



July 16, 2012
FOR IMMEDIATE RELEASE

Public hearing Tuesday, July 17, on amendments to Chapters 22, 23

DES MOINES , IA – The Iowa Board of Medicine will hold a public hearing at 11 a.m. Tuesday, July 17, to receive comments about proposed amendments to 653 Iowa Administrative Code Chapters 22 and 23 that would require physicians to report to the Board any adverse action taken against their privileges to practice medicine in hospitals where they are credentialed.

The proposed rules require physicians to report any action taken by a hospital that results in a limitation, restriction, suspension or revocation of their hospital privileges or any voluntary limitation, restriction, suspension or revocation of hospital privileges to avoid a hospital investigation or hospital action. Failure to report to the Board would be grounds for discipline

The Board approved a notice of intended action to amend Chapters 22 and 23 on April 19. The proposed amendments (below) were published as ARC 0176C and ARC 0177C in the Iowa Administrative Bulletin on June 27.

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For more information about the Iowa Board of Medicine, please visit www.medicalboard.iowa.gov or contact Mark Bowden, Executive Director, at mark.bowden@iowa.gov or (515) 242-3268.

MEDICINE BOARD[653]

Notice of Intended Action

Twenty-five interested persons, a governmental subdivision, an agency or association of 25 or more persons may demand an oral presentation hereon as provided in Iowa Code section 17A.4(1)“b.”

Notice is also given to the public that the Administrative Rules Review Committee may, on its own motion or on written request by any individual or group, review this proposed action under section 17A.8(6) at a regular or special meeting where the public or interested persons may be heard.

Pursuant to the authority of Iowa Code sections 147.76 and 272C.2, the Board of Medicine hereby proposes to amend Chapter 22, “Mandatory Reporting,” Iowa Administrative Code.

The purpose of Chapter 22 is to establish that certain occurrences must be reported by licensees to the Board of Medicine. The proposed amendment requires licensees to report any action taken which results in a limitation, restriction, suspension or revocation of their hospital privileges or any voluntary limitation, restriction, suspension or revocation of hospital privileges to avoid a hospital investigation or hospital action.

The Board approved this Notice of Intended Action during a regularly scheduled meeting on April 19, 2012.

Any interested person may present written comments on the proposed amendment not later than 4:30 p.m. on July 17, 2012. Such written materials should be sent to Mark Bowden, Executive Director, Board of Medicine, 400 S.W. Eighth Street, Suite C, Des Moines, Iowa 50309-4686; or sent by e-mail to mark.bowden@iowa.gov.

There will be a public hearing on July 17, 2012, at 11 a.m. in the Board office, at which time persons may present their views either orally or in writing. The Board office is located at 400 S.W. Eighth Street, Suite C, Des Moines, Iowa.

After analysis and review of this rule making, no adverse impact on jobs has been found.

This amendment is intended to implement Iowa Code chapters 148 and 272C.

The following amendment is proposed.

Adopt the following **new** rule 653—22.5(272C):

653—22.5(272C) Mandatory reporting—hospital action. Each licensee, including a licensee holding an inactive license, shall file with the board a written report describing any action taken which results in a limitation, restriction, suspension or revocation of the licensee’s hospital privileges, or any voluntary limitation, restriction, suspension or revocation of the licensee’s hospital privileges to avoid an investigation or a hospital action. A licensee is not required to report a limitation, restriction, suspension or revocation of the licensee’s privileges of less than ten days if the action is the result of delinquent medical records. The written report and a copy of the hospital action or licensee’s voluntary action must be filed with the board within ten days of the date of the action. Failure to file the written report and a copy of the action in accordance with the requirements of this rule shall constitute a basis for action against the licensee.

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Pursuant to the authority of Iowa Code sections 147.76 and 272C.2, the Board of Medicine hereby proposes to amend Chapter 23, “Grounds for Discipline,” Iowa Administrative Code.

The purpose of Chapter 23 is to establish the grounds for discipline that apply to physicians and acupuncturists. The proposed amendment gives the Board authority to impose discipline for a licensee’s failure to report to the Board any actions taken against the licensee’s hospital privileges.

The Board approved this Notice of Intended Action during a regularly scheduled meeting on April 19, 2012.

Any interested person may present written comments on the proposed amendment not later than 4:30 p.m. on July 17, 2012. Such written materials should be sent to Mark Bowden, Executive Director, Board of Medicine, 400 S.W. Eighth Street, Suite C, Des Moines, Iowa 50309-4686; or sent by e-mail to mark.bowden@iowa.gov.

There will be a public hearing on July 17, 2012, at 11 a.m. in the Board office, at which time persons may present their views either orally or in writing. The Board office is located at 400 S.W. Eighth Street, Suite C, Des Moines, Iowa.

After analysis and review of this rule making, no adverse impact on jobs has been found.

This amendment is intended to implement Iowa Code chapters 148 and 272C.

The following amendment is proposed.

Adopt the following **new** subrule 23.1(48):

23.1(48) Failure to file a written report and a copy of the hospital action within ten days of any hospital action or the licensee’s voluntary action to avoid a hospital investigation or a hospital action, as required by rule 653—22.5(272C).