



Fields of Opportunities

STATE OF IOWA

KIM REYNOLDS, GOVERNOR
ADAM GREGG, LT. GOVERNOR

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

**IOWA BOARD OF MEDICINE
APRIL 5-6, 2018
BOARD MEETING
AIRPORT HOLIDAY INN, 6111 FLEUR DRIVE, DES MOINES, IA**

OPEN MINUTES

THURSDAY, APRIL 5, 2018:

MEMBERS PRESENT: Kyle Ulveling, M.D., Chair
KellyAnn Light-McGroary, M.D., Vice Chair
Diane Cortese, Secretary
Nicole Gilg Gachiani, M.D.
Warren Gall, M.D.
Ronald Kolegraff, M.D.
Mary Jo Romano
Charles Wadle, D.O.
Brian Wilson, D.O.

MEMBERS ABSENT: None

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

At 11:11 a.m., Kyle Ulveling, M.D., Chair, called the meeting to order, and declared a quorum present.

At 11:12 a.m., on a motion by Charles Wadle, D.O., seconded by Mary Jo Romano, all members present voted to meet in closed session, pursuant to Iowa Code Sections 21.5(1) “a,” “d,” and “f,” to review or discuss records which are required or authorized by state or federal law to be kept confidential, discuss the contents of a licensing examination or whether to initiate licensee disciplinary investigations or proceedings, and discuss the decision to be rendered in a contested case. Diane Cortese, Nicole Gilg Gachiani, M.D., Warren Gall, M.D., Ronald Kolegraff, M.D., KellyAnn Light-McGroary, M.D., Mary Jo Romano, Kyle Ulveling, M.D., Charles Wadle, D.O., and Brian Wilson, D.O., all voted aye in a roll call vote to approve the motion.

KellyAnn Light-McGroary, M.D., left the meeting at 12:00 p.m. Dr. Light-McGroary, M.D., re-joined the meeting at 12:27 p.m. Dr. Light-McGroary, M.D., left the meeting at 3:08 p.m. Dr. Light-McGroary, M.D., re-joined the meeting at 3:55 p.m.

At 4:37 p.m., while still in closed session, all members present voted in favor of a motion by KellyAnn Light-McGroary, M.D., seconded by Diane Cortese, to meet in an open session. In open session, the Board took the following actions:

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

On a motion by Kyle Ulveling, M.D., seconded by KellyAnn Light-McGroary, M.D., all Board members present voted to **leave open** file 02-2017-312. Ronald Kolegraff, M.D., recused.

On a motion by Kyle Ulveling, M.D., seconded by KellyAnn Light-McGroary, M.D., all Board members present voted to **leave open** file 03-2015-452.

On a motion by Kyle Ulveling, M.D., seconded by KellyAnn Light-McGroary, M.D., all Board members present voted to **leave open** file 02-2017-282.

On a motion by Kyle Ulveling, M.D., seconded by KellyAnn Light-McGroary, M.D., all Board members present voted to **leave open** file 02-2016-369.

On a motion by Kyle Ulveling, M.D., seconded by KellyAnn Light-McGroary, M.D., all Board members present voted to **leave open** file 02-2014-391.

On a motion by Kyle Ulveling, M.D., seconded by KellyAnn Light-McGroary, M.D., all Board members present voted to **leave open** file 02-2014-582.

On a motion by Kyle Ulveling, M.D., seconded by KellyAnn Light-McGroary, M.D., all Board members present voted to **leave open** file 02-2015-521.

On a motion by Brian Wilson, D.O., seconded by KellyAnn Light-McGroary, M.D., all Board members present voted to **leave open** file 02-2017-025. Kyle Ulveling, M.D., recused.

On a motion by Kyle Ulveling, M.D., seconded by KellyAnn Light-McGroary, M.D., all Board members present voted to **leave open** file 03-2017-364.

On a motion by Kyle Ulveling, M.D., seconded by KellyAnn Light-McGroary, M.D., all Board members present voted to **leave open** file 03-2017-403.

On a motion by Kyle Ulveling, M.D., seconded by KellyAnn Light-McGroary, M.D., all Board members present voted to **leave open** file 03-2017-641.

On a motion by Kyle Ulveling, M.D., seconded by KellyAnn Light-McGroary, M.D., all Board members present voted to **leave open** file 03-2016-548.

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

On a motion by Kyle Ulveling, M.D., seconded by KellyAnn Light-McGroary, M.D., all Board members present voted to **leave open** file 03-2017-149.

On a motion by Kyle Ulveling, M.D., seconded by KellyAnn Light-McGroary, M.D., all Board members present voted to **leave open** file 03-2017-347.

On a motion by Kyle Ulveling, M.D., seconded by KellyAnn Light-McGroary, M.D., all Board members present voted to **leave open** file 02-2014-625.

On a motion by Kyle Ulveling, M.D., seconded by KellyAnn Light-McGroary, M.D., all Board members present voted to **leave open** file 02-2016-139.

On a motion by Ronald Kolegraff, M.D., seconded by Mary Jo Romanco, all Board members present voted to **leave open** file 02-2017-105. KellyAnn Light-McGroary, M.D., recused.

On a motion by Ronald Kolegraff, M.D., seconded by Mary Jo Romanco, all Board members present voted to **leave open** file 02-2017-139. KellyAnn Light-McGroary, M.D., recused.

On a motion by Ronald Kolegraff, M.D., seconded by KellyAnn Light-McGroary, M.D., all Board members present voted to **affirm** its original decision to **close** file 02-2016-583, **with no formal disciplinary action**.

On a motion by Ronald Kolegraff, M.D., seconded by KellyAnn Light-McGroary, M.D., all Board members present voted to **affirm** its original decision to **close** file 02-2016-585, **with no formal disciplinary action**.

On a motion by Charles Wadle, D.O., seconded by KellyAnn Light-McGroary, M.D., all Board members present voted to **affirm** its original decision to **close** file 02-2016-160, **with no formal disciplinary action**. Ronald Kolegraff, M.D., and Brian Wilson, D.O., recused.

On a motion by Ronald Kolegraff, M.D., seconded by KellyAnn Light-McGroary, M.D., all Board members present voted to **affirm** its original decision to **close** file 02-2014-135, **with no formal disciplinary action**.

On a motion by Ronald Kolegraff, M.D., seconded by KellyAnn Light-McGroary, M.D., all Board members present voted to **affirm** its original decision to **close** file 02-2017-400, **with no formal disciplinary action**.

On a motion by Ronald Kolegraff, M.D., seconded by KellyAnn Light-McGroary, M.D., all Board members present voted to **affirm** its original decision to **close** file 02-2017-413, **with no formal disciplinary action**.

On a motion by Ronald Kolegraff, M.D., seconded by KellyAnn Light-McGroary, M.D., all Board members present voted to **affirm** its original decision to **close** file 02-2016-271, **with no formal disciplinary action**.

On a motion by Ronald Kolegraff, M.D., seconded by KellyAnn Light-McGroary, M.D., all Board members present voted to **affirm** its original decision to **close** file 02-2017-300, **with no formal disciplinary action**.

On a motion by Ronald Kolegraff, M.D., seconded by KellyAnn Light-McGroary, M.D., all Board members present voted to **affirm** its original decision to **close** file 02-2013-101, **with no formal disciplinary action**.

On a motion by Ronald Kolegraff, M.D., seconded by KellyAnn Light-McGroary, M.D., all Board members present voted to **affirm** its original decision to **close** file 02-2016-441, **with no formal disciplinary action**.

On a motion by Ronald Kolegraff, M.D., seconded by KellyAnn Light-McGroary, M.D., all Board members present voted to **leave open** file 02-2015-381.

On a motion by Diane Cortese, seconded by KellyAnn Light-McGroary, M.D., all Board members present voted to **close** file 02-2015-221, with **no formal action**.

On a motion by Diane Cortese, seconded by KellyAnn Light-McGroary, M.D., all Board members present voted to **close** file 03-2015-667, with **no formal action**.

On a motion by Diane Cortese, seconded by KellyAnn Light-McGroary, M.D., all Board members present voted to **leave open** file 02-2016-627.

On a motion by Diane Cortese, seconded by KellyAnn Light-McGroary, M.D., all Board members present voted to **close** file 02-2017-291, with **no formal action**.

On a motion by Diane Cortese, seconded by KellyAnn Light-McGroary, M.D., all Board members present voted to **close** file 02-2016-667, with **no formal action**.

On a motion by Diane Cortese, seconded by KellyAnn Light-McGroary, M.D., all Board members present voted to **leave open** file 03-2015-451.

On a motion by Diane Cortese, seconded by KellyAnn Light-McGroary, M.D., all Board members present voted to **close** file 02-2016-712, with **no formal action**.

On a motion by Diane Cortese, seconded by KellyAnn Light-McGroary, M.D., all Board members present voted to **close** file 02-2016-713, with **no formal action**.

On a motion by Diane Cortese, seconded by KellyAnn Light-McGroary, M.D., all Board members present voted to **close** file 03-2017-506, with **no formal action**.

On a motion by Diane Cortese, seconded by KellyAnn Light-McGroary, M.D., all Board members present voted to **close** file 02-2017-039, with **no formal action**.

On a motion by Diane Cortese, seconded by KellyAnn Light-McGroary, M.D., all Board members present voted to **close** file 02-2017-501, with **no formal action**.

On a motion by Diane Cortese, seconded by KellyAnn Light-McGroary, M.D., all Board members present voted to **close** file 02-2017-246, with **no formal action**.

On a motion by Diane Cortese, seconded by KellyAnn Light-McGroary, M.D., all Board members present voted to **close** file 02-2016-701, with **no formal action**.

On a motion by Diane Cortese, seconded by KellyAnn Light-McGroary, M.D., all Board members present voted to **close** file 03-2017-507, with **no formal action**.

On a motion by Diane Cortese, seconded by KellyAnn Light-McGroary, M.D., all Board members present voted to **close** file 03-2017-508, with **no formal action**.

On a motion by Diane Cortese, seconded by KellyAnn Light-McGroary, M.D., all Board members present voted to **close** file 02-2017-378, with **no formal action**.

On a motion by Diane Cortese, seconded by KellyAnn Light-McGroary, M.D., all Board members present voted to **close** file 03-2017-257, with **no formal action**.

On a motion by Diane Cortese, seconded by KellyAnn Light-McGroary, M.D., all Board members present voted to **close** file 02-2017-504, with **no formal action**.

On a motion by Diane Cortese, seconded by KellyAnn Light-McGroary, M.D., all Board members present voted to **close** file 02-2016-045, with **no formal action**.

On a motion by Diane Cortese, seconded by KellyAnn Light-McGroary, M.D., all Board members present voted to **close** file 02-2014-091, with **no formal action**.

On a motion by Diane Cortese, seconded by KellyAnn Light-McGroary, M.D., all Board members present voted to **close** file 03-2016-552, with **no formal action**.

On a motion by Diane Cortese, seconded by KellyAnn Light-McGroary, M.D., all Board members present voted to **close** file 03-2017-274, with **no formal action**.

On a motion by Diane Cortese, seconded by KellyAnn Light-McGroary, M.D., all Board members present voted to **close** file 03-2017-275, with **no formal action**.

On a motion by Diane Cortese, seconded by KellyAnn Light-McGroary, M.D., all Board members present voted to **close** file 02-2017-276, with **no formal action**.

On a motion by Diane Cortese, seconded by KellyAnn Light-McGroary, M.D., all Board members present voted to **leave open** file 02-2017-337.

On a motion by Diane Cortese, seconded by KellyAnn Light-McGroary, M.D., all Board members present voted to **close** file 02-2017-338, with **no formal action**.

On a motion by Diane Cortese, seconded by KellyAnn Light-McGroary, M.D., all Board members present voted to **close** file 02-2017-292, with **no formal action**.

On a motion by Nicole Gilg Gachiani, M.D., seconded by KellyAnn Light-McGroary, M.D., all Board members present voted to **close** file 02-2017-333, with **no formal action**.

On a motion by Nicole Gilg Gachiani, M.D., seconded by KellyAnn Light-McGroary, M.D., all Board members present voted to **leave open** file 03-2017-249.

On a motion by Nicole Gilg Gachiani, M.D., seconded by KellyAnn Light-McGroary, M.D., all Board members present voted to **leave open** file 02-2017-663.

On a motion by Nicole Gilg Gachiani, M.D., seconded by KellyAnn Light-McGroary, M.D., all Board members present voted to **leave open** file 02-2017-664.

On a motion by Nicole Gilg Gachiani, M.D., seconded by KellyAnn Light-McGroary, M.D., all Board members present voted to **leave open** file 02-2017-665.

On a motion by Nicole Gilg Gachiani, M.D., seconded by KellyAnn Light-McGroary, M.D., all Board members present voted to **leave open** file 02-2017-629. Ronald Kolegraff, M.D., recused.

On a motion by Nicole Gilg Gachiani, M.D., seconded by KellyAnn Light-McGroary, M.D., all Board members present voted to **close** file 02-2017-532, with **no formal action**.

On a motion by Nicole Gilg Gachiani, M.D., seconded by KellyAnn Light-McGroary, M.D., all Board members present voted to **close** file 03-2017-515, with **no formal action**.

On a motion by Nicole Gilg Gachiani, M.D., seconded by KellyAnn Light-McGroary, M.D., all Board members present voted to **close** file 02-2017-630, with **no formal action**.

On a motion by Nicole Gilg Gachiani, M.D., seconded by KellyAnn Light-McGroary, M.D., all Board members present voted to **leave open** file 02-2015-382.

On a motion by Nicole Gilg Gachiani, M.D., seconded by KellyAnn Light-McGroary, M.D., all Board members present voted to **close** file 02-2015-329, with **no formal action**.

On a motion by Nicole Gilg Gachiani, M.D., seconded by KellyAnn Light-McGroary, M.D., all Board members present voted to **close** file 02-2017-538, with **no formal action**.

On a motion by Nicole Gilg Gachiani, M.D., seconded by KellyAnn Light-McGroary, M.D., all Board members present voted to **close** file 02-2017-484, with **no formal action**.

On a motion by Nicole Gilg Gachiani, M.D., seconded by KellyAnn Light-McGroary, M.D., all Board members present voted to **close** file 02-2018-006, with **no formal action**.

On a motion by Nicole Gilg Gachiani, M.D., seconded by KellyAnn Light-McGroary, M.D., all Board members present voted to **close** file 02-2017-435, with **no formal action**.

On a motion by Nicole Gilg Gachiani, M.D., seconded by KellyAnn Light-McGroary, M.D., all Board members present voted to **close** file 02-2017-368, with **no formal action**.

On a motion by Nicole Gilg Gachiani, M.D., seconded by KellyAnn Light-McGroary, M.D., all Board members present voted to **leave open** file 03-2017-457.

On a motion by Nicole Gilg Gachiani, M.D., seconded by KellyAnn Light-McGroary, M.D., all Board members present voted to **close** file 02-2017-638, with **no formal action**.

On a motion by Nicole Gilg Gachiani, M.D., seconded by KellyAnn Light-McGroary, M.D., all Board members present voted to **close** file 02-2017-031, with **no formal action**.

On a motion by Nicole Gilg Gachiani, M.D., seconded by KellyAnn Light-McGroary, M.D., all Board members present voted to **close** file 02-2017-198, with **no formal action**.

On a motion by Nicole Gilg Gachiani, M.D., seconded by KellyAnn Light-McGroary, M.D., all Board members present voted to **close** file 02-2017-286, with **no formal action**.

On a motion by Nicole Gilg Gachiani, M.D., seconded by KellyAnn Light-McGroary, M.D., all Board members present voted to **close** file 02-2017-498, with **no formal action**.

On a motion by KellyAnn Light-McGroary, M.D., seconded by Nicole Gilg Gachiani, M.D., all Board members present voted to **accept** the Monitoring Committee report and its recommendations.

On a motion by Warren Gall, M.D., seconded by Brian Wilson, D.O., all Board members present voted to **accept** the Screening Committee report and its recommendations.

Executive Director Mark Bowden discussed the hearing schedule for the next three months, reminding Board members that he must have their availability responses before he can engage alternate members for hearings. Also, he reviewed the agenda for the Friday, April 6, 2018, public session.

At 4:47 p.m., all members present voted in favor of a motion by KellyAnn Light-McGroary, M.D., seconded by Nicole Gilg Gachiani, M.D., to adjourn the meeting and to meet at 9 a.m. Friday, April 6, 2018.

FRIDAY, APRIL 6, 2018:

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

MEMBERS ABSENT: Warren Gall, M.D.

STAFF PRESENT: Mark Bowden, Executive Director
Kent Nebel, Director of Legal Affairs
John Olds, M.D., Medical Advisor
Jim Graham, Chief Investigator
Natalie Sipes, Director of Licensure & Administration
Chrissy Greco, Assistant to Executive Director
Dave McGlaughlin, Investigator
Shantel Billington, Office Manager/Financial Manager
Jordan Esbrook, Assistant Attorney General

At 9:04 a.m. Kyle Ulveling, M.D., Chair, called the meeting to order and declared a quorum present.

At 9:06 a.m., Dr. Ulveling asked the public in attendance to introduce themselves, and thanked them for attending. Public members in attendance are listed here:

Zach Baker	MedPharm Iowa
Ariane Carpenter	Aria Med Spa
Garen Carpenter	Aria Med Spa
Jennifer Caskey	Iowa Department of Public Health
Theresa Harms	Advocacy Strategies
Tony Leys	Des Moines Register
Leah McWilliams	Iowa Osteopathic Medical Association
Lucas Nelson	MedPharm Iowa
Jimmy Reyes	Iowa Board of Nursing

Dennis Tibben	Iowa Medical Society
Linda Thiesen	University of Iowa

Public Comments

Members of the public present are offered an opportunity to address the Board at this time or will be allowed to make comments as agenda items are considered by the Board. No comments were made at this time.

Board Minutes

On a motion by KellyAnn Light-McGroary, M.D., seconded by Mary Jo Romano, the Board approved the February 15-16, 2018, and March 8, 2018, open minutes as presented.

On a motion by Ronald Kolegraff, M.D., seconded by Mary Jo Romano, the Board approved the February 15-16, 2018, and March 8, 2018, closed minutes as presented.

Chair's Report

No report was presented.

Executive Director's Report

Mr. Bowden offered these updates:

BOARD ACTIONS -- From January 1 through March 31, 2018, the Board has reviewed 103 investigative cases and has filed charges against six licensees and has issued two consent agreements as a condition for issuing a medical license. In the same period, the Board issued 13 confidential letters of concern to licensees who have been the subject of investigations for competency or conduct complaints, or who had issues in their applications for licensure. In addition, the Board waived certain requirements for licensure for two applicants and initiated one rulemaking.

LICENSURE OF GENETIC COUNSELORS -- Governor Reynolds has signed 2018 Iowa Acts, Senate File 2228, which establishes the licensure and regulation of genetic counselors under the Board. Iowa will become one of two dozen states that license these healthcare providers who advise patients and their family members about the consequences and nature of an inherited disorder, the probability of developing or transmitting it, and the options available to manage/plan for the disorder. Iowa's new law will take effect January 1, 2019, but the Board may begin implementation prior to that date.

BOARD APPOINTMENTS -- Governor Kim Reynolds has appointed two new members to the Board and has re-appointed two members. These appointments, effective May 1, are subject to confirmation by the Iowa Senate: Katherine Asjes of Nevada, a public member of the Board to complete the unexpired term (2 years) of Teresa Garman of Ames; Philip Bear, D.O., of West Des Moines, a physician member of the Board to succeed Charles Wadle, D.O., West Des Moines; Mary Jo Romano of Pleasantville, a public member of the Board since 2015; and Kyle Ulveling, M.D., of Carroll, a physician member of the Board since 2015.

Administrative Rulemaking

Draft amendments for 653 IAC Chapter 13, "Standards of Practice and Principles of Medical Ethics." The draft amendments would implement 2017 Iowa Acts, Senate File 471, which concerns

limitations on and prerequisites for an abortion. Assistant Attorney General Jordan Esbrook advised the Board to delay initiating the rulemaking because the law is under judicial review.

ARC 3675C – Use of medical cannabidiol for patients with qualifying illness. The proposed amendment for 653 IAC Chapter 13, “Standards of practice and Principles of Medical Ethics,” establishes the process by which the Board of Medicine receives recommendations from the Public Health Department’s Medical Cannabidiol Board concerning amendments for the list of qualifying medical conditions and the form and the quantity of medical cannabidiol. The Board voted to notice the amendments on February 16, 2018. A public hearing on the rulemaking, **ARC 3675C**, was held April 4, 2018 and the Administrative Rules Review Committee will review **ARC 3675C** at 11 a.m. today (April 6).

Prescriptive authority for psychologists – Charles Wadle, D.O., chair of the Board of Medicine’s subcommittee working with a similar subcommittee from the Board of Psychology, provided an update on the subcommittees’ work to draft joint rules to implement 2016 Iowa Acts, Senate File 2188. This legislation authorizes certain psychologists to prescribe psychotropic medicines. Dr. Wadle stated that the subcommittees are nearing completion of their work to draft joint rules for consideration by both boards.

Further consideration of a request for waiver of Iowa Administrative Code 653-13.8(1). This concerns the delegation and supervision of medical aesthetic services performed by qualified licensed or certified non-physicians in medical spas. On March 8, 2018, the Board voted to deny the waiver as presented by Ariane L. Carpenter, Tiffin, Iowa. Carpenter and her husband, Garen, were allowed to present additional information at the April 6 meeting. After the Carpenters’ presentation, the Board voted to grant the waiver, determining that the petitioners’ extensive training in the safe and effective use of lasers in the performance of medical aesthetic services ensures the protection of the public health, safety and welfare.

Potential amendments to 653 IAC 21.4(6). This concerns the mandatory visits to remote medical sites every two weeks by a physician who supervises a physician assistant practicing at the remote medical site. Legal Director Kent Nebel reported that the Board’s latest draft of the potential amendments has been presented to the Iowa Board of Physician Assistants, which will meet on April 18.

Mark Bowden left the meeting at 10:35 a.m. to attend a meeting of the Administrative Rules Review Committee for a review of ARC 3675C. He returned to the Board meeting at 11:31 a.m.

KellyAnn Light McGroary left the meeting at 10:41 a.m.

At 10:48 a.m., Dr. Ulveling called for a recess. The meeting resumed at 10:58 a.m.

MedPharm Iowa presentation

Zach Baker and Lucas Nelson, representatives of MedPharm Iowa, gave a presentation on the cannabis products the Des Moines-based company develops and manufactures for Iowa’s expanded cannabidiol program. MedPharm Iowa asked to make the presentation, given the Board’s role in determining the form and quantity of cannabidiol products that will be offered to Iowans who receive a certification of a qualified debilitating condition identified in the 2017 legislation.

2018 Legislation Update

Mr. Bowden provided a brief overview of relevant bills that have passed and those that are still moving forward in this session. Governor Reynolds signed the legislation to license genetic counselors through the Board of Medicine on March 19, 2018. This law will become effective January 1, 2019, but the Board of Medicine has the authority to implement it sooner. He said legislation is advancing in the House and Senate to address opioid prescribing and a prescriber's use of the prescription monitoring program

Interstate Medical Licensure Compact

Mr. Bowden said the Compact's expedited licensure process has been active for one year during which time more than 1,300 licenses have been issued to qualified physicians. He said Iowa issued 59 medical licenses to physicians who are qualified to use the expedited licensure process.

Iowa Physician Health Committee and Program

A report on the status of program participants was included with Board materials. The report was neither presented nor discussed at today's meeting (April 6).

Judicial Review

Assistant Attorney General Esbrook briefed the Board on two cases in court: Richard M. Fleming, M.D., who has filed a lawsuit with the U.S. Supreme Court alleging his constitutional rights were violated when the Board disciplined him in 2012 for his conviction of health care fraud and mail fraud, and Mark B. Ireland, M.D., who is seeking judicial review of a confidential letter of warning issued by the Board, contending it is an illegal and unconstitutional agency action.

Board Education

Warren Gall, M.D., could not attend today's meeting (April 6) to present a report on his recent visit to the Center for Personalized Education for Physicians. He will present a report during the Board's public session on June 8, 2018.

Federation of State Medical Boards:

The Board members who will attend the 2018 annual meeting annual meeting April 25-28, 2018, at Charlotte, N.C., are Warren Gall, M.D., Nicole Gilg Gachiani, M.D., Mary Jo Romano, and Kyle Ulveling, M.D., who will serve as Iowa's voting delegate. Board staff members who will attend the meeting are Mark Bowden, Jordan Esbrook, Kent Nebel, and Natalie Sipes.

Articles, correspondence and reports

Mr. Bowden talked briefly about a report and an article included in Board materials: Iowa Medical Malpractice Report for Calendar Year 2016, December 2017, Iowa Insurance Division; and What's the real extent and cost of medical mistakes in Iowa? March 23, 2018, Des Moines Business Record

Annual organizational meeting of the Board

On a motion by Ronald Kolegraff, M.D., seconded by Diane Cortese, the Board approved the 2019 meeting schedule as presented: February 7-8, April 11-12, June 13-14, August 1-2, September 19-20, October 31-November 1, and December 19-20. The Board's scheduled teleconferences for 2019 are January 10, March 14, May 9, July 11, August 29, and November 26.

On a motion by Nicole Gilg Gachiani, M.D., seconded by Ronald Kolegraff, M.D., the Board voted to re-elect Kyle Ulveling, M.D., as chair.

On a motion by Kyle Ulveling, M.D., seconded by Ronald Kolegraff, M.D., the Board voted to re-elect KellyAnn Light-McGroary, M.D., as vice chair.

On a motion by Kyle Ulveling, M.D., seconded by Ronald Kolegraff, M.D., the Board voted to re-elect Diane Cortese as secretary.

The one-year terms for the officers begin May 1, 2018.

Charles Wadle, D.O., was presented with a certificate in recognition for his three years of service on the Board. Dr. Wadle did not seek reappointment to the Board. Appointed in 2015, Dr. Wadle will complete his three-year term on April 30, 2018.

On a motion by Ronald Kolegraff, M.D., seconded by Charles Wadle, D.O., the Board nominated Ronald Cheney, D.O., of Carroll, a former Board member, as an alternate member of the Board. The nomination will be presented Governor Reynolds, who makes appointments to the alternate pool.

Committee Reports

Reports from the Board's Licensure, Monitoring and Screening committees were not presented to the Board in today's (April 6) public session.

Licensure Waiver

On a motion by Mary Jo Romanco, seconded by Charles Wadle, D.O., the Board approved a petition for waiver of licensure requirement 653- 9.3(1)c(2)(3) for Federico Castro Moure, M.D.

Iowa Administrative Code 653-9.3(1)c(3) which states that international medical school graduates must have 24 months of continuous, progressive, accredited training in a program approved by the board. The board approves training accredited by 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. Dr. Castro Moure completed a one-year ACGME accredited internship and 36 months of non-accredited fellowship training. He has been practicing on a full and unrestricted license in California since 1998.

At 12:41 p.m., on a motion by Ronald Kolegraff, M.D., seconded by Charles Wadle, D.O., the Board voted to adjourn the meeting.