	2006	2007
Oregon Medical Board (Board of Medical Examiners)	56	46	47
Compliance	1	0	1
Hospital or Other Health Care Institution	9	22	15
Insurance Company	2	17	11
Malpractice Review	23	49	45
Other	25	31	25
Other Boards	7	1	6
Other Health Care Providers	36	44	35
Patient or Patient Associate	170	190	148
Pharmacy	9	6	7
Self-reported	8	6	4

Categories of Complaints	2005	2006	2007
Failure to Comply with Board Order	6	3	5
Inappropriate Care/Incompetence	215	266	209
Inappropriate Prescribing	38	62	51
Mental Illness/Impaired License	19	17	17
Other/Miscellaneous	16	21	7
Sexual Misconduct	15	7	21
Substance Abuse, Personal	9	4	12
Unprofessional Conduct	119	174	159
Violation of Probation	3	2	2
Violation of State or Federal Statutes	26	41	28

*The OMB Complaint Resource Officer position was filled with temporary staff from January to Mid-June 2006; consequently, statistics were not kept on a consistent basis during that period.

Oregon Medical Board Licensing Statistics by Oregon County

All Licensees (Active Only) as of December 31, 2007

County (Seat)	MDs	DOs	DPMs	PAs	Acup.'s	TOTALS
BAKER (Baker City)	20	3	2	6	1	32
Benton (Corvallis)	207	16	4	28	17	272
Clackamas (Oregon City)	746	62	11	40	48	907
Clatsop (Astoria)	59	5	2	4	7	77
Columbia (St. Helens)	15	2	0	8	2	27
Coos (Coquille)	130	5	3	6	6	150
Crook (Prineville)	13	2	0	5	2	22
Curry (Gold Beach)	22	4	1	1	0	28
Deschutes (Bend)	407	22	5	73	45	552
Douglas (Roseburg)	168	31	3	17	4	223
Gilliam (Condon)	0	0	0	2	0	2
Grant (Canyon City)	5	1	0	1	2	9
Harney (Burns)	7	0	0	0	0	7
Hood River (Hood River)	62	3	1	9	9	84
Jackson (Medford)	486	48	9	46	42	631
Jefferson (Madras)	16	1	1	1	1	20
Josephine (Grants Pass)	121	15	4	12	12	164
Klamath (Klamath Falls)	123	11	2	10	3	149
Lake (Lakeview)	8	1	0	0	0	9
Lane (Eugene)	790	27	8	68	48	941
Lincoln (Newport)	57	11	2	14	9	93
Linn (Albany)	126	4	1	7	3	141
Malheur (Vale)	55	8	3	16	0	82
Marion (Salem)	605	29	11	54	22	721
Morrow (Heppner)	4	1	0	4	0	9
Multnomah (Portland)	4009	181	43	194	488	4915
Polk (Dallas)	33	11	2	9	1	56
Sherman (Moro)	1	0	0	0	0	1
Tillamook (Tillamook)	28	1	0	4	1	34
Umatilla (Pendleton)	85	14	3	11	0	113
Union (LaGrande)	46	1	1	0	2	50
Wallowa (Enterprise)	10	0	0	0	2	12
Wasco (The Dalles)	62	6	0	6	3	77
Washington (Hillsboro)	1078	48	19	93	73	1311
Wheeler (Fossil)	0	0	0	1	0	1
Yamhill (McMinnville)	155	5	6	9	7	182
None/Not Applicable	663	44	7	17	29	760
GRAND TOTALS	10,422	623	154	776	889	12,864

CALENDAR OF MEETINGS

July

10 - 11, Thursday & Friday..... Medical Board
8 a.m.

August

7, Thursday..... Investigative Committee
8 a.m.

7, Thursday Medical Board
4 p.m. (conference call)

15, Friday..... Emergency Medical Technician Committee
9 a.m.

*All meetings are at the OMB offices in Portland,
unless otherwise indicated. Meeting schedules are subject to change.
Call 971-673-2700 for more information.*

IN THIS ISSUE...

Investigative & Licensing
Statistics for 2005 to 2007



OHSU's Physician
Re-entry Program



techMed coming to OMB



www.oregon.gov/OMB

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Portland, OR 97201-5826

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