



# Texas Medical Board

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## **DISCIPLINARY PROCESS REVIEW COMMITTEE**

March 5, 2020, 9:15 a.m.

333 Guadalupe Tower 2, Suite 225, Austin, Texas

1. Call to order and roll call.
2. Texas Physician Health Program (TXPHP):
  - A. Discussion, recommendation, and possible action regarding referrals
  - B. Report on Emergent Referrals
  - C. Other discussion items
3. Discussion, recommendation, and possible action regarding renewals involving impaired licensees.
4. Reports and discussion regarding the Investigation, Litigation and Compliance Departments.
5. Discussion, recommendation, and possible action regarding Rule Review and proposed changes to the following chapters in Title 22 of the Texas Administrative Code:
  - A. Chapter 166: Physician Registration
    - §166.2 – Continuing Medical Education
  - B. Chapter 170: Pain Management
    - §170.2 – Definitions
    - §170.3 – Minimum Requirements for the Treatment of Chronic Pain
    - §170.9 – Prescription Monitoring Program Checks (new)
  - C. Chapter 178: Complaints
    - §178.8 - Appeals
  - D. Chapter 180: Texas Physician Health Program and Rehabilitation Orders
    - §180.1 – Definitions
    - §180.2 – Purpose
    - §180.3 – Texas Physician Health Program
    - §180.4 – Operation of Program
    - §180.7 – Repeal (Rehabilitation Orders)

E. Chapter 195: Pain Management Clinic

- §195.1 – Definitions
  - §195.4 – Operation of Pain Management Clinics
6. Discussion, recommendation, and possible action regarding Complaint and Investigation Processes.
  7. Discussion, recommendation, and possible action regarding Expanded Remedial Plan and Waiver Orders by Quality Assurance panel (QA) and staff.
  8. Review, discussion, and possible action regarding review of probationers' appearances.
  9. Consideration and approval of membership of the Expert Physician Panel.
  10. Reports and discussion regarding cases over one year old.
  11. Review, discussion, and possible action regarding appeals of dismissed complaints.
  12. Discussion, recommendation, and possible action regarding routine follow-up on investigative files previously referred from DPRC for follow-up action, specifically including:
  13. Review, discussion, and possible action regarding selected files and cases.
  14. Adjourn.

EXECUTIVE SESSION: The Texas Medical 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, and 164.007(c) 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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