



Fields of Opportunities

STATE OF IOWA

TERRY BRANSTAD, GOVERNOR
KIM REYNOLDS, LT. GOVERNOR

IOWA BOARD OF MEDICINE
MARK BOWDEN, M.P.A., EXECUTIVE DIRECTOR

**IOWA BOARD OF MEDICINE
APRIL 13-14, 2017
BOARD MEETING
OPEN MINUTES**

THURSDAY, APRIL 13, 2017:

MEMBERS PRESENT: Diane Clark, Chair
Ronald Cheney, D.O., Vice Chair
Kyle Ulveling, M.D., Secretary
Nicole Gilg Gachiani, M.D.
Ronald Kolegraff, M.D.
KellyAnn Light-McGroary, M.D.
Mary Jo Romano
Hamed Tewfik, M.D.
Charles Wadle, D.O.

MEMBERS ABSENT: Diane Cortese

STAFF PRESENT: Mark Bowden, Executive Director
Kent Nebel, Director of Legal Affairs
John Olds, M.D., Medical Advisor
Aaron Kephart, Investigator
Brandi Allen, Investigator
Dave McGlaughlin, Investigator
Jennifer Huisman, Investigator
Laura Wood, Investigator
Steve Garrison, Investigator
Mary Knapp, Enforcement Monitor
Natalie Sipes, Director of Licensure
Kari Rolls, Administrative Assistant
Julie Bussanmas, Assistant Attorney General
Jordan Esbrook, Assistant Attorney General

At 12:38 p.m., Diane Clark, Chair, called the meeting to order.

At 12:39 p.m., on a motion by Charles Wadle, D.O., seconded by Hamed Tewfik, M.D., all members present voted to meet in closed session, pursuant to Iowa Code Sections 21.5(1) "a," "d," and "f," to discuss strategy with counsel in matters that are presently in litigation or where litigation is imminent, whether to initiate licensee disciplinary proceedings and discuss the decision to be rendered in a contested case. Ronald Cheney, D.O., Diane Clark,

Nicole Gilg Gachiani, M.D., Ronald Kolegraff, M.D., KellyAnn Light-McGroary, M.D., Mary Jo Romano, Hamed Tewfik, M.D., Kyle Ulveling, M.D., and Charles Wadle, D.O., all voted aye in a roll call vote to approve the motion. Ronald Kolegraff, M.D., left the meeting at 5:04 p.m.

At 5:42 p.m., all members present voted in favor of a motion by Mary Jo Romano, seconded by Nicole Gilg Gachiani, M.D., to meet in an open session.

At 5:43 p.m., the Board voted to adjourn and to meet at 8 a.m. Friday, April 14, 2017.

FRIDAY, APRIL 14, 2017:

**MEMBERS PRESENT: Diane Clark, Chair
Ronald Cheney, D.O., Vice Chair
Kyle Ulveling, M.D., Secretary
Nicole Gilg-Gachiani, M.D.
Ronald Kolegraff, M.D.
KellyAnn Light-McGroary, M.D.
Mary Jo Romano
Charles Wadle, D.O.
Hamed Tewfik, M.D.**

MEMBERS ABSENT: Diane Cortese

**STAFF PRESENT: Mark Bowden, Executive Director
Kent Nebel, Director of Legal Affairs
John Olds, M.D., Medical Advisor
Jennifer Huisman, Investigator
Natalie Sipes, Director of Licensure
Amy Van Maanen, Iowa Physician Health Program
Coordinator
Emily Zalasky, Iowa Physician Health Program Case Manager
Kari Rolls, Administrative Assistant
Chrissy Greco, Assistant to Executive Director
Julie Bussanmas, Assistant Attorney General**

At 8:05 a.m., on a motion by Hamed Tewfik, M.D., seconded by Nicole Gilg Gachiani, M.D., all members present voted to meet in closed session, pursuant to Iowa Code Sections 21.5(1) "a," "d," and "f," to discuss strategy with counsel in matters that are presently in litigation or where litigation is imminent, whether to initiate licensee disciplinary proceedings and discuss the decision to be rendered in a contested case. Ronald Cheney, D.O., Diane Clark, Nicole Gilg Gachiani, M.D., Ronald Kolegraff, M.D., KellyAnn Light-McGroary, M.D., Mary Jo Romano, Hamed Tewfik, M.D., Kyle Ulveling, M.D., and Charles Wadle, D.O., all voted aye in a roll call vote to approve the motion.

At 8:52 a.m., while still in closed session, all members present voted in favor of a motion by Kyle Ulveling, M.D., seconded by Nicole Gilg Gachiani, M.D., to meet in an open session. In open session, the Board took the following actions:

On a motion by Ronald Cheney, D.O., seconded by Charles Wadle, D.O., all Board members present voted to **accept** the Settlement Agreement for Foad Elahi, M.D., file 02-2015-172. KellyAnn Light-McGroary, M.D., recused.

On a motion by Ronald Cheney, D.O., seconded by Charles Wadle, D.O., all Board members present voted to **accept** the combined Statement of Charges and Settlement Agreement for Noli R. Mendoza, D.O., files 03-2016-595 and 03-2016-633.

On a motion by Ronald Cheney, D.O., seconded by Charles Wadle, D.O., all Board members present voted to **file Statement of Charges** against Joseph P. Shader, M.D., file 02-2016-498.

On a motion by Ronald Cheney, D.O., seconded by Charles Wadle, D.O., all Board members present voted to **leave open** file 02-2014-497.

On a motion by Ronald Cheney, D.O., seconded by Charles Wadle, D.O., all Board members present voted to **leave open** file 02-2015-207.

On a motion by Ronald Cheney, D.O., seconded by Charles Wadle, D.O., all Board members present voted to **leave open** file 02-2015-523.

On a motion by Ronald Cheney, D.O., seconded by Charles Wadle, D.O., all Board members present voted to **close** file 02-2015-661, with **no formal action**.

On a motion by Ronald Cheney, D.O., seconded by Charles Wadle, D.O., all Board members present voted to **affirm** its original decision to **close** file 02-2016-219, **with no formal disciplinary action**.

On a motion by Mary Jo Romano, seconded by Charles Wadle, D.O., all Board members present voted to **affirm** its original decision to **close** file 02-2015-604, **with no formal disciplinary action**. Ronald Cheney, D.O., recused.

On a motion by KellyAnn Light-McGroary, M.D., seconded by Charles Wadle, D.O., all Board members present voted to **affirm** its original decision to **close** file 02-2015-605, **with no formal disciplinary action**. Ronald Cheney, D.O., recused.

On a motion by Nicole Gilg Gachiani, M.D., seconded by Charles Wadle, D.O., all Board members present voted to **affirm** its original decision to **close** file 02-2015-606, **with no formal disciplinary action**. Ronald Cheney, D.O., recused.

On a motion by Ronald Cheney, D.O., seconded by Charles Wadle, D.O., all Board members present voted to **affirm** its original decision to **close** file 02-2014-412, **with no formal disciplinary action**.

On a motion by Ronald Cheney, D.O., seconded by Charles Wadle, D.O., all Board members present voted to **leave open** file 02-2016-441.

On a motion by Mary Jo Romano, seconded by Charles Wadle, D.O., all Board members present voted to **affirm** its original decision to **close** file 02-2015-322, **with no formal disciplinary action**.

On a motion by Mary Jo Romano, seconded by Charles Wadle, D.O., all Board members present voted to **leave open** file 02-2011-584.

On a motion by Mary Jo Romano, seconded by Charles Wadle, D.O., all Board members present voted to **close** file 02-2016-295, with **no formal action**.

On a motion by Mary Jo Romano, seconded by Charles Wadle, D.O., all Board members present voted to **leave open** file 03-2012-174. Nicole Gilg Gachiani, M.D.

On a motion by Mary Jo Romano, seconded by Charles Wadle, D.O., all Board members present voted to **leave open** file 03-2013-282. Ronald Cheney, D.O., and Kyle Ulveling, M.D., recused.

On a motion by Kyle Ulveling, M.D., seconded by Charles Wadle, D.O., all Board members present voted to **leave open** file 02-2016-271.

On a motion by Kyle Ulveling, M.D., seconded by Charles Wadle, D.O., all Board members present voted to **leave open** file 02-2016-067.

On a motion by Kyle Ulveling, M.D., seconded by Charles Wadle, D.O., all Board members present voted to **close** file 03-2016-663, with **no formal action**.

On a motion by Kyle Ulveling, M.D., seconded by Charles Wadle, D.O., all Board members present voted to **leave open** file 02-2015-257.

On a motion by Kyle Ulveling, M.D., seconded by Charles Wadle, D.O., all Board members present voted to **close** file 02-2016-432, with **no formal action**. Ronald Cheney, D.O., recused.

On a motion by Kyle Ulveling, M.D., seconded by Charles Wadle, D.O., all Board members present voted to **close** file 02-2016-433, with **no formal action**. Ronald Cheney, D.O., recused.

On a motion by Kyle Ulveling, M.D., seconded by Charles Wadle, D.O., all Board members present voted to **close** file 02-2016-434, with **no formal action**. Ronald Cheney, D.O., recused.

On a motion by Kyle Ulveling, M.D., seconded by Charles Wadle, D.O., all Board members present voted to **close** file 02-2016-435, with **no formal action**. Ronald Cheney, D.O., recused.

On a motion by Kyle Ulveling, M.D., seconded by Charles Wadle, D.O., all Board members present voted to **close** file 02-2016-436, with **no formal action**. Ronald Cheney, D.O., recused.

On a motion by Kyle Ulveling, M.D., seconded by Charles Wadle, D.O., all Board members present voted to **close** file 02-2016-437, with **no formal action**. Ronald Cheney, D.O., recused.

On a motion by Kyle Ulveling, M.D., seconded by Charles Wadle, D.O., all Board members present voted to **close** file 02-2017-062, with **no formal action**.

On a motion by Kyle Ulveling, M.D., seconded by Charles Wadle, D.O., all Board members present voted to **leave open** file 02-2016-655.

On a motion by Kyle Ulveling, M.D., seconded by Charles Wadle, D.O., all Board members present voted to **close** file 02-2016-451, with **no formal action**.

On a motion by Kyle Ulveling, M.D., seconded by Charles Wadle, D.O., all Board members present voted to **leave open** file 02-2017-010.

On a motion by Kyle Ulveling, M.D., seconded by Charles Wadle, D.O., all Board members present voted to **leave open** file 02-2016-352.

On a motion by Kyle Ulveling, M.D., seconded by Charles Wadle, D.O., all Board members present voted to **close** file 02-2015-645, with **no formal action**.

On a motion by Kyle Ulveling, M.D., seconded by Charles Wadle, D.O., all Board members present voted to **leave open** file 03-2017-136.

On a motion by Kyle Ulveling, M.D., seconded by Charles Wadle, D.O., all Board members present voted to **leave open** file 02-2016-632.

On a motion by Kyle Ulveling, M.D., seconded by Charles Wadle, D.O., all Board members present voted to **leave open** file 03-2014-663.

On a motion by Kyle Ulveling, M.D., seconded by Charles Wadle, D.O., all Board members present voted to **leave open** file 02-2016-361.

On a motion by Kyle Ulveling, M.D., seconded by Charles Wadle, D.O., all Board members present voted to **leave open** file 02-2016-362.

On a motion by Kyle Ulveling, M.D., seconded by Charles Wadle, D.O., all Board members present voted to **close** file 02-2016-635, with **no formal action**. Ronald Kolegraff, M.D., and KellyAnn Light-McGroary, M.D., recused.

On a motion by Kyle Ulveling, M.D., seconded by Charles Wadle, D.O., all Board members present voted to **close** file 02-2016-636, with **no formal action**. Ronald Kolegraff, M.D., and KellyAnn Light-McGroary, M.D., recused.

On a motion by Kyle Ulveling, M.D., seconded by Charles Wadle, D.O., all Board members present voted to **close** file 02-2016-621, with **no formal action**.

On a motion by Kyle Ulveling, M.D., seconded by Charles Wadle, D.O., all Board members present voted to **leave open** file 03-2016-654.

On a motion by Kyle Ulveling, M.D., seconded by Charles Wadle, D.O., all Board members present voted to **close** file 02-2017-056, with **no formal action**. Nicole Gilg Gachiani, M.D., recused.

On a motion by Kyle Ulveling, M.D., seconded by Charles Wadle, D.O., all Board members present voted to **close** file 02-2016-694, with **no formal action**. Ronald Cheney, D.O., and Nicole Gilg Gachiani, M.D., recused.

On a motion by Kyle Ulveling, M.D., seconded by Charles Wadle, D.O., all Board members present voted to **close** file 03-2017-020, with **no formal action**. Diane Clark recused.

On a motion by Kyle Ulveling, M.D., seconded by Charles Wadle, D.O., all Board members present voted to **close** file 02-2016-645, with **no formal action**.

On a motion by Nicole Gilg Gachiani, M.D., seconded by Charles Wadle, D.O., all Board members present voted to **leave open** file 02-2016-697.

On a motion by Nicole Gilg Gachiani, M.D., seconded by Charles Wadle, D.O., all Board members present voted to **close** file 03-2017-026, with **no formal action**.

On a motion by Nicole Gilg Gachiani, M.D., seconded by Charles Wadle, D.O., all Board members present voted to **leave open** file 02-2016-176.

On a motion by Nicole Gilg Gachiani, M.D., seconded by Charles Wadle, D.O., all Board members present voted to **close** file 02-2016-177, with **no formal action**.

On a motion by Nicole Gilg Gachiani, M.D., seconded by Charles Wadle, D.O., all Board members present voted to **close** file 02-2016-178, with **no formal action**.

On a motion by Nicole Gilg Gachiani, M.D., seconded by Charles Wadle, D.O., all Board members present voted to **close** file 02-2016-412, with **no formal action**.

On a motion by Nicole Gilg Gachiani, M.D., seconded by Charles Wadle, D.O., all Board members present voted to **close** file 02-2016-321, with **no formal action**.

On a motion by Nicole Gilg Gachiani, M.D., seconded by Charles Wadle, D.O., all Board members present voted to **close** file 02-2016-554, with **no formal action**.

On a motion by Nicole Gilg Gachiani, M.D., seconded by Charles Wadle, D.O., all Board members present voted to **leave open** file 02-2016-369.

On a motion by Nicole Gilg Gachiani, M.D., seconded by Charles Wadle, D.O., all Board members present voted to **close** file 02-2016-463, with **no formal action**.

On a motion by Nicole Gilg Gachiani, M.D., seconded by Charles Wadle, D.O., all Board members present voted to **close** file 03-2016-616, with **no formal action**.

On a motion by Nicole Gilg Gachiani, M.D., seconded by Charles Wadle, D.O., all Board members present voted to **leave open** file 02-2014-608. Ronald Kolegraff, M.D., recused.

On a motion by Nicole Gilg Gachiani, M.D., seconded by Charles Wadle, D.O., all Board members present voted to **close** file 03-2016-616, with **no formal action**. Ronald Kolegraff, M.D., recused.

On a motion by Nicole Gilg Gachiani, M.D., seconded by Charles Wadle, D.O., all Board members present voted to **close** file 03-2012-133, with **no formal action**. Ronald Cheney, D.O., recused.

On a motion by Nicole Gilg Gachiani, M.D., seconded by Charles Wadle, D.O., all Board members present voted to **leave open** file 02-2017-068.

On a motion by Nicole Gilg Gachiani, M.D., seconded by Charles Wadle, D.O., all Board members present voted to **close** file 02-2013-567, with **no formal action**.

On a motion by Nicole Gilg Gachiani, M.D., seconded by Charles Wadle, D.O., all Board members present voted to **leave open** file 02-2013-414.

On a motion by Nicole Gilg Gachiani, M.D., seconded by Charles Wadle, D.O., all Board members present voted to **close** file 02-2013-503, with **no formal action**.

On a motion by Nicole Gilg Gachiani, M.D., seconded by Charles Wadle, D.O., all Board members present voted to **close** file 02-2014-057, with **no formal action**.

On a motion by Nicole Gilg Gachiani, M.D., seconded by Charles Wadle, D.O., all Board members present voted to **close** file 02-2016-268, with **no formal action**.

On a motion by Nicole Gilg Gachiani, M.D., seconded by Charles Wadle, D.O., all Board members present voted to **leave open** file 02-2015-198.

On a motion by Nicole Gilg Gachiani, M.D., seconded by Charles Wadle, D.O., all Board members present voted to **leave open** file 02-2014-135.

On a motion by Nicole Gilg Gachiani, M.D., seconded by Charles Wadle, D.O., all Board members present voted to **close** file 02-2015-016, with **no formal action**.

On a motion by Nicole Gilg Gachiani, M.D., seconded by Charles Wadle, D.O., all Board members present voted to **close** file 02-2014-117, with **no formal action**. Ronald Cheney, D.O., recused.

On a motion by Nicole Gilg Gachiani, M.D., seconded by Charles Wadle, D.O., all Board members present voted to **close** file 02-2014-117, with **no formal action**. Mary Jo Romanco and Kyle Ulveling, M.D., recused.

On a motion by Nicole Gilg Gachiani, M.D., seconded by Charles Wadle, D.O., all Board members present voted to **leave open** file 03-2016-615.

On a motion by Nicole Gilg Gachiani, M.D., seconded by Charles Wadle, D.O., all Board members present voted to **leave open** file 03-2014-011.

On a motion by Nicole Gilg Gachiani, M.D., seconded by Charles Wadle, D.O., all Board members present voted to **leave open** file 02-2017-035.

On a motion by Ronald Cheney, D.O., seconded by Nicole Gilg Gachiani, M.D., all Board members present voted to **accept** the Screening Committee Report and its recommendations.

On a motion by Kyle Ulveling, M.D., seconded by Ronald Cheney, D.O., all Board members present voted to **accept** the Monitoring Committee Report and its recommendations.

On a motion by Nicole Gilg Gachiani, M.D., seconded by Mary Jo Romanco, all Board members present voted to **accept** the Licensure Committee Report and its recommendations.

At 9:13 a.m., Diane Clark, Chair, called the open session/public meeting to order. A roll call was taken to establish a presence of a quorum of the Board.

Chair Clark asked public members to introduce themselves and thanked them for attending.

Public in attendance

| | |
|-----------------|---|
| Leah McWilliams | Executive Director - Iowa Osteopathic Medical Association |
| Clare Kelly | Iowa Medical Society |
| Tony Leys | Des Moines Register |

Opportunity for public comment

No comments made at this time.

Board Minutes for Consideration of Approval

1. December 15-16, 2016, meeting - Open and Closed

On a motion by Nicole Gilg-Gachiani, M.D., seconded by Hamed Tewfik, M.D., the Board approved the open and closed December 15-16, 2016 meeting minutes, as presented.

2. January 19, 2017, teleconference - Open and Closed

On a motion by Nicole Gilg-Gachiani, M.D., seconded by KellyAnn Light-McGroary, M.D. the Board approved the open and closed January 19, 2017 teleconference minutes, as presented

3. February 16-17, 2017, meeting - Open and Closed

On a motion by Kyle Ulveling, M.D., seconded by Hamed Tewfik, M.D. the Board approved the open and closed February 16-17, 2017 meeting minutes, as presented

4. March 9, 2017, teleconference - Open and Closed

On a motion by Nicole Gilg-Gachiani, M.D., seconded by Ronald Cheney, D.O. the Board approved the open and closed March 9, 2017 teleconference minutes, as presented

Chair's Report

Diane Clark spoke about attending a conference at the Center of Personalized Education for Physicians (CPEP), Denver, CO, in January. She encouraged other Board members to attend a conference to learn more about the CPEP evaluations performed for physicians under investigation by the Board.

She reported that the seven member states, including Iowa, are receiving applications for letters of qualifications to seek multiple-state licensure through the Interstate Medical Licensure Compact. She deferred to Executive Director Mark Bowden to elaborate on the status of the Compact.

Executive Director's Report

INTERSTATE MEDICAL LICENSURE COMPACT: Qualified physicians living or practicing in Iowa are beginning to use a new process to quickly gain licensure in 17 other states that have joined the Interstate Medical Licensure Compact. The expedited licensure process formally began April 4 in Iowa and by April 10 the Board of Medicine had received applications from 10 physicians who seek to qualify for licensure through the Compact. Qualified physicians must designate one of the Compact states as their state of principal license and attest that the designated state is their primary residence, or the state where at least 25 percent of their practice of medicine occurs, or is the location of their employer, or the state they use for purposes of federal income tax. Physicians who designate Iowa as their state of principal licensure will be reviewed by the Iowa Board of Medicine, which will issue a letter of qualification expressing whether or not they are eligible for licensure through the Compact. If approved, physicians will select Compact states where they want a medical license and the Compact will notify those states to issue the license. The 18 states participating in the Compact are Iowa, Alabama, Arizona, Colorado, Idaho, Illinois, Kansas, Minnesota, Mississippi, Montana, Nevada, New Hampshire, Pennsylvania, South Dakota, Utah, West Virginia, Wisconsin, and Wyoming. Eleven of the 18 Compact states are still working to ensure their ability to access the FBI's criminal background check system as a part of the process to determine if a physician is eligible for licensure through

the Compact. At this time, only doctors who hold a full, unrestricted license in at least one of seven states (Iowa, Alabama, Idaho, Kansas, West Virginia, Wisconsin and Wyoming) can apply to be licensed in one or more of the 17 other states. Applicants for licensure through the Compact will pay a service fee for the expedited licensure process and the licensure fee for each state medical license issued. To learn more about the Compact or to initiate an application for a letter of qualification go to <https://www.imlcc.org>

BOARD APPOINTMENTS: Governor Terry Branstad and Lieutenant Governor Kim Reynolds have appointed three members to three-year terms on the Board of Medicine, effective May 1:

- **Diane Clark, Lake Mills** – a public member of the Board, she is a retired physician services administrator. She was appointed to the Board in 2011 and reappointed in 2014.
- **Hamed Tewfik, M.D., of Iowa City** - a physician member of the Board, he is a radiation oncologist at the Iowa City Cancer Treatment Center. He was appointed to the Board in 2011 and reappointed in 2014.
- **Brian Wilson, D.O., Spencer** – A physician member of the Board, he will succeed Ronald Cheney, D.O., who did not seek reappointment. Dr. Wilson, a 1984 graduate of Kirksville College of Osteopathic Medicine, is an Obstetrician-Gynecologist and has been licensed in Iowa since 1996. Orientation for Dr. Wilson is scheduled for April 26.

FSMB ANNUAL MEETING: Board Chair Diane Clark will be Iowa's voting delegate at the Federation of State Medical Boards' House of Delegates meeting on April 22 in Fort Worth, TX. Board members Clark and Kyle Ulveling, M.D., and four members of the Board's staff will attend the FSMB's annual meeting, April 20-22.

OTHER REPORTS:

- Updates were given by Mr. Bowden regarding the Board's 2016 Annual Report statistics, the new website under development, and filling the open position in licensure previously held by Amanda Woltz, who took a position with the Board of Pharmacy.
- Mr. Bowden asked Natalie Sipes, Director of Licensure, to present a PowerPoint presentation outlining the updates to the AMANDA - Find a Physician database.
- Mr. Bowden asked Shantel Billington, Office Manager, to report on the record retention and scanning projects underway using Source Hove.

Report on subcommittee working with a similar subcommittee of the Board of Psychology to write joint rules to implement legislation authorizing certain psychologists to prescribe psychotropic medicines - Charles Wadle, D.O., chair

Dr. Wadle reported the next meeting of the subcommittees is being held May 19, 2017. He said the subcommittees of the Boards of Medicine and Psychology have accomplished a lot in their work on joint rules, but acknowledged there remains differences on education requirements for psychologists who would be eligible to prescribe. Dr. Wadle said the Board of Medicine's subcommittee will likely hold a teleconference prior to joint meeting on May 19. He will give an update subcommittees' work at the June Board meeting.

Administrative rules

Mr. Bowden reported that staff continues to discuss administrative rules pursuant to legislation that requires a review of all rules. He said a report will be presented to the Board in July and filed with the Governor's office by the end of August.

The following 2017 legislation was reviewed:

HF532 - mandatory prescriber registration with the Prescription Drug Monitoring Program.

HF577 - Lyme disease treatment

HF591 - supervision of physician assistants.

HF600 - licensure of genetic counselors

SF1 - job impact study on proposed administrative rules

SF250 - mandatory letter on dense breast tissue

SF465 - medical liability reform

SF471 - 3-day wait period, 20-week ban for abortions

Office of Ombudsman - A System Unaccountable: A Special Report on Iowa's Professional Licensing Boards

Mr. Bowden, Julie Bussanmas and Kent Nebel spoke about a report issued by the State of Iowa Office of Ombudsman on February 27, 2017. The report raised concerns about several aspects of work performed by Iowa's health professions licensing boards. Mr. Nebel and Ms. Bussanmas reviewed several "take aways" from the report, reminding Board members of the importance of communication and follow-up with complainants and the thorough reviews and discussions of investigative reports. The Iowa Board of Medicine was not investigated in this report. Mr. Bowden reported that the Ombudsman will visit the Board staff in May, 2017.

Interstate Medical Licensure Compact

Mr. Bowden spoke about the licensing process being engaged, the 18 states in the Compact with more to follow and covered the criteria to obtain licensure with the Compact. The next commission meeting being held May 22, 2017, in St. Paul, MN.

Judicial Review update by Julie Bussanmas, Assistant Attorney General

Ms. Bussanmas provided the following update:

- Rabi v. BOM (Iowa Supreme Court) – Rabi filed a notice of appeal challenging the District Court decision affirming the Board's disciplinary order. Rabi's filed his brief on January 12, 2017. The Board filed its brief in March. Dr. Rabi has now filed his reply brief. Awaiting a decision on whether the Supreme Court will retain the case and whether oral argument will be granted.

Federation of State Medical Boards

The Federation of State Medical Boards annual meeting will be held April 20-22, 2017 in Fort Worth, Texas. Board members attending will be Diane Clark and Kyle Ulveling. Board staff attending will be Executive Director, Mark Bowden, Chief Investigator, Jim Graham and Director of Licensure, Natalie Sipes. Amy Van Maanen, coordinator of the Iowa Physician Health Program, will attend the Federation of State Physician Health Programs, which will meet in Fort Worth at the same time of the FSMB meeting.

Iowa Physician Health Committee/Program Update

Year to date statistics were given by Amy Van Maanen, Program Coordinator.

Correspondence, reports & articles included in Board materials include the following:

- *Shortage of Genetic Counselors in Face of Growing Need*, Medscape Medical News, March 13, 2017.
- *Stronger malpractice laws may not prevent surgical complications*, Reuters, January 27, 2017.
- *The Upside of Surprise Joint Commission Surveys*, JAMA, March 20, 2017.
- *WHO puts medication errors on global hit list*, FierceHealthCare.com, April 3, 2017.

Committee Reports

Licensure -- Natalie Sipes, Director of Licensure, provided the following report:

- **Petitions for waiver** - The Committee reviewed all petitions for waiver of licensure rules submitted to the Board since 1998. The Committee does a periodic review of all waiver petitions and determines whether or not a change to Iowa Administrative Code is warranted. The Committee is not recommending any changes to the rules based on recent waiver decisions.
- **Special license discussion** - The Committee continued an ongoing discussion about special licenses. A special license allows practice by a highly specialized physician who is appointed as an academic staff member of a college of medicine when the physician does not meet qualifications for permanent licensure. The Committee reviewed information provided by the University of Iowa Hospitals and Clinics at the request of the Committee. Staff was instructed to gather additional information for continued discussion at the June 1, 2017, meeting.
- **Committee work** - The Licensure Committee reviewed five applications. Four applications were left open and one waiver was reviewed by the full Board for Tamer Abdelrhman, M.D. The committee approved ten letters of warning. Dr. Abdelrhman is requesting the Board waive 653 IAC 9.3(1)c(2), which requires continuous, progressive, accredited training in a program approved by the Board. The Board approves programs accredited by the Accreditation Council for Graduate Medical Education, American Osteopathic Association; Royal College of Physicians and Surgeons of Canada, and the College of Family Physicians of Canada. The applicant completed a three-year non-accredited Radiation Oncology research fellowship and a two-year non-accredited Oncology Fellowship at Northwestern University School of Medicine.

On a motion by KellyAnn Light-McGroary, M.D., seconded by Ronald Cheney, D.O., the Board denied the request for waiver.

Monitoring - Report was reviewed in closed session – no further action needed in open session.

On a motion by Ronald Cheney, D.O., seconded by Hamed Tewfik, M.D., the Board approved the Monitoring Committee Report, as presented

Screening - Screening had 25 cases for review, two were left open for further investigation.

On a motion by Hamed Tewfik, M.D., seconded by Ronald Kolegraff, M.D., the Board approved the Screening Committee Report, as presented

2017-18 Board organization

It was determined to delay election of Board officers until later this month, given the Iowa Senate has not voted yet on two of Governor Branstad's Board appointments, Diane Clark and Hamed Tewfik, M.D.

The Board did recognize Ronald Cheney, D.O., who is completing his term on the Board and did not seek reappointment.

On a motion by Kyle Ulveling, M.D., seconded by Hamed Tewfik, M.D., the Board approved the 2018 meeting schedule, as presented.

At 11:13 a.m., on a motion by KellyAnn Light-McGroary, M.D., seconded Kyle Ulveling, M.D., all members present voted to adjourn the meeting.

These minutes were prepared by Secretary 3 Chrissy Greco and Administrative Assistant 2 Kari Rolls.