



Texas Medical Board

Annual Report of Nonfinancial Data

For the Fiscal Year Ended August 31, 2024

STEPHEN "BRINT" CARLTON, J.D.
EXECUTIVE DIRECTOR



Texas Medical Board

Mailing Address: P.O. Box 2018, Austin, TX 78768-2018
Location Address: 1801 Congress Avenue, Suite 9.200, Austin, TX 78701
Phone (512) 305-7100 • Fax (512) 305-7007

December 30, 2024

Honorable Greg Abbott, Governor
Honorable Glenn Hegar, Texas Comptroller
Mr. Jerry McGinty, Director, Legislative Budget Board
Ms. Lisa Collier, State Auditor

Ladies and Gentlemen:

We are pleased to submit the *Annual Report of Nonfinancial Data* of the Texas Medical Board for the fiscal year ended August 31, 2024, in compliance with Texas Government Code Annotated, Section 2101.0115, and in accordance with the instructions for completing the Annual Report of Nonfinancial Data.

The accompanying report has not been audited and is considered to be independent of the Texas Medical Board's *Annual Financial Report*.

If you have any questions, please contact Mr. Joey Estrada, PMP, Chief Financial Officer, at 512-305-7052 or by email at joey.estrada@tmb.state.tx.us.

Sincerely,

STEPHEN 'BRINT' CARLTON, J.D.
Executive Director
Texas Medical Board

TABLE OF CONTENTS

I. SCHEDULES

B: Appropriation Item Transfers	4
C: HUB State Agency Progress Report	5
D: Indirect Costs	6
F: Space Occupied	7

II. ADDENDUMS

A. Report of Investigations Pending Over One Year	9
1. Table 1: Complaints in Investigations	12
2. Table 2: Cases in Litigation	14
B. Report of Investigations Pending Over Six Months without Information Hearing	17
1. Table 1: Investigations Pending Over Six Months	19
C. Complaints Received and Complaint Disposition by Type	23
1. Table 1: Compliant Categories with Associated Violations of the Medical Practice Act	25
2. Table 2: Disposition of Complaints by Category	28

SCHEDULE B

**Unaudited
Texas Medical Board (503)**

APPROPRIATION ITEM TRANSFERS*
For the Fiscal Year Ended August 31, 2024

ITEM OF APPROPRIATION

			<u>Transfers-In</u>	<u>Transfers-Out</u>	<u>Net Transfers</u>
A.	Goal: LICENSURE				
	Strategies:				
A.1.1.	13005	Licensing	\$ 230,168	-	\$ 230,168
	Total, Goal A:	Licensure	\$ 230,168	-	\$ 230,168
B.	Goal: ENFORCEMENT				
	Strategies:				
B.1.1	13002	Enforcement	\$ 374,626	-	\$ 374,626
B.2.1	13003	Public Education	17,592	-	17,592
B.2.2	13012	Physician Health Program	27,840	-	27,840
	Total, Goal B:	Enforcement	\$ 420,059	-	\$ 420,059
C.	Goal: INDIRECT ADMINISTRATION				
	Strategies:				
C.1.1	13800	Indirect Administration-Licensing	\$ 57,139	-	\$ 57,139
C.2.1	13801	Indirect Administration-Enforcement	98,049	(15,118)	82,931
	Total, Goal C:	Indirect Administration	\$ 155,188	(15,118)	\$ 140,070
D.	Goal: Salary Adjustments				
D.1.1	13013	Salary Adj. GAA 88, Sec. 17.16	\$ -	(739,539)	\$ (739,539)
	28901	Salary Add. GAA 88, Sec. 17.16	-	(50,758)	(50,758)
	Total, Goal D:	Salary Adjustments	\$ -	(790,297)	\$ (790,297)
	NET APPROPRIATION ITEM TRANSFERS		\$ 805,415	(805,415)	\$ (0)

* This schedule does not include Benefit Replacement Pay transfers or Rider Reduction transfers.

SCHEDULE C

Unaudited
Texas Medical Board (503)

HUB STRATEGIC PLAN PROGRESS REPORT

For the Fiscal Year Ended August 31, 2024

(Source: Texas Government Code, Section 2161.124)

Category	Actual for FY 23*	Actual for FY 24*	Goal for FY 24 **
Professional services contracts			24%
Other services contracts	5%	5%	26%
Commodities contracts	60%	51%	21%

* Actual = Percent spent with HUBS from HUB report.

** Goal = Strategic Plan HUB goal.

Prepared By _____

APPROVED BY _____ (Signature Required)

Kendall Klein
Printed Name

Joey Estrada, PMP, CFO
Printed Name

512.305.7066
Phone Number

512.305.7052
Phone Number

SCHEDULE D

Unaudited **Texas Medical Board (503)**

INDIRECT COST SCHEDULE

For the Fiscal Year Ended August 31, 2024

A. Payroll-related Costs

(must reconcile to Exhibit II, Annual Financial Report)

FICA Employer Matching Contribution	\$	921,856
Group Health Insurance		1,014,278
Retirement		62,848
Unemployment		1,122
FICA Employee Share Paid by State		979,112

Total Payroll-related Costs		\$ 2,979,216
------------------------------------	--	---------------------

Workers' Compensation		-
Benefit Replacement Pay (BRP)		1,347

Total Workers' Compensation and BRP		\$ 1,347
--	--	-----------------

B. Indirect Costs

(not reported on operation statements)

Bond Debt Service Payments		
TBPC	\$	-
TPFA		-
Other (if applicable)		-

Total Indirect Costs <i>(not reported on operating statements)</i>		\$ -
---	--	-------------

C. Indirect Costs - Statewide Full Cost Allocation Plan

Building Depreciation	\$	-
(304) CPA Administration		-
CPA Fiscal and ITD		-
CPA Statewide Procurement		-
CPA Rebates		-
DPS Capitol Security		-
TFC Planning & Real Estate Management		-
OOG Budget, Policy and Planning Division		-
(101) State Senate		-
(102) Hse of Representatives		-
(103) Legislative Council		-
(104) Legislative Budget		-
(105) Reference Library		-
(116) Sunset Advisory Brd		-

Total Indirect Costs - Statewide Full Cost Allocation Plan		\$ -
---	--	-------------

TOTAL INDIRECT COSTS		\$ 2,980,563
-----------------------------	--	---------------------

SCHEDULE F

Unaudited Texas Medical Board (503)

SCHEDULE OF SPACE OCCUPIED

For the Fiscal Year Ended August 31, 2024

Location	Address	Lessor	Lease No.	Type	Usable	FTEs	Rental Per Month		Actual Annual	Comments
							Cost Per	Cost Per Month		
State-owned Buildings:										
Austin	George H.W. Bush Building				31,872	209.5		-	-	Increased footprint on floor 9.
					<u>31,872</u>	<u>209.5</u>				

Addendums

ADDENDUM A
ANNUAL REPORT OF NON-FINANCIAL DATA DECEMBER 2024

Texas Medical Board (TMB)
Report of Investigations Pending Over One-Year
For the Fiscal Year Ended 8/31/2024

Under the requirements of SB 104 (78R), TMB is required to submit an annual report of “information regarding any investigations that remain pending after one year, including the reasons the investigations remain pending.” (BTCA, Occupations Code Sec. 153.056).

In preparing the data, TMB has defined “pending investigations” as all investigations that were opened before August 31, 2023, that did not have a final disposition (either dismissed or a final Board Order) by August 31, 2024.

TOTAL PENDING INVESTIGATIONS

As of August 31, 2024, there were 140 investigations in the agency that had been open for at least one year.

OPEN INVESTIGATIONS IN THE INVESTIGATION DEPARTMENT

Of the 140 investigations over one year old, 41 were still pending in the Investigations Department.

- 19 investigations involved criminal charges or charges by another state board, are on hold at the request of law enforcement or are on hold pending the outcome of a trial or court proceeding.
- 13 were referred to the Litigation Department after September 1, 2024.
- 9 investigations involve difficulty locating an expert panelist to review the case or pending medical records or responsive documents.

OPEN CASES IN THE LITIGATION DEPARTMENT

- Of the 99 total cases*, 8 were closed by Board action after September 1, 2024, either via a Board Order, Remedial Plan or dismissal.
- There were 36 cases pending action at SOAH as of August 31, 2024 (includes either awaiting the hearing date or awaiting the issuance of a Proposal for Decision by the Administrative Law Judge).
- There are 47 cases still in the agency hearings Informal Settlement Conference process:
 - o For 23 of these cases, the agency is either still negotiating with the licensee to obtain an Agreed Order or Remedial Plan or is preparing a formal complaint for filing at SOAH.
 - o For 24 of these cases, an ISC has been set or the ISC was pending at the end of FY 2024.

See Tables one and two attached:

Table 1: De-identified listing of pending investigations in the Investigations Department

Table 2: De-identified listing of pending investigations in the Litigation and Enforcement Department that are over one year old. This includes cases which were reported as pending in previous reports and were still pending as of August 31, 2024.

*Some investigations logs are combined when transferred to the litigation department to maximize the efficient use of agency time and resources and to present the strongest legal case. This also reduces the total number of hearings for Respondents and saves them time and resources as well. Therefore, the number of investigations transferred to litigation will not be a one-to-one equation.

Addendum A

Table 1

LOG NUM	FISCAL YEAR	Status as of 09-03-2024
233215	23	Court case 09-04-24
230025	23	Court case 09-12-24
202678	20	Court case 09-26-24
221615	22	Court case 10-10-24
206801	20	Court case 10-14-24
208564	20	Court case 10-14-24
208570	20	Court case 10-14-24
208993	20	Court case 10-14-24
211592	21	Court case 10-14-24
211631	21	Court case 10-14-24
226010	22	Court case 11-11-24
222561	22	Court case no date
225124	22	Court case no date
226614	22	Court case no date
227898	22	Court case no date
232558	23	Court case no date
236447	23	Court case no date
226610	22	Court case no date - awaiting plea agreement/sentencing date
226426	22	Court case no date / Pending medical records (Respondent in jail)
231230	23	FO-4 (75) 03-21-23
230125	23	FO-4 (75) 06-06-24
232506	23	FO-4 (75) 07-30-24
234678	23	FO-4 (75) 08-31-23
234137	23	FO-4 (76) 03-21-24
235587	23	FO-4 (76) 03-21-24
235858	23	FO-4 (76) 06-20-24
234268	23	FO-4 (76) 10-23-23
238117	23	FO-4 (76) 11-07-23
233601	23	FO-4 (76) 11-29-23
237073	23	FO-4 (76)
231129	23	FO-4
231130	23	FO-4
235261	23	Pending medical records (hospital)
234918	23	Pending out of country Medical Board documents (Canada)
236516	23	Pending P1 (Family Practice)
226219	22	Pending P1 (Oncology) 04-11-24
237116	23	Pending P1 (Pediatric Critical Care Medicine)
235815	23	Pending P1 (Pediatric Gastroenterology and Pediatric Transplant Hepatology) 10-17-23
237241	23	Pending responsive documents
232459	23	Respondent failure to respond / Pending cancellation of license per legal
234702	23	Respondent failure to respond / Pending review of recently obtained records

TOTAL 41

Addendum A

Table 2

CASE NUMBER	ACT CODE	COMPLAINT DATE
240536	116 CASE SCHEDULED FOR DPRC	08/16/2023
240504	116 CASE SCHEDULED FOR DPRC	08/11/2023
240469	116 CASE SCHEDULED FOR DPRC	04/25/2023
240415	116 CASE SCHEDULED FOR DPRC	11/29/2022
240519	116 CASE SCHEDULED FOR DPRC	08/11/2023
240419	116 CASE SCHEDULED FOR DPRC	05/22/2023
240055	301 SOAH DO will go to RCP Board	03/29/2023
220478	301 SOAH AOFF went to MD Board	06/11/2018
240242	105 ISC PENDING	07/25/2023
240651	150 CEASE & DESIST HEARING PENDING	08/24/2023
240616	101 ISC DISCIPLINARY HEARING REVISIONS	02/06/2023
200056	101 ISC DISCIPLINARY HEARING REVISIONS	08/30/2019
240553	101 ISC DISCIPLINARY HEARING REVISIONS	03/25/2022
230629	101 ISC DISCIPLINARY HEARING REVISIONS	06/27/2023
240284	101 ISC DISCIPLINARY HEARING REVISIONS	04/20/2023
240008	101 ISC DISCIPLINARY HEARING REVISIONS	12/22/2022
240243	101 ISC DISCIPLINARY HEARING REVISIONS	07/28/2023
240338	101 ISC DISCIPLINARY HEARING REVISIONS	08/15/2023
240647	106 ISC SCHEDULED	05/08/2023
240592	106 ISC SCHEDULED	05/04/2023
240566	106 ISC SCHEDULED	06/05/2023
240568	106 ISC SCHEDULED	08/21/2023
240649	106 ISC SCHEDULED	06/12/2023
240650	106 ISC SCHEDULED	06/19/2023
240593	106 ISC SCHEDULED	09/16/2019
240503	106 ISC SCHEDULED	08/02/2023
240630	106 ISC SCHEDULED	06/12/2023
240567	106 ISC SCHEDULED	07/25/2023
230362	121 SECOND ISC SCHEDULED	07/11/2022
230003	121 SECOND ISC SCHEDULED	02/23/2022
240070	121 SECOND ISC SCHEDULED	04/04/2023
240159	151 CEASE & DESIST HEARING SCHEDULED	06/22/2023
230664	109 ISC HELD	08/24/2022
240454	109 ISC HELD	05/22/2023
240422	109 ISC HELD	08/23/2023
230210	109 ISC HELD	06/29/2022
240060	109 ISC HELD	03/23/2023
230621	109 ISC HELD	07/05/2022
240484	109 ISC HELD	08/22/2023
230566	109 ISC HELD	10/20/2022

CASE NUMBER	ACT CODE	COMPLAINT DATE
240441	109 ISC HELD	06/15/2023
240420	109 ISC HELD	06/08/2023
240124	109 ISC HELD	05/02/2023
240443	109 ISC HELD	08/09/2023
230663	109 ISC HELD	12/13/2022
240251	109 ISC HELD	07/17/2023
240417	109 ISC HELD	04/17/2023
240352	109 ISC HELD	07/24/2023
240181	109 ISC HELD	07/10/2023
240409	109 ISC HELD	08/21/2023
240353	109 ISC HELD	07/24/2023
230427	109 ISC HELD	07/13/2022
240258	109 ISC HELD	06/09/2023
230618	115 DPRC REJECTION OF DISMISSAL AND/OR ORDER	04/19/2021
240267	AGREED ORDER MAILED TO RESPONDENT	08/11/2023
240061	609 TEMPORARY SUSPENSION HELD	08/08/2023
240140	609 TEMPORARY SUSPENSION HELD	08/31/2023
210594	609 TEMPORARY SUSPENSION HELD	12/10/2020
240314	609 TEMPORARY SUSPENSION HELD	06/29/2023
230398	609 TEMPORARY SUSPENSION HELD	01/10/2023
220556	609 TEMPORARY SUSPENSION HELD	05/11/2022
220600	609 TEMPORARY SUSPENSION HELD	04/04/2022
210460	609 TEMPORARY SUSPENSION HELD	04/12/2021
230358	305 FORMAL FILING	04/27/2022
240371	305 FORMAL FILING	08/14/2023
240248	305 FORMAL FILING	08/17/2023
220619	305 FORMAL FILING	04/05/2022
220114	305 FORMAL FILING	05/06/2021
230455	305 FORMAL FILING	02/15/2023
230270	305 FORMAL FILING	05/04/2022
230523	305 FORMAL FILING	10/03/2022
240021	305 FORMAL FILING	06/14/2022
240384	305 FORMAL FILING	01/18/2023
240250	305 FORMAL FILING	06/06/2023
240260	305 FORMAL FILING	05/18/2023
230155	311 HEARING SCHEDULED (SOAH)	11/16/2021
220391	311 HEARING SCHEDULED (SOAH)	01/20/2022
220557	311 HEARING SCHEDULED (SOAH)	01/18/2022
240305	311 HEARING SCHEDULED (SOAH)	07/18/2023
240322	311 HEARING SCHEDULED (SOAH)	08/17/2023

CASE NUMBER	ACT CODE	COMPLAINT DATE
230399	311 HEARING SCHEDULED (SOAH)	02/02/2023
220737	311 HEARING SCHEDULED (SOAH)	06/06/2022
230347	311 HEARING SCHEDULED (SOAH)	07/05/2022
220267	311 HEARING SCHEDULED (SOAH)	11/18/2021
220241	311 HEARING SCHEDULED (SOAH)	06/23/2021
220564	311 HEARING SCHEDULED (SOAH)	12/16/2021
230419	311 HEARING SCHEDULED (SOAH)	08/31/2022
230587	311 HEARING SCHEDULED (SOAH)	01/24/2023
230371	311 HEARING SCHEDULED (SOAH)	01/27/2022
230597	311 HEARING SCHEDULED (SOAH)	03/30/2023
230521	311 HEARING SCHEDULED (SOAH)	07/29/2022
240192	311 HEARING SCHEDULED (SOAH)	02/28/2023
230655	311 HEARING SCHEDULED (SOAH)	11/14/2022
240034	311 HEARING SCHEDULED (SOAH)	05/18/2023
230224	319 HEARING HELD (SOAH)	11/15/2022
220363	319 HEARING HELD (SOAH)	09/27/2021
210468	319 HEARING HELD (SOAH)	10/16/2020
210146	320 PFD RECEIVED (SOAH)	03/13/2020
210382	320 PFD RECEIVED (SOAH)	10/23/2020

TOTAL 99

ADDENDUM B
ANNUAL REPORT OF NON-FINANCIAL DATA DECEMBER 2024

Texas Medical Board (TMB)
Report of Investigations Pending Over Six Months Without Informal Hearing for the
Fiscal Year Ended 8/31/2024

Under the requirements of SB 419 (79R), TMB is required to submit an annual report of “information about any complaint for which notice is required under Subsection (a), including the reason for failing to schedule the informal meeting before the 180 day deadline” as all investigations that were opened on or before March 1, 2024 that did not have an informal meeting (either scheduled or held) by August 31, 2024. This addendum excludes investigations opened prior to September 1, 2023.

TOTAL PENDING INVESTIGATIONS

As of August 31, 2024, there were 135 investigations in the agency that had been open for at least six months without an informal meeting.

- 27 involved arrest/criminal charges or charges by another state board or agency and are on hold pending the outcome of those proceedings
 - o One is pending a military investigation
- 89 remain open as pertinent documents have been unavailable
- 4 remain open due to unavoidable delays in obtaining an expert panel/review
- 15 were delayed as part of the administrative review process

The attached data table provides:

Table 1: De-identified listing of pending investigations in the Investigations Department that were over six months old at the end of FY 2024.

Addendum B

Table 1

Log Num	Filed Date	180 Date	Date 180 day letter went out	Reason case went over 180 days
227898	8/24/2022	2/20/2023	2/13/2023	Additional complaint pending (court)
230025	10/5/2022	4/3/2023	3/10/2023	Additional complaint pending (court)
230125	2/7/2023	8/6/2023	7/28/2023	Additional complaint pending (court)
233215	3/14/2023	9/10/2023	9/5/2023	Additional complaint pending (court)
236447	7/24/2023	1/20/2024	1/16/2024	Additional complaint pending (court)
237996	9/21/2023	3/19/2024	4/15/2024	Additional complaint pending (court)
238080	9/29/2023	3/27/2024	3/20/2024	Additional complaint pending (court)
240656	11/2/2023	4/30/2024	4/23/2024	Additional complaint pending (court)
206801	6/4/2020	12/1/2020	11/24/2020	Additional complaints pending (court)
208564	8/14/2020	2/10/2021	2/4/2021	Additional complaints pending (court)
208570	8/14/2020	2/10/2021	2/4/2021	Additional complaints pending (court)
208993	8/28/2020	4/6/2021	3/2/2021	Additional complaints pending (court)
211592	11/3/2020	5/2/2021	4/8/2021	Additional complaints pending (court)
211631	11/3/2020	5/2/2021	4/8/2021	Additional complaints pending (court)
221615	11/3/2021	5/2/2022	4/22/2022	Additional complaints pending (court)
225124	4/4/2022	10/1/2022	9/26/2022	Additional complaints pending (court)
226610	7/5/2022	1/1/2023	12/28/2022	Additional complaints pending (court)
226614	7/5/2022	1/1/2023	12/28/2022	Additional complaints pending (court)
232558	1/18/2023	7/17/2023	7/10/2023	Additional complaints pending (court)
241771	11/15/2023	5/13/2024	4/19/2024	Additional complaints pending (court)
241467	12/4/2023	5/29/2024	5/3/2024	Additional complaints pending (court)
242172	12/4/2023	6/1/2024	5/29/2024	Additional complaints pending (court)
202678	12/19/2019	6/16/2020	7/13/2020	Additional complaints pending (court) (LATE)
222561	12/16/2021	6/14/2022	7/15/2022	Additional complaints pending (court) (LATE)
226010	5/11/2022	11/7/2022	11/1/2022	Additional complaints pending
234918	5/4/2023	10/31/2023	10/24/2023	Additional complaints pending
231230	11/29/2022	5/28/2023	5/15/2023	Additional complaints pending (military investigation)
241190	12/5/2023	6/1/2024	error, letter not mailed	Administrative review
232506	2/9/2023	8/8/2023	7/28/2023	Administrative review
237786	9/7/2023	3/5/2024	2/27/2024	Administrative review
238079	9/27/2023	3/25/2024	3/11/2024	Administrative review
240218	10/2/2023	4/16/2024	4/3/2024	Administrative review
240181	10/6/2023	4/3/2024	3/15/2024	Administrative review
241126	10/26/2023	4/23/2024	4/4/2024	Administrative review
243286	1/23/2024	7/21/2024	7/19/2024	Administrative review
242875	2/14/2024	8/12/2024	7/29/2024	Administrative review
243268	2/26/2024	8/24/2024	8/21/2024	Administrative review
243449	2/29/2024	8/27/2024	8/22/2024	Administrative review
238117	8/31/2023	2/27/2024	2/20/2024	Administrative review

Log Num	Filed Date	180 Date	Date 180 day letter went out	Reason case went over 180 days
237877	9/13/2023	3/11/2024	3/1/2024	Administrative review
240616	10/26/2023	4/23/2024	3/8/2024	Administrative review
243281	1/23/2024	7/21/2024	7/19/2024	Administrative review
226219	6/10/2022	12/7/2022	11/22/2022	Delay with expert review
234268	4/24/2023	10/21/2023	11/16/2023	Delay with expert review
235815	6/20/2023	12/17/2023	6/20/2023	Delay with expert review
242416	1/10/2024	7/8/2024	7/1/2024	Delay with expert review
243256	2/16/2024	8/14/2024	8/7/2024	Pertinent documents unavailable
226426	7/1/2022	12/28/2022	12/20/2022	Pertinent documents unavailable
231129	11/28/2022	5/27/2023	5/23/2023	Pertinent documents unavailable
231130	11/28/2022	5/27/2023	5/23/2023	Pertinent documents unavailable
232459	2/9/2023	8/8/2023	8/1/2023	Pertinent documents unavailable
234137	4/17/2023	10/14/2023	10/9/2023	Pertinent documents unavailable
234702	5/17/2023	11/13/2023	10/30/2023	Pertinent documents unavailable
235587	6/8/2023	12/11/2023	12/6/2023	Pertinent documents unavailable
235858	6/29/2023	12/26/2023	12/13/2023	Pertinent documents unavailable
237073	8/3/2023	1/30/2024	1/16/2024	Pertinent documents unavailable
237241	8/23/2023	2/19/2024	1/26/2024	Pertinent documents unavailable
237615	9/6/2023	3/4/2024	2/27/2024	Pertinent documents unavailable
237810	9/11/2023	3/9/2024	2/14/2024	Pertinent documents unavailable
237898	9/18/2023	3/16/2024	3/8/2024	Pertinent documents unavailable
240004	10/5/2023	4/2/2024	3/26/2024	Pertinent documents unavailable
238135	10/12/2023	4/9/2024	4/3/2024	Pertinent documents unavailable
240179	10/17/2023	4/14/2024	4/9/2024	Pertinent documents unavailable
240403	10/19/2023	4/16/2024	4/9/2024	Pertinent documents unavailable
240861	10/23/2023	4/20/2024	4/16/2024	Pertinent documents unavailable
240766	11/7/2023	5/5/2024	4/30/2024	Pertinent documents unavailable
241013	11/20/2023	5/18/2024	5/13/2024	Pertinent documents unavailable
240920	11/21/2023	5/19/2024	5/14/2024	Pertinent documents unavailable
241163	11/21/2023	5/19/2024	5/13/2024	Pertinent documents unavailable
241703	11/30/2023	5/28/2024	5/3/2024	Pertinent documents unavailable
241526	12/6/2023	6/3/2024	5/10/2024	Pertinent documents unavailable
241683	12/8/2023	6/5/2024	5/29/2024	Pertinent documents unavailable
241530	12/12/2023	6/9/2024	6/3/2024	Pertinent documents unavailable
241700	12/13/2023	6/10/2024	6/3/2024	Pertinent documents unavailable
241709	12/20/2023	6/17/2024	6/10/2024	Pertinent documents unavailable
241828	12/20/2023	6/17/2024	6/10/2024	Pertinent documents unavailable
242111	12/29/2023	6/26/2024	6/21/2024	Pertinent documents unavailable
242311	1/4/2024	7/2/2024	6/24/2024	Pertinent documents unavailable
242309	1/5/2024	7/3/2024	6/26/2024	Pertinent documents unavailable

Log Num	Filed Date	180 Date	Date 180 day letter went out	Reason case went over 180 days
242467	1/5/2024	7/3/2024	6/26/2024	Pertinent Documents Unavailable
242468	1/5/2024	7/3/2024	6/26/2024	Pertinent documents unavailable
242167	1/8/2024	7/6/2024	7/2/2024	Pertinent documents unavailable
242168	1/8/2024	7/6/2024	7/2/2024	Pertinent documents unavailable
242070	1/9/2024	7/6/2024	7/1/2024	Pertinent documents unavailable
242221	1/9/2024	7/7/2024	7/2/2024	Pertinent documents unavailable
242476	1/11/2024	7/9/2024	7/2/2024	Pertinent documents unavailable
242473	1/12/2024	7/10/2024	7/3/2024	Pertinent documents unavailable
242200	1/23/2024	7/21/2024	7/15/2024	Pertinent documents unavailable
242723	1/24/2024	7/22/2024	7/15/2024	Pertinent documents unavailable
242517	1/25/2024	7/23/2024	7/16/2024	Pertinent documents unavailable
242694	1/31/2024	7/29/2024	7/10/2024	Pertinent documents unavailable
242688	1/31/2024	7/29/2024	7/29/2024	Pertinent documents unavailable
242237	2/5/2024	8/3/2024	7/29/2024	Pertinent documents unavailable
242846	2/6/2024	8/4/2024	7/29/2024	Pertinent documents unavailable
242848	2/6/2024	8/4/2024	7/29/2024	Pertinent documents unavailable
242847	2/6/2024	8/4/2024	7/29/2024	Pertinent documents unavailable
242982	2/8/2024	8/6/2024	7/30/2024	Pertinent documents unavailable
242842	2/14/2024	8/12/2024	8/5/2024	Pertinent documents unavailable
243457	2/14/2024	8/11/2024	8/7/2024	Pertinent documents unavailable
243002	2/20/2024	8/18/2024	8/12/2024	Pertinent documents unavailable
243089	2/27/2024	8/24/2024	8/19/2024	Pertinent documents unavailable
243436	2/28/2024	8/26/2024	8/23/2024	Pertinent documents unavailable
233601	3/31/2023	9/27/2023	9/20/2023	Pertinent documents unavailable
235261	5/26/2023	11/22/2023	11/15/2023	Pertinent documents unavailable
236516	7/20/2023	1/16/2024	1/9/2024	Pertinent documents unavailable
237116	8/30/2023	2/25/2024	3/1/2024	Pertinent documents unavailable
237805	9/11/2023	3/9/2024	3/1/2023	Pertinent documents unavailable
237811	9/12/2023	3/10/2024	2/15/2024	Pertinent documents unavailable
237373	10/3/2023	3/31/2024	3/25/2024	Pertinent documents unavailable
240185	10/19/2023	4/16/2024	4/16/2024	Pertinent documents unavailable
240318	10/25/2023	4/22/2024	4/15/2024	Pertinent documents unavailable
240762	11/14/2023	5/12/2024	5/6/2024	Pertinent documents unavailable
241033	11/15/2023	5/13/2024	5/7/2024	Pertinent documents unavailable
241261	11/28/2023	5/26/2024	5/21/2024	Pertinent documents unavailable
241322	12/6/2023	6/3/2024	5/28/2024	Pertinent documents unavailable
241934	12/19/2023	6/16/2024	5/23/2024	Pertinent documents unavailable
242059	12/28/2023	6/25/2024	6/2/2024	Pertinent documents unavailable
242338	1/5/2024	7/3/2024	6/7/2024	Pertinent documents unavailable
242102	1/5/2024	7/3/2024	6/7/2024	Pertinent documents unavailable

Log Num	Filed Date	180 Date	Date 180 day letter went out	Reason case went over 180 days
242655	1/18/2024	7/16/2024	7/15/2024	Pertinent documents unavailable
243380	1/25/2024	7/23/2024	7/17/2024	Pertinent documents unavailable
242878	1/31/2024	7/29/2024	7/25/2024	Pertinent documents unavailable
242411	2/6/2024	8/4/2024	7/29/2024	Pertinent documents unavailable
242832	2/8/2024	8/6/2024	7/12/2024	Pertinent documents unavailable
242777	2/9/2024	8/7/2024	7/25/2024	Pertinent documents unavailable
243191	2/20/2024	8/18/2024	7/25/2024	Pertinent documents unavailable
243381	2/22/2024	8/20/2024	8/14/2024	Pertinent documents unavailable
243092	2/27/2024	8/25/2024	8/19/2024	Pertinent documents unavailable
243463	2/27/2024	8/25/2024	8/6/2024	Pertinent documents unavailable
243464	2/27/2024	8/25/2024	8/6/2024	Pertinent documents unavailable
243465	2/27/2024	8/25/2024	8/6/2024	Pertinent documents unavailable
243561	2/28/2024	8/26/2024	8/19/2024	Pertinent documents unavailable
243189	2/28/2024	8/26/2024	8/19/2024	Pertinent documents unavailable
243458	2/29/2024	8/27/2024	8/20/2024	Pertinent documents unavailable
243643	2/13/2024	8/11/2024	8/7/2024	Pertinent documents unavailable (LATE)
				TOTAL 135

ADDENDUM C
ANNUAL REPORT OF NON-FINANCIAL DATA DECEMBER 2024

Texas Medical Board (TMB)

Complaints Received and Complaint Disposition by Type for the Fiscal Year Ended 8/31/2024

Under the requirements of SB 104 (78R), TMB is required to submit a report each fiscal year that “provides aggregate information about all complaints received by the board categorized by type of complaint, including administrative, quality of care (medical error), substance abuse, other criminal behavior, and the disposition of those complaints by category.” (VTCA, OCCUPATIONS CODE §154.002). This report includes complaints that were conducted under the provisions of SB 104 for licensees and that have been resolved from September 1, 2023 through August 31, 2024.

In preparing this report, the Board identified eight categories of complaints (including those listed above) and their final dispositions. **Table 1.** Within each of the eight complaint categories is a list of the associated violations (as provided by the Medical Practice Act) that fall within that category. This report includes only the primary allegation for each complaint at the time of the Board’s action concerning the complaint and does not include secondary allegations of violations that may be associated with a complaint. For dismissed cases, this is determined by the primary allegation at the time the investigation was filed. For cases with action, this is determined by the primary violation identified as the reason for the action.

In FY 2024 a total of 9184 complaints were received. Of these, 1657 cases were filed for an investigation. 3552 were considered jurisdictional not filed, meaning they related to a licensee of our agency, but were not filed, as the facts alleged did not suggest there was any potential violation. 3881 were considered non-jurisdictional, meaning they did not involve a licensee of our agency or did not amount to a complaint that could be investigated. This report covers Medical Board complaints.

Table 2 shows the total number of complaints resolved in each category and the type of disposition for each complaint: resolved with disciplinary action against physician (license revocation/surrender, license suspension, or license restriction/reprimand); resolved with physician entering into a remedial plan; or dismissed. Not all orders include a specifically reported outcome, such as a restriction or suspension, because some orders require only a fine or a continuing education course. Those orders are reported as a disciplinary action, but not categorized as having a specific reportable sanction. (Many cases do not have a disposition in the same fiscal year in which they are opened, so this will not equal the total number of filed complaints for FY 2024).

In FY 2024 the Medical Board entered 120 Orders, 139 Remedial Plans, 9 Final Orders and 2 revocations pursuant to Ch 53 for incarcerated licensees. There were 28 automatic orders (Suspension by Operation of Law and Revocation by Operation of Law) that were entered in FY 2024. Also, The Board’s pre-investigation section processed 80 Warning Letter dismissals that did not involve quality of care or boundary issues, and that involved only first-time administrative issues that were resolved without opening a formal investigation.

Addendum C
Table 1

TABLE 1

Complaint Categories with Associated Violations of the Medical Practice Act

1. Administrative	2. Violation of Law/Criminal Behavior
Failure to release medical records	Unlicensed practice of medicine
Failure to report liability claims to the board	Operating an unlicensed pharmacy
Commits a rule violation-general	Conviction of felony or misdemeanor of moral turpitude
Fails to change address with the board	Performing a criminal abortion
CME	Violation of state or federal law connected
Failure to keep drug records	with physician's practice
Advertising Violations	Failure to sign a death certificate
3. Medical Error- (See QOC)	4. Mental/Physical Impairment-
Medical Errors	Illness
	Mental Impairment
	Physical Impairment
	Adjudged to be of unsound mind
5. Quality of Care (medical error)	6. Disciplinary action by peers, another state, or military
Fails to keep proper medical records	Peer Review
Violates Rule 170-pain management rule	Discipline by another state
Improper Delegation	Discipline by the military
Failure to supervise delegates	
Delegation to an unqualified person	
Practice inconsistent w/public health & welfare	
Recurring health care liability claims	
Prescribing to a habitual user	
Non-therapeutic prescribing or treatment	
Prescribing in a manner inconsistent with public health and welfare	

7. Substance Abuse	8. Unprofessional Conduct-
Substance Abuse, incl. drunkenness and drug abuse	False, misleading or deceptive advertisement
	Failure to provide explanation of fees
	Solicitation of patients
	False or fraudulent billing
	Breach of confidentiality
	Failure to report a physician who poses a threat to the public
	Failure to comply with a board subpoena
	Fraud on application, taking a licensure exam, etc.
	Impersonating a physician or physician allowing impersonation
	Employing a person whose medical license is cancelled, suspended or revoked
	Associating in medical practice with a person whose medical license is cancelled, suspended or revoked OR who is unlicensed
	Aiding or abetting in the unlicensed practice of medicine
	Performs an abortion on a minor without parental consent
	Abusive Behavior
	Violation of a Board order
	Failure to communicate with a patient
	Non-sexual boundary violation
	Sexual boundary violation
	Writing false or fictitious prescriptions
	Drumming patients
	Failure to pay student loans

Addendum C
Table 2

TABLE 2

Disposition of Complaints by Category

1. Administrative/Other		2. Violation of Law/Criminal Behavior	
Disciplinary Actions:	3	Disciplinary Actions:	2
Revocation/Voluntary Surrender	1	Revocation/Voluntary Surrender	2
Suspension	0	Suspension	0
Restriction/Terms and Cond.	2	Restriction/Terms and Cond.	0
Remedial Plans:	28	Remedial Plans:	0
Total Actions:	31	Total Actions:	2
Total Dismissed:	29	Total SBOL/RBOL Immediate Actions:	28
Warning Letter Dismissals:	80	Total Dismissed:	7
Total Complaints Resolved:	140	Total Complaints Resolved:	37
3. Medical Error (combined with QOC)		4. Mental/Physical Impairment	
Disciplinary Actions:	N/A	Disciplinary Actions:	6
Revocation/Voluntary Surrender	N/A	Revocation/Voluntary Surrender	4
Suspension	N/A	Suspension	0
Restriction/Terms and Cond.	N/A	Restriction/Terms and Cond.	2
Remedial Plans:	N/A	Remedial Plans:	0
Total Actions:	N/A	Total Actions:	6
Total Dismissed:	N/A	Total Dismissed:	6
Total Complaints Resolved:	N/A	Total Complaints Resolved:	12
5. Quality of Care		6. Disciplinary action by peers, another state, or military	
Disciplinary Actions:	55	Disciplinary Actions:	24
Revocation/Voluntary Surrender	7	Revocation/Voluntary Surrender	1
Suspension	1	Suspension	0
Restriction/Terms and Cond.	47	Restriction/Reprimand	23
Remedial Plans:	95	Remedial Plans:	1
Total Actions:	150	Total Actions:	25
Total Dismissed:	272	Total Dismissed:	47
Total Complaints Resolved:	422	Total Complaints Resolved:	72
7. Substance Abuse		8. Unprofessional Conduct	
Disciplinary Actions:	10	Disciplinary Actions:	20
Revocation/Voluntary Surrender	3	Revocation/Voluntary Surrender	2
Suspension	1	Suspension	1
Restriction/Terms and Cond.	6	Restriction/Terms and Cond.	17
Remedial Plans:	0	Remedial Plans:	15
Total Actions:	10	Total Actions:	35
Total Dismissed:	14	Total Dismissed:	84
Total Complaints Resolved:	24	Total Complaints Resolved:	119