



# Texas Medical Board

BOARD MEETING

333 GUADALUPE, TOWER 2, SUITE 225

AUSTIN TEXAS

MARCH 5-6, 2020

## THURSDAY, MARCH 5, 2020 COMMITTEES

- 9:00 a.m. Executive Committee (*Tower 2, Suite 225*)
  - 9:05 a.m. Finance Committee (*Tower 2, Suite 225*)
  - 9:15 a.m. Licensure Committee (*Lobby Area Room 100*)
  - 9:15 a.m. Disciplinary Process Review Committee (*Tower 2, Suite 225*)
  - 3:00 p.m. Board Member Training (*Tower 2, Suite 225*)
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## 8:00 a.m. FRIDAY, MARCH 6, 2020

1. Full Board call to order, roll call, and Mission Statement.  
*Our Mission is to protect and enhance the public's health, safety and welfare by establishing and maintaining standards of excellence used in regulating the practice of medicine and ensuring quality health care for the citizens of Texas through licensure, discipline, and education.*
2. Board Member Report.
  - Balance Billing
  - Opioid Workgroup Update
3. Consideration and approval of Mediated Settlement Agreed Orders.
4. Consideration and approval of Remedial Plans.
5. Consideration and possible action for Agreed Orders.
6. Consideration and approval of Modification Request/Termination Request Orders.
7. Consideration and approval of Modification Request/Termination Request of Non-Public Rehabilitation Orders.
8. Consideration and approval of Cease and Desist Orders.
9. Consideration and approval of Nunc Pro Tunc Orders.

**Agenda item #10 at 8:45 a.m.**

10. Consideration and approval of Determinations of Default.
  - a. Roy Gillick, M.D., SOAH #503-19-6964.MD
11. Consideration and approval of Proposal for Decisions.
12. Executive Director Report.
  - Budget Update
  - Internal Audit Update
  - Stakeholder Meeting/Opioid Workgroup Update
13. Discussion, recommendation, and possible action relating to Disciplinary Process Review Committee investigation process recommendations.
14. Discussion, recommendation, and possible action relating to impairment questions.
15. Discussion, recommendation, and possible action relating to conceded eminence.
16. Medical Director Report.
17. Public Information Update.
18. Report Physician Assistant Liaison.
19. Consideration and possible action regarding pending litigation.
20. Report on Temporary Suspension Hearings.
21. Report on Motions for Rehearing Requests.
22. Report of Suspension by Operation of Law.
23. Report on Cease and Desist Orders approved by Executive Director.
24. Report on Automatic Revocation Letters by Executive Director.
25. Report on Automatic Orders.
26. Report of Cancellations regarding Investigations.
27. Consideration and approval of Orders to Show Cause.
28. Consideration and approval of Revised, Vacated, or Amended Orders.
29. Discussion, recommendation, and possible action regarding proposed rule amendments to 22 T.A.C., Part 9, Texas Medical Board.
  - Chapter 166, Physician Registration  
§166.2 - Continuing Medical Education
  - Chapter 170, Pain Management

Subchapter A, Pain Management

§170.2 - Definitions

Subchapter B, Utilization of Opioid Antagonists

§170.2 – Definitions

30. Discussion, recommendation, and possible action regarding adoption of proposed rule amendments to 22 T.A.C.
31. Discussion, recommendation, and possible action regarding adoption of proposed rule amendments to 22 T.A.C. Chapter 183, Acupuncture.
32. Discussion, recommendation, and possible action regarding adoption of proposed rule amendments to 22 T.A.C. Chapter 185, Physician Assistants.
33. Discussion, recommendation, and possible action regarding adoption of proposed rule amendments to 22 T.A.C. Chapter 194, Medical Radiologic Technology.
34. Discussion, recommendation, and possible action regarding adoption of propose rule amendments to 22 T.A.C. Chapter 186, Respiratory Care.
35. Discussion, recommendation, and possible action regard rule review to 22 T.A.C., Part 9, Texas Medical Board.

**Agenda Item #36, not before 10:00 a.m.**

36. Open Forum for Public Comment
37. Discussion, recommendation, and possible action relating to personnel matters.
38. Adjourn.

**CONSENTAGENDA**

Discussion/Action Items – to be considered at any time the full board is in session:

1. Consideration and approval of the December 6, 2019 Medical Board Meeting Minutes and action items.
  2. Committee reports and the consideration and approval of minutes and action items of committees meeting during the board meeting.
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**Executive Session:**

The Board may close the meeting to the public and continue in executive session for the following reasons:

- a. Deliberations concerning licensure applications and the character and fitness of applicants under the authority of The Medical Practice Act Sections 152.009 and 155.058, Occupations Code.
- b. Deliberations concerning disciplinary action, investigative information, peer review information, and possible rehabilitation orders under the authority of The Medical Practice Act Sections 152.009, 160.006-160.008, 164.007(c), and 165.202-165.203, Occupations Code.
- c. Private consultation and advice of counsel concerning pending or contemplated litigation, settlement offers, and/or legal matters subject to the attorney-client privilege under the authority of the Open Meetings Act Section 551.071, Government Code.
- d. Deliberations concerning personnel matters under the authority of the Open Meetings Act Section 551.074, Government Code.

While in executive session, the Board will not take any action, make any decision, or vote with regard to any matter that may be considered or discussed. A certified agenda of any executive session will be made.

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Persons requiring special accommodations, including the use of an interpreter, due to a disability should contact Laura Fleharty at the Board office phone 512-305-7174 or [laura.fleharty@tmb.state.tx.us](mailto:laura.fleharty@tmb.state.tx.us) at least five (5) working days prior to the Board meeting.