

**IOWA BOARD OF MEDICINE  
400 SW 8<sup>th</sup> St. Suite C  
Des Moines IA 50309**

**REVISED AGENDA  
December 16-17, 2009**

**December 16, 2009**

7:45 a.m.      **LICENSURE COMMITTEE** (Closed Session) (1)  
**Shared Board Conference Room**  
(Zeitler\*, Drew, Galli, Stockdale)

7:45 a.m.      **SCREENING COMMITTEE** (Closed Session) (1)  
**Medical Conference Room B**  
(Snyder\*, Haberman, Lee, Mian)

**DISCIPLINE** (Closed Session) (1)  
**Shared Board Conference Room**  
(Full Board)

**LUNCH BREAK**

**DISCIPLINE** (Closed Session) (1)  
**Shared Board Conference Room**  
(Full Board)

1:00 p.m.      **MONITORING COMMITTEE** (Closed Session) (1)  
**Medical Conference Room B**  
(Lee\*, Haberman, Mian, Snyder)

1:00 p.m.      **EXECUTIVE COMMITTEE** (Closed Session) (1)  
(Zeitler\*, Drew, Galli, Stockdale,)

**DISCIPLINE** (Closed Session) (1)  
**Shared Board Conference Room**  
(Full Board)

**December 17, 2009**

9:00 a.m.      **PUBLIC SESSION** (Open Session) (3)(4)(5)  
(Full Board)

**Wallace State Office Building Auditorium**  
**502 E. 9<sup>th</sup> Street, Des Moines, IA**

- A. Minutes
  - 1. Approve Open and Closed Minutes of Previous Meeting
    - a. October 1, 2009 Teleconference Meeting
    - b. November 12, 2009 Teleconference Meeting

- B. Opportunity for Public Comment <sup>(4)</sup>**
- C. Chair's Report**
- D. Executive Committee**
  - 1. Executive Director's Report**
  - 2. Administrative Rules, Statutes, Policy Statements**
    - a. Ad-hoc committee report for Interventional Chronic Pain Management**
    - b. Chapter 23, Delegation and supervision of medical spas, Adopted and Filed**
    - c. Chapter 23, Wrong sited surgery, Adopted and Filed**
    - d. Chapter 17, Acupuncture licensing, Notice of Intended Action**
  - 3. Licensure of naturopathic physicians**
  - 4. Extension of current authority of pharmacists to administer flu shots in epidemic/pandemic situations**
    - a. Proposed amendments regarding pharmacist administration of immunizations**
  - 5. Federation of State Medical Boards**
    - a. First and Second Call for Award Nominations**
    - b. Second Call for Award Nominations**
    - c. First Call for Resolutions, 2010 Annual Meeting of the House of Delegates**
    - d. First Call for Associate Member Nominations to the FSMB Board of Directors**
    - e. Second Call for Associate Member Nominations to the FSMB Board of Directors**
    - f. Second Call for Committee Appointment Recommendations**
    - g. FSMB seeks comments on Physician Assistants Regulations in "Essentials," Section XVII**
  - 6. FYI/Articles**
    - a. Tort reform is not the answer, The Des Moines Register, Register Editorial, October 27, 2009, page 10A**
    - b. Limiting Working Hours May Compromise Surgeons' Education and Patient Care, Medscape Medical News, Fran Lowry, November 6, 2009**
    - c. CPEP Research: The Importance of Cognitive Function Screening, eCPEP, November 10, 2009**
    - d. Patients face bitter choice: Pay up or lose care, JoNel Aleccia, msnbc.com, November 23, 2009**
    - e. Patients happier when docs discuss what went wrong, New York (Reuters Health), November 19, 2009**
    - f. Ten Myths (and the Facts) about Dealing with Impaired Practitioner Issues, Community Health Systems Professional Services Corporation, Issue 2, Fall 2009**
    - h. Oelwein Litigation**
- E. Legal Update**
  - 1. Amendments to closed-no-action list**
  - 2. Case status**
  - 3. Botsko vs. Davenport Civil Rights Commission & Nabb**

- F. Iowa Physician Health Program**
  - 1. Coordinator's Report**
  - 2. Appointments to IPH Committee**
- G. Licensure Committee Report**
  - 1. Committee Report (Open Session) (3)**

**Meeting returns to the Iowa Board of Medicine Offices, SW 8<sup>th</sup>, Suite C.**

- G. Licensure Committee Report (Cont'd.)**
  - 2. Licensure Requests (Closed Session) (1)**
  - 3. Waiver Request (Closed Session) (1)**
  - 4. Approval of Letters of Warning (Closed Session) (1)**

**DISCIPLINE (Cont'd)** (Closed Session) (1)

**Shared Board Conference Room**

(Full Board)

*(1) The confidential matters listed on the agenda may concern medical records on the condition, diagnosis, care or treatment of a patient or investigation reports and other investigative information which are privileged and confidential under the provisions of Sections 22.7(2) and 272C.6(4), of the 2009 Code of Iowa. These matters constitute a sufficient basis for the Board to consider a closed session under the provisions of Section 21.5(1)(a), (d), (f) and (g) of the 2009 Code of Iowa. These sections provide that a governmental body may hold a closed session only by affirmative public vote of either two-thirds of the members of the body if all present, or all of the members present if not all members are present at the meeting to review or discuss records which are required or authorized by state or federal law to be kept confidential, to discuss whether to initiate licensee disciplinary investigations or proceedings and to discuss the decision to be rendered in a contested case conducted according to the provisions of Chapter 17A.*

*(2) Hearings may be closed at the discretion of the licensee, according to Section 272C.6(1) of the Code of Iowa 2009.*

*(3) Public agenda materials are available via e-mail upon request. Contact [teena.turnbaugh@iowa.gov](mailto:teena.turnbaugh@iowa.gov).*

*(4) The Iowa Board of Medicine may address agenda items out of sequence to accommodate persons appearing before the Board or to aid in the efficiency or effectiveness of the meeting.'*

*(5) At this time, members of the audience may address the Board for a period not to exceed 5 minutes. The Board reserves the right to reduce this time based on the number wishing to speak. If a member of the public wishes to address the Board with the intention of getting a Board decision at the meeting, the individual should request permission to be on the Board agenda. Written requests are due in the Board office at least 14 days in advance of the meeting. The next scheduled Board meeting is **February 4-5, 2010. REMINDER, IBM changed meeting dates to Thursday and Friday.***

**If you require the assistance of auxiliary aids or services to participate in/or attend the meeting because of a disability, please call our ADA Coordinator at (515) 281-5604. If you are hearing impaired, call Relay IA TTY at 1-800-735-2942.**