





## About the Board

The 21st General Assembly created the State Board of Medical Examiners in 1886 to license physicians and regulate the practice of medicine. Initially, the Board issued licenses to several classes of physicians, including medical (M.D.), homeopaths, and eclectics.

The Board did not issue licenses for osteopathic physicians until 1902. In 1921, the 39th General Assembly created a separate board to license and regulate osteopaths. In 1963, the 60th General Assembly abolished the osteopathic board and redefined the State Board of Medical Examiners, making it a composite board to license allopathic physicians (M.D.s) and osteopathic physicians (D.O.s).

In 2007, the 81st General Assembly changed the board's name to the Board of Medicine.

Since 1994, the Board has registered, licensed and regulated acupuncturists. Over the past 127 years, the Board has directly or indirectly been responsible for licensure of other health care providers, including nurses, advanced emergency medical technicians, paramedics, and physician assistants. All of these professions are now licensed and regulated by their own boards.

In 1996, the Legislature authorized the Board to establish the Iowa Physician Health Committee, which administers a program to advocate for and monitor the recovery and rehabilitation of impaired physicians.

The Board regulates the practice of medicine and surgery and acupuncture under the authority of Iowa Code chapters 147, 148, 148E and Section



### **IOWA BOARD OF MEDICINE**

400 SW Eighth Street, Suite C  
Des Moines, Iowa 50309-4686

**HOURS:** 8 a.m. to 4:30 p.m., Monday through Friday

**PHONE:** 515-281-5171

**FAX:** 515-242-5908

**EMAIL:** [ibm@iowa.gov](mailto:ibm@iowa.gov)

**WEB:** [www.medicalboard.iowa.gov](http://www.medicalboard.iowa.gov)

653 in the Iowa Administrative Code.

The Board is charged with enforcing these laws and rules to protect the public from licensees who do not practice medicine and acupuncture within prevailing and acceptable standards of care. The Board also issues cease and desist notices to persons who practice medicine and acupuncture without a license.

The Board is an Executive Branch agency within the Iowa Department of Public Health. The Board is funded entirely with licensure fees.



**MEMBERS OF THE BOARD OF MEDICINE, MAY 1, 2012, TO APRIL 30, 2013:** (front row from left): Hamed Tewfik, M.D., Iowa City, secretary; Colleen Stockdale, M.D., West Burlington, chairperson; Joyce Vista-Wayne, M.D., Ottumwa; Jeffrey Snyder, M.D., Crescent, vice chairperson; Julie Perkins, M.D., Carroll; Monsignor Frank Bognanno, Des Moines; Ann Gales, Bode. (Back row): Greg Holversten, D.O., Sioux City; Michael Thompson, D.O., Pella; Diane Clark, Lake Mills.

## Board Members

The 10-member Board of Medicine is composed of seven physicians (five M.D.s and two D.O.s) and three non-physicians who represent the public. Members are appointed by the Governor and confirmed by a two-thirds' majority vote in the Iowa Senate for a full three-year term or to complete the unexpired term of a member who resigned. Members can serve up to nine years. Members receive a per diem and expenses. The Board annually elects a chairperson, vice chairperson and secretary and is organized into four standing committees, each with five members: Executive, Licensure, Monitoring, and Screening, which reviews complaints about licensees.

<b><u>BOARD MEMBER</u></b>	<b><u>APPOINTED</u></b>	<b><u>TERM EXPIRES</u></b>
Colleen Stockdale, M.D., West Burlington, Chairperson	2007, 2010	April 30, 2013
Jeffrey Snyder, M.D., Crescent, Vice Chairperson	2008, 2010	April 30, 2013
Hamed Tewfik, M.D., Iowa City, Secretary	2011	April 30, 2014
Monsignor Frank Bognanno, Des Moines	2012	April 30, 2015
Diane Clark, Lake Mills	2011	April 30, 2014
Ann Gales, Bode	2012	April 30, 2013
Greg Holversten, D.O., Sioux City	2011	April 30, 2014
Julie Perkins, M.D., Carroll	2012	April 30, 2015
Michael Thompson, D.O., Pella	2012	April 30, 2015
Joyce Vista-Wayne, M.D., Ottumwa	2010	April 30, 2013



# Executive Director's Report

The Board of Medicine, through efficient and effective organization, will license, monitor, discipline, educate, and when appropriate, rehabilitate physicians to assure their fitness and competence in the practice of medicine. The Board protects and enhances the public's health, safety and welfare by establishing and maintaining standards of excellence used in regulating the practices of medicine, surgery, and acupuncture and ensuring quality health care for Iowans.

## In 2012, the Board:

- Administered active licenses for 11,134 physicians, up 222 from 2011, and 46 licensed acupuncturists, down from 47 in 2011. The number of physicians practicing in Iowa has increased 6.7 percent since 2008.
- Began using a uniform application for resident, special, temporary, and permanent physician licensure. Iowa is first state to use this application for all types of physician licenses.
- Opened 804 complaint files, up from 746 in 2011.
- Took 74 public disciplinary actions, up from 55 actions in 2011, and issued 92 confidential letters of warning and education, down from 93 in 2011.
- Filed charges against 32 physicians, down from 34 in 2011.
- Monitored 205 physicians under disciplinary orders, up from 195 in 2011.
- Assessed civil penalties totaling \$185,000 involving 29 cases versus \$112,000 in penalties for 23 cases in 2011.
- Amended five administrative rules to update regulatory language, recognize the continuing education gained by physician Board members, and require licensees to report adverse changes to their hospital privileges.
- Held seven two-day administrative meetings, 14 teleconference meetings, and eight contested case hearings.
- Distributed more than 60 news releases to the public and other stakeholders.
- Continued to participate in the activities of the Federation of State Medical Boards and the Administrators in Medicine. These organizations provide staff and Board member training and help the agency to remain aware of medical licensure and regulatory issues.
- Provided educational materials and outreach programs to Iowa's physicians, physician associations, the public, state and federal government officials, and other stakeholders.

More information about the Board's work is available in this report and in the agendas, minutes and news releases on the Board's website, [www.medicalboard.iowa.gov](http://www.medicalboard.iowa.gov), and on the Board's page on Facebook. I am very proud of the staff and Board members and their commitment to excellent service to the citizens of Iowa.

**April 30, 2013**

A handwritten signature in black ink that reads "Mark E. Bowden".

## MARK BOWDEN

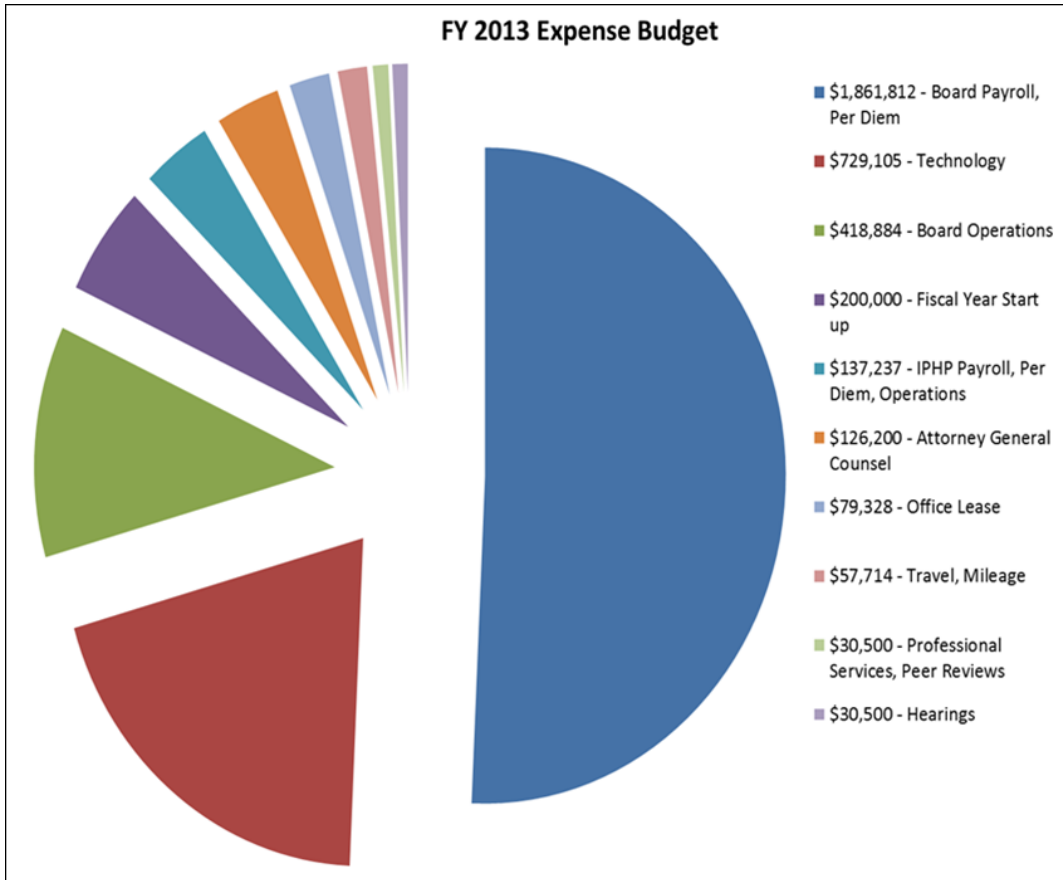
EXECUTIVE DIRECTOR, IOWA BOARD OF MEDICINE

[mark.bowden@iowa.gov](mailto:mark.bowden@iowa.gov) | OFFICE: 515-242-3268 | CELL: 515-494-8344





# FY 2013 Budget



The Board of Medicine’s expense budget for fiscal year 2013 (July 1, 2012, through June 30, 2013) is \$3,671,280, down from \$3,759,472 in FY 2012. The FY 2013 budget includes roll-over funds accrued to cover one-time expenses to fund the Board’s new database and technology upgrades. The Board’s anticipated revenue from licensure fees in FY2013 is \$2,999,740. On September 21, 2012, the Board voted to maintain the current schedule of licensure fees, which have not been increased since 2007.

## 2012 Meeting Schedule

### MEETINGS

January 12-13  
March 1-2  
April 19-20  
June 7-8  
July 26-27  
September 20-21  
November 15-16

### TELECONFERENCES

January 31      August 14  
February 9      August 23  
March 29      August 31  
April 12      September 17  
May 17      October 18  
July 12      December 5  
August 10      December 13

### HEARINGS

January 12-13  
January 26  
February 2  
June 6  
June 21  
August 16  
December 8



# Licensure

<b>JANUARY 1 TO DECEMBER 31</b>	<b>2010</b>	<b>2011</b>	<b>2012</b>
Active M.D. licenses on 12/31	9,039	9,310	9,468
Active D.O. licenses on 12/31	1,554	1,602	1,666
<b>Total active (M.D. &amp; D.O.) on 12/31</b>	<b>10,593</b>	<b>10,912</b>	<b>11,134</b>
M.D.s residing in Iowa with active license on 12/31	5,302	5,431	5,478
D.O.s residing in Iowa with active license on 12/31	1,173	1,183	1,222
<b>Active (M.D. &amp; D.O.) residing in Iowa on 12/31</b>	<b>6,475</b>	<b>6,614</b>	<b>6,700</b>
<b>Permanent physician licenses issued</b>			
By endorsement	398	351	418
By expedited endorsement	59	154	145
By examination	252	271	252
Total physician licenses issued	709	776	815
Physician licensure denied	0	1	0
Physician licenses renewed	5,055	4,987	5,223
Physician licenses that went inactive	511	533	589
Physician licenses reinstated	90	73	93
<b>Resident physician licenses</b>			
Resident licenses issued	268	277	276
Resident licenses renewed	13	5	4
Resident licenses that went inactive	298	285	284
<b>Total active resident licenses on 12/31</b>	<b>651</b>	<b>674</b>	<b>691</b>
<b>Special physician licenses</b>			
Special licenses issued	3	9	2
Special licenses renewed	27	24	28
Special licenses that went inactive	6	7	4
<b>Total active special licenses on 12/31</b>	<b>31</b>	<b>31</b>	<b>29</b>
<b>Temporary physician licenses</b>			
Temporary licenses issued	11	5	7
Temporary licenses renewed	0	0	0
Temporary licenses that went inactive	12	8	5
<b>Total active temporary licenses on 12/31</b>	<b>9</b>	<b>5</b>	<b>6</b>
<b>Acupuncturist licenses</b>			
Acupuncturist licenses issued	3	6	5
Acupuncturist licenses renewed	40	0	44
Acupuncturist licenses that went inactive	1	2	0
<b>Total active acupuncturist licenses on 12/31</b>	<b>41</b>	<b>47</b>	<b>46</b>



# Enforcement

JANUARY 1 TO DECEMBER 31	2010	2011	2012
New complaints	540	636	723
Liability cases	117	110	81
<b>Total files opened</b>	<b>657</b>	<b>746</b>	<b>804</b>
Informal letter of warning	67	80	81
Informal letter of education	12	13	11
<b>Total informal actions</b>	<b>79</b>	<b>93</b>	<b>92</b>
Case closed - no action	210	210	219
Cases closed administratively	161	166	193
<b>Total cases closed</b>	<b>371</b>	<b>376</b>	<b>412</b>
Complaint files closed	651	670	604
Liability files closed	117	108	81
<b>Total files closed</b>	<b>768</b>	<b>778</b>	<b>685</b>
<b>Statements of charges</b>	22	34	32
<b>Evaluations ordered</b>	8	18	9
<b>Formal disciplinary actions</b>			
License revocation/surrender	5	6	10
License suspension	3	6	8
License probation	8	12	12
Civil penalty	24	23	30
Citation and warning	2	3	6
Practice restriction	9	5	8
<b>Total formal disciplinary actions</b>	<b>61</b>	<b>55</b>	<b>74</b>
<b>Physicians under sanctions</b>			
New restrictions	10	5	8
Restrictions terminated	2	5	5
Under restriction on 12/31	52	61	58
New probations	9	12	12
Probations terminated	16	8	9
Under probation on 12/31	65	65	67
New suspensions	4	6	8
Suspensions terminated	5	0	0
Under suspension on 12/31	43	46	52
<b>Disciplinary monitoring cases on 12/31</b>	<b>183</b>	<b>195</b>	<b>205</b>
<b>Total liability files open on 12/31</b>	<b>1</b>	<b>2</b>	<b>3</b>
<b>Total complaint files open on 12/31</b>	<b>479</b>	<b>652</b>	<b>704</b>
<b>Total investigative files open on 12/31</b>	<b>479</b>	<b>564</b>	<b>707</b>



## Alternate Members

Alternate members of the Board of Medicine play an important role in contested case hearings. Up to two Alternates can serve on a six-member panel for a hearing when a quorum (six members) of the 10 current members of the Board is not available. Since it was authorized by law in 2008 and implemented in 2009, the Alternate pool is routinely tapped for hearings. Alternates are recommended by the Board, but must be approved by the Governor. An Alternate’s term is nine years. Alternates receive a per diem and expenses.

### **ALTERNATE MEMBER**

Carole Frier, D.O., Des Moines  
Analisa Haberman, D.O., Mason City  
Bruce Hughes, M.D., Des Moines  
John Marshall, M.D., Council Bluffs  
Dana Shaffer, D.O., Exira  
Paul Thurlow, Dubuque  
Janece Valentine, Fort Dodge  
Allen Zagoren, D.O., Clive

### **APPOINTED**

March 25, 2011  
August 21, 2012  
March 25, 2011  
August 21, 2012  
March 19, 2009  
November 14, 2011  
July 8, 2012  
March 19, 2009

## Contested Case Hearings

The Board of Medicine may file a statement of charges if it finds probable cause that a licensee violated Iowa law or the Board’s rules. The case is referred to the Iowa Attorney General’s Office and an assistant attorney general is assigned to prosecute the case. The Board office schedules a hearing for the licensee and the state to present evidence related to the charges to a hearing panel of Board members. State law encourages the Board to enter into informal settlement negotiations prior to the initiation of a hearing. In most circumstances the state makes a settlement offer. If no settlement is attempted or reached, the case proceeds to hearing. A panel of at least six Board members, two of whom can be Alternate members, will hear the case at the Board’s office. An administrative law judge from the Iowa Department of Inspections and Appeals presides over the hearing, rules on matters of law and assists the Board in preparing the findings of fact, conclusions of law, decision, and order of the Board based on the evidence presented during the hearing.

	<b>HEARINGS</b>			
	<u>2009</u>	<u>2010</u>	<u>2011</u>	<u>2012</u>
Hearings	6	7	4	8
Hearings using Alternates	5	4	3	6
Total hearing days	8	7	4	9
Cases settled without hearings	57	50	38	40





## Peer Reviews

In addition to three public members, the Board of Medicine includes only seven physicians, representing at most seven specialties. Complaints about Iowa physicians, however, cross the spectrum of specialties, from anesthesiology to urology. Therefore, in competency issues expertise in a given case may not be available on the Board when the case is discussed. If, after a case has been investigated and discussed at the Board level, specialty expert opinion is needed to fairly determine if the standard of care has or has not been met, a formal peer review may be requested. John Olds, M.D., the Board's medical advisor, will recruit Iowa physicians to serve on a committee to review a case file, which includes the investigative report, interviews with the complainant, witnesses and the physician involved, and pertinent medical records. The peer reviewers then discuss their findings and determinations amongst themselves and submit a formal report to the Board for consideration. Iowa physicians who are interested in serving as a peer reviewer may contact Dr. Olds at 515-242-3229.

	<b>PEER REVIEWS</b>				
	<u>2008</u>	<u>2009</u>	<u>2010</u>	<u>2011</u>	<u>2012</u>
Ordered	10	8	6	7	9
Completed	9	9	6	8	9

## Civil Penalties

Iowa Code 148.6(1) provides that the Board of Medicine, after due notice and hearing, may issue an order to discipline a licensee, including imposing a civil penalty not to exceed \$10,000. All penalties are deposited in the general fund of the State of Iowa. The Board does not financially benefit from the penalties it imposes. The Board is funded entirely with licensure fees.

	<b>CIVIL PENALTIES</b>					
	<u>2007</u>	<u>2008</u>	<u>2009</u>	<u>2010</u>	<u>2011</u>	<u>2012</u>
<b>Licensees</b>	22	23	19	24	23	29
\$1,000	13	3	4	1	2	3
2,000	0	1	0	0	0	1
2,500	2	9	7	5	7	6
4,000	0	0	0	1	0	0
5,000	5	7	4	13	9	5
7,500	1	0	1	0	1	4
10,000	1	3	3	4	4	11
<b>Total</b>	<b>\$60,500</b>	<b>92,500</b>	<b>78,500</b>	<b>122,500</b>	<b>112,000</b>	<b>185,000</b>

Since 2007, the Board has deposited \$631,000 in the general fund of the State of Iowa.



# Administrative Rules

The Board of Medicine's administrative rules, which have the weight of law, are found in Section 653 of the Iowa Administrative Code. Before adopting a new rule or amending an existing rule, the Board discusses potential changes at a public meeting. If the Board decides to pursue a new rule or amendments, this information is prepared and published in an Administrative Bulletin. A public hearing is held to receive comments on the proposed changes. Before formally adopted by the Board, the new rule or amendments can be reviewed by the Legislative Administrative Rules Review Committee.

## These amendments were adopted by the Board in 2012:

- **CHAPTER 9, PERMANENT PHYSICIAN LICENSURE – ARC 0215C**  
The purpose of Chapter 9 is to establish provisions for permanent physician licensure. The new amendments update language and eliminate redundancies throughout the chapter, apply the continuing education requirements for licensure reinstatement, and streamline the application process. **NOTICED: 3/1/2012 | ADOPTED: 6/8/2012 | EFFECTIVE: 8/29/2012**
  
- **CHAPTER 10, RESIDENT, SPECIAL AND TEMPORARY LICENSURE – ARC 0216C**  
The purpose of Chapter 10 is to establish provisions for resident, special and temporary physician licensure. The new amendments update language throughout the chapter and apply the continuing education and training requirements for renewal of a special license. **NOTICED: 3/1/2012 | ADOPTED: 6/8/2012 | EFFECTIVE: 8/29/2012**
  
- **CHAPTER 11, CONTINUING EDUCATION AND MANDATORY TRAINING – ARC 0217C**  
The purpose of Chapter 11 is to establish continuing education and training requirements for renewal or reinstatement of a permanent physician license or renewal of a special physician license. The amendments update language throughout the chapter and recognize the continuing education gained by physicians from their service on the Board, on the Iowa Physician Health Committee and by completing peer reviews for the Board. **NOTICED: 3/1/2012 | ADOPTED: 6/8/2012 | EFFECTIVE: 8/29/2012**
  
- **CHAPTER 22, MANDATORY REPORTING– ARC 0532C**  
The purpose of Chapter 22 is to establish that certain occurrences must be reported by licensees to the Board. The amendment requires licensees to report any disciplinary action taken which results in a limitation, restriction, suspension, revocation, relinquishment or nonrenewal of their hospital privileges or any voluntary limitation, restriction, suspension, revocation, relinquishment or nonrenewal of hospital privileges to avoid a hospital investigation or hospital disciplinary action. **Correspondingly, Chapter 23, “Grounds for Discipline” was also amended (ARC 0533C) to include sanctions for failure to make this new mandatory report. NOTICED: 4/19/2012 | ADOPTED: 11/16/2012 | EFFECTIVE: 1/30/2013**



# Iowa Physician Health Program

The Iowa Physician Health Program (IPHP) was established in 1996 to support physicians who self-report mental health issues, physical disabilities or substance use disorders. The advocacy and confidential monitoring program is administered by the Iowa Physician Health Committee, which is appointed by the Board of Medicine. Participants sign contracts agreeing to adhere to the strict guidelines. The program’s overarching goals are supporting physicians who seek the program’s assistance, protecting the public by carefully monitoring physicians with diagnosed impairments that may affect their abilities to practice, and maintaining credibility with the Board and the public by accountability and responsible application of authority. The committee and program are defined in Iowa Administrative Code 653 Chapter 14. Committee members receive a per diem and expenses.

The committee held seven meetings in 2012 and met with 77 program participants. The IPHP’s budget of \$137,237 in FY 2013 is funded entirely with licensure fees. Licensees do not pay additionally to participate in the program, but they are responsible for all costs associated with drug screening, therapy, treatment and so forth.

Staff members of the Board manage the program, and the committee’s co-chairs and legal counsel provide guidance on case issues. Members of the committee in 2012:

- Michael Flaum, M.D., Iowa City, co-chair (through August 24, 2012)
- Sasha Khosravi, D.O., Grimes, co-chair
- Lester Yen, M.D., West Des Moines, co-chair
- Raymond Harre, M.D., Davenport
- Lynn Martin, Ph.D., Des Moines, licensed marriage and family therapist
- Diane O’Connor, Fort Dodge
- Julie Scheib, Spirit Lake, alcohol and drug counselor
- Mark Bowden, executive director, Board of Medicine

Board staff members assigned to the IPHP are program coordinator Deb Anglin, L.M.S.W., and case manager Patti Rix, L.M.S.W. Sara Scott, an assistant Iowa Attorney General, provides legal counsel for the program.

	IPHP		<a href="http://iphp.iowa.gov/">http://iphp.iowa.gov/</a>		
(Totals on December 31)	<u>2011</u>	<u>2012</u>		<u>2011</u>	<u>2012</u>
Participants	80	79	Chemical dependency	18	8
Male	68	59	Mental health	24	24
Female	12	20	Physical disability	6	7
M.D.	61	62	Chemical & mental	20	18
D.O.	19	16	Physical & mental	2	3
L.Ac.	0	1	New participants	43	48
Avg. age	47.5	45.3	Discharged	47	49
Avg. years in IPHP	2.4	3	Noticed for violations	7	5



## Board Staff

The Board of Medicine is fortunate to have dedicated, competent personnel who take their jobs – and the Board’s mission – seriously. Every day, these men and women perform licensure and regulatory enforcement duties that enable the Board to protect the health of Iowans.

### **IOWA BOARD OF MEDICINE**

400 SW Eighth Street, Suite C  
Des Moines, Iowa 50309-4686

**HOURS:** 8 a.m. to 4:30 p.m., Monday-Friday

**PHONE:** 515-281-5171

**FAX:** 515-242-5908

**EMAIL:** [ibm@iowa.gov](mailto:ibm@iowa.gov)

**WEB:** [www.medicalboard.iowa.gov](http://www.medicalboard.iowa.gov)

### ADMINISTRATION

**Mark Bowden**

Executive Director

**Shantel Billington**

Office Manager

**Kent Nebel**

Director of Legal Affairs

**John Olds, M.D.**

Medical Advisor

### LICENSURE

**Amy Van Maanen**

Director of Licensure  
& Administration

**Rachel Davis**

Licensing Assistant

**Sylvia Crook**

Licensing Specialist

**Judy Hojati**

Renewal Coordinator

**Amanda Woltz**

Licensing Specialist

**Steve Ervin**

Technology Specialist & Webmaster

### IOWA PHYSICIAN HEALTH PROGRAM

**Deb Anglin**, Coordinator

**Patti Rix**, Case Manager

### ENFORCEMENT

**Russell Bardin**

Chief Investigator

**Brandi Allen**

Investigator

**Luann Brickei**

Support Coordinator

**Jennifer Huisman**

Investigator

**Aaron Kephart**

Investigator

**Mary Knapp**

Monitoring Coordinator

**James Machamer**

Investigator

**Cathy McCullough**

Investigator

**David McGlaughlin**

Investigator

**Kari Rolls**

Administrative Assistant

**David Schultz**

Investigator

**Crystal Tice**

Support Coordinator

### IOWA ATTORNEY GENERAL'S OFFICE

**Julie Bussanmas**

**Sara Scott**

**Theresa Weeg**

Assistant Attorneys General