

OPEN MEETING MINUTES
State Board of Podiatric Medicine
Conference Call

May 13, 2004 – 5:00 p.m.
Division of Professional Registration
3605 Missouri Blvd.
Jefferson City, Missouri

The conference call meeting of the Missouri State Board of Podiatric Medicine was called to order by Terrence Klamet, DPM, President at 5:00 p.m. on Thursday, May 13, 2004 at the Division of Professional Registration, 3605 Missouri Boulevard, Jefferson City, Missouri.

Roll Call

Board Members Present

Terrence Klamet, DPM, President
Lorene Van Dam, DPM, Vice-President
Tracy Reed, DPM, Secretary (Joined meeting at 5:20 p.m.)
Lois Riney, Public Member

Staff Present

Becky Dunn, Executive Director
Pamela Schnieders, Administrative Assistant
Tabatha Lenzini, Licensing Technician
Dan McPherson, Assistant Attorney General

Public Present

Kristi Wilson, Division of Professional Registration
Becky Kilpatrick, Division of Professional Registration

Dr. Klamet introduced Lois Riney to Members of the State Board of Podiatric Medicine. Ms. Riney was appointed to the board by Governor Bob Holden on March 25, 2004, for a term ending August 16, 2006. Ms. Riney is replacing Marjorie Hughes whose term has expired. All members welcomed Ms. Riney to the board.

Approval of Agenda

Motion was made by Dr. Van Dam and seconded by Lois Riney to approve the open agenda as submitted. Motion carried unanimously with Dr. Reed being absent for this portion of the meeting.

Approval of Minutes

• **November 20, 2003 Open Conference Call Meeting Minutes**

Motion was made by Dr. Van Dam and seconded by Lois Riney to approve the November 20, 2003 open meeting minutes as submitted. Motion carried unanimously with Dr. Reed being absent for this portion of the meeting.

- **January 2, 2004 Open Mail Ballot Meeting Minutes**
 Motion was made by Dr. Van Dam and seconded by Lois Riney to approve the January 2, 2004 open mail ballot meeting minutes as submitted. Motion carried unanimously with Dr. Reed being absent for this portion of the meeting.
- **January 14, 2004 Open Mail Ballot Meeting Minutes**
 Motion was made by Dr. Van Dam and seconded by Lois Riney to approve the January 14, 2004 open mail ballot meeting minutes as submitted. Motion carried unanimously with Dr. Reed being absent for this portion of the meeting.
- **January 17, 2004 Open Meeting Minutes**
 Motion was made by Dr. Van Dam and seconded by Lois Riney to approve the January 17, 2004 open meeting minutes as submitted. Motion carried unanimously with Dr. Reed being absent for this portion of the meeting.
- **January 23, 2004 Open Mail Ballot Meeting Minutes**
 Motion was made by Dr. Van Dam and seconded by Lois Riney to approve the January 23, 2004 open mail ballot meeting minutes as submitted. Motion carried unanimously with Dr. Reed being absent for this portion of the meeting.
- **February 6, 2004 Open Mail Ballot Meeting Minutes**
 Motion was made by Dr. Van Dam and seconded by Lois Riney to approve the February 6, 2004 open mail ballot meeting minutes as submitted. Motion carried unanimously with Dr. Reed being absent for this portion of the meeting.
- **February 18, 2004 Open Mail Ballot Meeting Minutes**
 Motion was made by Dr. Van Dam and seconded by Lois Riney to approve the February 18, 2004 open mail ballot meeting minutes as submitted. Motion carried unanimously with Dr. Reed being absent for this portion of the meeting.
- **February 21, 2004 Open Meeting Minutes**
 Motion was made by Dr. Van Dam and seconded by Lois Riney to approve the February 21, 2004 open meeting minutes as submitted. Motion carried unanimously with Dr. Reed being absent for this portion of the meeting.
- **February 25, 2004 Open Mail Ballot Meeting Minutes**
 Motion was made by Dr. Van Dam and seconded by Lois Riney to approve the February 25, 2004 open mail ballot meeting minutes as submitted. Motion carried unanimously with Dr. Reed being absent for this portion of the meeting.
- **March 1, 2004 Open Mail Ballot Meeting Minutes**
 Motion was made by Dr. Van Dam and seconded by Lois Riney to approve the March 1, 2004 open mail ballot meeting minutes as submitted. Motion carried unanimously with Dr. Reed being absent for this portion of the meeting.

- **March 31, 2004 Open Conference Call Meeting Minutes**

Motion was made by Dr. Van Dam and seconded by Lois Riney to approve the March 31, 2004 open conference call meeting minutes as submitted. Motion carried unanimously with Dr. Reed being absent for this portion of the meeting.

HB600 Discussion

HB600 passed by the General Assembly last legislative session provides that professional licensees who have not filed taxes for the past three years or made any arrangements to pay past due taxes with the Department of Revenue shall have his/her professional license revoked. The purpose of the new law is to assist the state in the collection of delinquent taxes. The law requires the Division of Professional Registration to provide the Department of Revenue with the names and social security numbers of licensees 30 days prior to sending out notices to renew their license or within 30 days of initial application. The following professionals are the first to be impacted by this new law: Physicians and Surgeons, Podiatrists, Physician Assistants; Physical Therapists; Physical Therapy Assistants; Athletic Trainers; Perfusionists; Speech Pathologists; Clinical Audiologists; Psychologists; Marital & Family Therapists; Interpreters and Barbers. Out of an estimated 36,000 licensees renewing, approximately 12,000 notices of tax delinquency were sent by the Department of Revenue. Out of those 12,000 notices, the preliminary list of revocations from the Department of Revenue is over 3,000.

Revocation of a license means a professional licensee can no longer practice his or her profession in the State of Missouri. It means a reporting of the discipline to the National Disciplinary Data Bases, including BNDD and Medicaid. It means that in order to practice in the State of Missouri again most professionals will have to completely start over and meet current licensure requirements. In some cases the statutes require licensees who have had their licenses revoked to wait 6 months to one year before they can even reapply.

It is our information that the following process was followed: The Department of Revenue sent notification of tax delinquency to licensees in January via first class mail. Licensees were given 90 days to either pay the state taxes owed or make arrangements for payment. On the 91st day, the Division of Professional Registration was provided with a preliminary count of approximately 3,300 licensees who had not complied with the notice. The department of revenue will send a certification of non-compliance for each licensee to the respective professional licensing board 15 days from the 91st day. Effective the date of that notification the license is revoked.

We anticipate receiving the Certifications of Non-Compliance from the Department of Revenue late Friday, May 14th. When we receive the official certifications of non-compliance, those licenses affected will have their status changed to revoked. The boards will mail by certified mail the certification of non-compliance along with a notice from the board that their license has been revoked and that they should return their license to the board office. The board has no discretion with regard to these revocations.

Review of Chapter 330 RSMo and Rules

Tracy Reed DPM reported on comments received relating to the drafted proposed rule amendments discussed at the Missouri Podiatric Medical Association Meeting, held at the

Capital Plaza Hotel, April 18, 2004 in Jefferson City, Missouri. Dr. Reed, Becky Dunn and Pam Schnieders attended the meeting as representation for the Board. The board discussed comments present at the association meeting and directed the Executive Director to make necessary changes.

Closed Meeting

A motion was made by Dr. Van Dam and seconded by Dr. Reed to move into closed session and that all records and votes, to the extent permitted by law, pertaining to and/or resulting from the closed meeting be closed under Section 610.021 Subsection (14) and 620.010.14 Subsection (7) RSMo for discussing educational transcripts and/or test scores and/or complaints and/or audits and/or investigative reports and/or other information pertaining to the licensee or applicant for licensure; Section 610.021 Subsection (1) RSMo for discussing general legal actions, causes of action or litigation and any confidential or privileged communications between this agency and its attorney; Section 610.021 Subsection (14) and Section 620.010.14 Subsection (5) RSMo for proceedings required pursuant to a disciplinary order concerning medical, psychiatric, psychological, or alcoholism or drug dependency diagnosis or treatment of specific licensees; and Subsection of 610.021 RSMo for the purpose of reviewing and approving the closed minutes of previous meetings. Motion carried with Dr. Klamet, Dr. Van Dam, Dr. Reed and Lois Riney voting in favor with no votes in opposition.

Adjournment

A motion was made by Dr. Van Dam and seconded by Dr. Reed to adjourn. Motion carried unanimously with all members participating. The meeting adjourned at 7:00 p.m. on Thursday, May 13, 2004.

Executive Director: _____

Approved by the Board on: _____

Meeting Notice

State Board of Podiatric Medicine Conference Call

**May 13, 2004 – 5:00 p.m.
Division of Professional Registration
3605 Missouri Blvd.
Jefferson City, Missouri 65109**

The Missouri State Board of Podiatric Medicine will be meeting on May 13, 2004 beginning at 5:00 p.m. Notification of special needs as addressed by the American with Disabilities Act should be forwarded to the State Board of Podiatric Medicine, P. O. Box 423, 3605 Missouri Boulevard, Jefferson City, Missouri 65102 or by calling (573) 751-0873 to ensure available accommodations. The text telephone for the hearing impaired is (800) 735-2966.

Except to the extent disclosure is otherwise required by law, the State Board of Podiatric Medicine is authorized to close meetings, records and votes, to the extent they relate to the following: Sections 610.021(1), (3), (5), (7), (13) and (14), RSMo, and Section 620.010.14(7) RSMo.

The Board may go into closed session at any time during the meeting. If the meeting is closed the appropriate section will be announced to the public with the motion and vote recorded in open session minutes.

Please see attached tentative agenda for this meeting.

Attachment

cc: Marilyn Williams and Laurie Morris

Posted May 10, 2004
11:00 AM

**AMENDED OPEN AGENDA
State Board of Podiatric Medicine
Conference Call**

**May 13, 2004 – 5:00 p.m.
Division of Professional Registration
3605 Missouri Blvd.
Jefferson City, Missouri**

Call to Order

Roll Call

- 1. Approval of Agenda**
- 2. Approval of Minutes**
 - November 20, 2003 Open Conference Call Meeting Minutes
 - January 2, 2004 Open Mail Ballot Meeting Minutes
 - January 14, 2004 Open Mail Ballot Meeting Minutes
 - January 17, 2004 Open Meeting Minutes
 - January 23, 2004 Open Mail Ballot Meeting Minutes
 - February 6, 2004 Open Mail Ballot Meeting Minutes
 - February 18, 2004 Open Mail Ballot Meeting Minutes
 - February 21, 2004 Open Meeting Minutes
 - February 25, 2004 Open Mail Ballot Meeting Minutes
 - March 1, 2004 Open Mail Ballot Meeting Minutes
 - March 31, 2004 Open Conference Call Meeting Minutes
- 3. HB600 Discussion**
- 4. Review of Chapter 330 RSMo and Rules**

Closed Meeting. The Board will move into closed session pursuant to Section 610.021 Subsection (14) and 620.010.14 Subsection (7) RSMo for discussing educational transcripts and/or test scores and/or complaints and/or audits and/or investigative reports and/or other information pertaining to the licensee or applicant for licensure; Section 610.021 Subsection (1) RSMo for discussing general legal actions, causes of action or litigation and any confidential or privileged communications between this agency and its attorney; Section 610.021 Subsection (14) and Section 620.010.14 Subsection (5) RSMo for proceedings required pursuant to a disciplinary order concerning medical, psychiatric, psychological, or alcoholism or drug dependency diagnosis or treatment of specific licensees; and Subsection of 610.021 RSMo for the purpose of reviewing and approving the closed minutes of previous meetings.

Posted May 10, 2004
11:00 AM

Adjournment

Posted May 10, 2004
11:00 AM