



# Texas Medical Board

BOARD MEETING  
333 GUADALUPE, TOWER 2, SUITE 225  
AUSTIN TEXAS  
AUGUST 15-16, 2019

## THURSDAY, AUGUST 15, 2019 COMMITTEES

- 9:00 a.m. Executive Committee (*Tower 2, Suite 225*)
  - 9:05 a.m. Finance Committee (*Tower 2, Suite 225*)
  - 9:10 a.m. Innovation Task Force Committee (*Tower 2, Suite 225*)
  - 9:20 a.m. Boundaries Task Force Committee (*Tower 2, Suite 225*)
  - 9:30 a.m. Licensure Committee (*Lobby Area Room 100*)
  - 9:30 a.m. Disciplinary Process Review Committee (*Tower 2, Suite 225*)
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## 8:00 a.m. FRIDAY, AUGUST 16, 2019

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.  
Moment of Silence  
Role in Credentialing - Trauma Response  
Board Rule 193.17 - Practicing Without a License
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 Agreed Orders.

9. Consideration and approval of Nunc Pro Tunc Orders.

10. Consideration and approval of Determinations of Default.

**Agenda item #11 at 9:00 a.m.**

11. Consideration and approval of Proposal for Decisions:

a. Lawrence D. Broder, M.D., SOAH #503-17-5887

12. Executive Director Report.

Budget Update

Conceded Eminence

Stakeholders Update

13. Discussion, recommendation, and possible action regarding clinical rotation requirements for licensure.

14. Discussion and direction on Chapter 53 automatic revocation and suspension letters.

15. Medical Director Report.

16. Public Information Update.

17. Report Physician Assistant Liaison.

18. Consideration and possible action regarding pending litigation.

19. Report on Temporary Suspension Hearings.

20. Report on Motions for Rehearing Requests.

21. Report of Suspension by Operation of Law.

22. Report on Cease and Desist Orders approved by Executive Director.

23. Report on Automatic Orders.

24. Consideration and approval of Orders to Show Cause.

25. Consideration and approval of Revised, Vacated, or Amended Orders.

26. Discussion, recommendation, and possible action regarding a possible opioid workgroup.

27. Discussion, recommendation, and possible action regarding proposed rule amendments and rules review to 22 T.A.C.

- Chapter 166, Physician Registration  
§166.2 Continuing Medical Education

- Chapter 194, Medical Radiology Technology

Subchapter A Certificate Holders, Non-Certified Technicians, and Other Authorized Individuals  
or Entities

§194.2 Definitions

- Chapter 199, Public Information  
§199.1 Public Information Committee  
§199.2 Requests to Speak

28. Discussion, recommendation, and possible action regarding adoption of proposed rule amendments to 22 T.A.C.
  - Chapter 165, Medical Records  
§165.5 Transfer and Disposal of Medical Records
  - Chapter 193, Standing Delegation Orders  
§193.8 Prescriptive Authority Agreements: Minimum Requirements (Repeal)  
§193.17 Nonsurgical Medical Cosmetic Procedures
29. Discussion, recommendation, and possible action regarding adoption of proposed rule amendments to 22 T.A.C.
  - Chapter 185, Physician Assistants.  
§185.4 Procedural Rules for Licensure Applicants  
§185.6. Biennial Renewal of License  
§185.28 Retired License
30. Discussion, recommendation, and possible action regarding adoption of proposed rule amendments to 22 T.A.C. Chapter 183. Acupuncture.
31. Discussion, recommendation, and possible action regarding adoption of proposed rule amendments to 22 T.A.C. Chapter 194, Medical Radiologic Technology
32. Discussion, recommendation, and possible action regarding adoption of proposed rule amendments to 22 T.A.C. Chapter 186, Respiratory Care.
33. Discussion, recommendation, and possible action regarding rule review to 22 T.A.C., Part 9, Texas Medical Board.
  - Chapter 161, General Provisions
34. Discussion, recommendation, and possible action regarding rule review to 22 T.A.C. Chapter 185, Physician Assistants.
35. Discussion, recommendation, and possible action regarding rule review to 22 T.A.C. Chapter 183, Acupuncture.
36. Discussion, recommendation, and possible action regarding rule review to 22 T.A.C. Chapter 194, Medical Radiologic Technology.
37. Discussion, recommendation, and possible action regarding rule review to 22 T.A.C. Chapter 186, Respiratory Care.

**Agenda item #38 at 10:00 a.m.**

- 38. Open Forum for Public Comment.
- 39. Discussion, recommendation, and possible action relating to personnel matters.
- 40. Adjourn.

**CONSENTAGENDA**

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

- 1. Consideration and approval of the June 14, 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.



**Executive Session:**

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

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.

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.

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.



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.