

## FLORIDA BOARD OF MEDICINE



### 2008-2009 Annual Report

**Fred Bearison, M.D. - 2009**

**Robert Cline, M.D.—2008**

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## Florida Board of Medicine Members

As of November, 2008

**Fred Bearison, M.D.**

**Chair**

Valrico, FL

Term Expires: 10/31/09

Internal Medicine

**Onelia G. Lage, M.D.**

**Vice-Chair**

Miami, FL

Term Expires: 10/31/2010

Pediatrician

**Robert Cline, M.D.**

Ft. Lauderdale, FL

Term Expires: 10/31/09

Cardiac & Thoracic Surgeon

**John W. Beebe**

Pompano Beach, Florida

Term Expires: 10/31/2009

Business Owner

**Donald E. Mullins**

Orlando, FL

Term Expires: 10/31/2013

Consulting Administrator

**Elisabeth D. Tucker, M.D.**

Pensacola, FL 32503

Term Expires: 10/31/2013

OB/GYN

**Trina Espinola, M.D.**

St. Petersburg, FL

Term Expires: 10/31/11

Surgeon

**Michael A. Chizner, M.D.**

Ft. Lauderdale, FL

Term Expires: 10/31/2010

Cardiology

**Robert Nuss, M.D.**

Jacksonville, FL

Term Expires: 10/31/2013

Professor: Obstetrics &

Gynecology

**Bradley Levine**

Pompano Beach, FL 33069

Term Expires: 10/31/13

President

**Tully Patrowicz, M.D.**

Eustis, FL

Term Expires: 10/31/2010

Ophthalmologist

**George Thomas, M.D.**

Bradenton, FL

Term Expires: 10/31/2010

Cardiologist

**Jason J. Rosenberg, M.D.,**

**FACS**

Gainesville, FL

Term Expires: 10/31/2012

Plastic Surgery

**Steven P. Rosenberg, M.D.**

West Palm Beach, FL

Term Expires: 10/31/2010

Dermatologist

**Gary E. Winchester, M.D.**

Tallahassee, FL

Term Expires: 10/31/11

ULA Contact

Family Medicine

## **Board of Medicine Staff and Board Counsel**

Larry G. McPherson, Jr., J.D., Executive Director

Chandra Prine, Program Operations Administrator, Initial Licensure Unit  
Gloria Nelson, Regulatory Supervisor/Consultant

Crystal Sanford, CPM, Program Operations Administrator, Administrative Unit and Licensure Maintenance Unit

Melinda Gray, Regulatory Supervisor/Consultant  
JoAnne Trexler, Regulatory Supervisor/Consultant  
Whitney Bowen, Regulatory Specialist II

Ed Tellechea, J.D., Senior Assistant Attorney General, Board Counsel

Donna McNulty, J.D., Assistant Attorney General, Board Counsel for Credentials Committee

Nancy Murphy, CP, FRP, Operations and Management Consultant I

## Major Activities for FY 08-09

<p><b>Chair's Recognition Award</b></p>	<p>The award winners for FY 08-09: Lewis E. Auerbach, M.D. – February 2009</p>
<p><b>Highlights of Legislation that Passed in 2009</b></p>	<ul style="list-style-type: none"> <li>• <b>HB 387ER - <u>Medical Faculty Certificates</u></b>; Increases maximum number of medical faculty certificates issued to faculty at certain institutions.</li>   <li>• <b>SB 1986ER</b> - primarily deals with reducing health care fraud. It also requires health care boards to deny licensure or to revoke licensure of an individual, who has certain felony convictions or was terminated for cause from the Medicare or Medicaid programs. Similar restrictions apply to health care entities and their officers and affiliated persons. The bill also outlines four new disciplinary violations and requires the Department of Health to work with the Agency for Health Care Administration to prosecute Physicians who have not remitted amounts owed to the state for overpayments. This bill also exempts sleep related testing facilities from the Patient Self Referral Act.</li>   <li>• <b>SB 462ER</b> - requires the Department of Health, when funds are available, to develop a comprehensive electronic database system for the purpose of implementing a controlled substance prescription drug monitoring program. Effective now, section 14 of the bill requires proper identification before controlled substances are released by the dispensing practitioner to a person not known to the dispenser (see bill for details and definition of "proper identification). This bill also requires registration/inspection or accreditation of certain clinics that perform pain management. The Boards of Medicine and Osteopathic will be conducting public meetings to develop standards for physicians practicing in these pain management clinics. Visit the Board of Medicine's web page: <a href="http://www.FLHealthSource.com">www.FLHealthSource.com</a> for dates/times of the meetings.</li>   <li>• <b>SB 720ER</b> - requires the Board of Medicine to review, every three years, previously approved Board entities that grant board certification in Dermatology. This bill also lifts the requirement for supervising physicians to co-sign charts written and prepared by Physician Assistants. In addition, this bill lifts certain limitations on Advanced Registered Nurse Practitioners and Physician assistants who are only performing hair removal with lasers.</li>   <li>• <b>SB 2188ER</b> – concerns administrative procedures. New procedures include a requirement that health care boards with electronic agendas place copies of the public agenda materials on their web sites at least 7 days prior to the meeting. It also requires the boards to place a copy of their meeting notices on the</li> </ul>

	web site.
<b>Legislation Proposed for 2010</b>	<p>The 2010 Legislative Proposals are pending review at the August 13-15, 2009 Board Meeting. Here are the proposals that will be reviewed:</p> <ol style="list-style-type: none"> <li><b>1. Continuing Medical Education</b> The Board supports any bill that the statutory requirements for specific CME courses be repealed, and that authority to specify any CME requirements be vested in the Board through rulemaking.</li>   <li><b>2. Medical Licensure as amended at August 2009 Board meeting</b> <ul style="list-style-type: none"> <li>- Raise the fee cap to \$1,000.</li> <li>- Clarify the 2/4 year practice requirement</li> <li>- Clarify graduating from school must include being a student at that location (no Internet schools)</li> <li>- Update changes in medical school directory to remove WHO and to add IMED or its successor agency</li> <li>- Clarify requirement for passage of USMLE steps for 5<sup>th</sup> pathway applicants</li> <li>- Add reference to §456.072, F.S. to the end of the statute</li> <li>- Delete affidavit provision related to limited licenses</li> <li>- Amend poverty level definition for limited licenses from 100% to 200%</li> <li>- Clarify volunteer facilities</li> <li>- Delete redundant “community and migrant” language in limited license practice locations</li> <li>- Add reference to §766.115(3)(2)(e)(2), F.S. regarding volunteer service guidelines</li> <li>- Delete redundant language regarding where limited licensees may practice</li> <li>- Include requirement for complying with Chapter 456</li> <li>- Add language regarding poor evaluations from internships, fellowships, training programs</li> </ul> </li>   <li><b>3. Adverse Incidents Reports</b> The Board proposes a public records exemption for physician office adverse incident reports to ensure comprehensive reporting of medical errors. Reporting of errors is critical to identify unsafe practices and take corrective action for public safety.  The Board proposes legislative language that would modify the current requirement in the adverse incident reporting statute to limit the number of health care</li> </ol>

	<p>providers required to advise a patient of an incident.</p> <p>The Board proposes legislative language that would modify the current requirement to report adverse incidents if the incident occurred within 30 days of an office surgical procedure instead of 15.</p> <p><b>4. Expert Witness Testimony – High priority</b>  The Board proposes legislation that would add to the definition of the practice of medicine in Chapter 458, F.S., “rendering of an opinion”.</p> <p>The Board also proposes legislation regarding the registration of expert witnesses.</p>
<p><b>Accomplishments</b></p>	<ul style="list-style-type: none"> <li>• Implemented Online Application Status Check System</li> <li>• Continued to provide presentations to medical students and physicians throughout the state</li> <li>• Began providing articles from the Board to medical associations throughout the state</li> <li>• Continued providing the Message from the Chair in electronic format</li> <li>• Disseminated over 4,000 <i>Responsible Opioid Prescribing: A Physicians Guide</i> books to registered dispensing physicians</li> </ul>

## **Rule Amendments for FY 08-09**

During FY 08-09, the Board drafted new rules and amended several existing rules in a continued effort to improve the quality of health care, increase patient safety, and to increase the efficiency of the Board. Some rule highlights are noted below:

### **Board of Medicine Rules:**

#### Rule 64B8-1.007, FAC – List of Approved Forms; incorporated

This rule was updated as the applications were updated regarding the ADA questions on the applications.

#### Rule 64B8-4.009, FAC – Applications

This rule was updated as the applications were updated regarding the ADA questions on the applications.

#### Rule 64B8-8.001, FAC – Disciplinary Guidelines

The Board revised this rule to address the violations which would be appropriate for CME and community service with regarding to penalties. Certain guidelines were updated to include the requirement for probation following suspension.

#### Rule 64B8-8.004, FAC – Permanent Revocation

This rule was revised to make a technical correction to the specific authority cite.

#### Rule 64B8-8.0011, FAC – Notice of Noncompliance

This rule was amended to address initial offenses of minor violations which are appropriate for the issuance of a notice of noncompliance.

#### Rule 64B8-10.003, FAC – Costs of Reproduction of Medical Records

This rule was amended to increase the costs for reproduction of medical records.

#### Rule 64B8-11.002, FAC – Advertising of HIV/AIDS Status

This rule was revised to make a technical correction where the rule incorrectly referred to the Agency for Health Care Administration instead of the Department of Health.

#### Rule 64B8-12.001, FAC – Applicability (Financial Responsibility)

This rule was amended to make a technical correction in the wording.

#### Rule 64B8-13.005, FAC – Continuing Education for Biennial Renewal

This rule was amended to delete reference to the Medical Advisory Committee and to clarify that a physician may receive 5 hours risk management or ethics CME for attendance at a Board Meeting.



### **Physician Assistant Rules:**

#### **Rule 64B8-30.003, FAC – Physician Assistant Licensure**

This rule was updated as the applications were updated regarding the ADA questions on the applications.

#### **Rule 64B8-30.005, FAC – Physician Assistant Licensure Renewal and Reactivation**

This rule was amended to address requirements and credit for continuing education.

#### **Rule 64B8-30.008, FAC – Formulary**

This rule was amended to address changes to the Formulary resulting from legislative action.

#### **Rule 64B8-30.013, FAC – Notices of Noncompliance**

This rule was amended to address minor violations which are appropriate for issuance of a notice of noncompliance.

#### **Rule 64B8-30.014, FAC – Citation Authority**

This rule was amended to address auditing the licensee following the issuance of a citation for a violation of failing a CE audit.

#### **Rule 64B8-30.015, FAC – Disciplinary Guidelines**

This rule was amended to ensure the PA guidelines were similar to the MD guidelines.

**Anesthesiologist Assistant Rules:**

Rule 64B8-31.003, FAC – Application for Licensure

This rule was updated as the applications were updated regarding the ADA questions on the applications.

Rule 64B8-31.005, FAC – Anesthesiologist Assistant Performance and Protocols

This rule was amended to increase the number of AA's that a physician may supervise from 2 to 4.

**Other Rules:**

**Rule 64B8-52.004, FAC – Requirements for Approval of Training Courses for Laser and Light-based Hair Removal or Reduction**

This rule was amended to revise the requirement regarding the number of years of post-graduate training for instructors teaching laser and light-based hair removal courses from two years to one year.

**Office Surgery Registration and Inspection Program Rules**

<b>Type</b>	<b>Rule</b>	<b>Subject</b>	<b>Comments</b>
Rule Change	64B8-9.009	Adding defibrillator or AED under the required equipment and supplies	In rulemaking process

**Rule Workshops and Hearings:** The Surgical Care Committee did not conduct any rule workshops or rule hearings during the fiscal year 2008-2009.

## Surgical Care & Quality Assurance Committee Activities

### **Topics of Discussion:**

#### Wrong site surgery

The Surgical Care Committee continued its focus to reduce the incidence of wrong site surgery by requesting and reviewing statistics, looking for trends that would offer some insight into the root cause and possible ways to a reduction in the number of cases heard by the Board each year.

#### Medical Spas

#### Pain management clinics

#### Adverse Incidents Statistics

#### Adverse incident review of reported deaths for trends or issues

#### Office surgery physician specialties

#### Office surgery Inspection status update

#### Surgical robots

#### Surgical Technicians and First Assistant?????

### **Special Meetings:**

#### **December 4, 2008: Discussion on Wrong Site Surgery**

The Surgical Care Committee held an open discussion on wrong site surgery on December 4, 2008, which included several guest speakers. The purpose of the discussion was to explore different ways to reduce the incidences of wrong site surgeries by inviting guests from different organizations who would be associated when a wrong site surgery occurred.

- **Guest Speaker: Lance F. Grenevicki, M.D., Florida Patient Safety Corporation**  
Dr. Grenevicki reported that the Florida Patient Safety Corporation (FPSC) had applied and been approved as the first nationally recognized patient safety corporation by the Federal government. The FPSC is in the process of developing new strategies that would focus on a database for near miss reporting, education of students and continuing education for medical professionals in our state.
- **Guest Speaker: Robert K. McCann, D.O. Chair Board of Osteopathic Medicine**  
Dr. McCann, Chair, of the Board of Osteopathic Medicine stated that the Board was focusing on the “team” approach and that a major concern was late reporting of adverse incidents. He stated that physicians who perform wrong site surgery should to give lectures on wrong site surgery and the “pause” or “time out” to medical students, medical societies and other professional groups about the seriousness of wrong site surgery.
- **Guest Speaker: Gary Dolin, M.D., Florida Society of Ophthalmologists**  
Dr. Dolin, representing the Florida Society of Ophthalmologists, stated that the Society was surprised by the high numbers of wrong site surgeries in their specialty. The Society

has taken action to provide continuing education and information to their members. They have also teamed with the National Organization to offer continuing education at the annual conventions.

### **February 5, 2009: Discussion on Pain Management and Pain Clinics**

#### **Guest Speakers:**

Rafael Miguel, M.D.

Debra Tracy, M.D.

The Committee discussed the proliferation of pain clinics in South Florida, the safety threat to the public by way of drug addiction and overdosing on the liberal amount of medication received from the pain management clinics.

Dr. Rafael Miguel informed the Committee that a bill had been submitted to the legislature that would create a reporting system for all prescribed controlled substances in the state. The Committee requested that a friendly amendment be added to the bill, to create the authority to regulate pain management clinics and require registration and inspections of the pain management facilities.

The amendment was added to the bill and the bill passed. It was signed by the governor in June. The reporting system and the authority to regulate the pain management clinics is now in rule development. Registration and inspections for pain clinics will go into effect in January 2010.

### **April 2, 2009: Medical Spas (Discussion continued on June 4, 2009)**

#### **Guest Speakers:**

Chris Nuland, Esq. Representing the Florida Society of Plastic Surgeons and the Florida Society of Dermatologists

Dr. James Matas, President of Florida Society of Plastic Surgeons

At the April 2, 2009 Surgical Care Committee, Dr. Cline requested that this discussion be tabled until the June 4, 2009 meeting, so the Committee would have enough time to review the materials and discuss the issue.

Dr. Matas was allowed to address the committee since he had made a special trip to take part in the discussions.

He suggested the Committee answer the following:

- What is a medical spa?
- Who are the individuals actually doing the treatments?
- What regulation is needed for the facilities and individuals performing the procedures?

## **May 19, 2009: Telephone Conference Call with Representatives from the Agency for Health Care Administration**

### **Guests:**

Marie Kokol, LHRM, AHCA  
Ann Serantis, ACHA  
Polly Weaver, ACHA  
Dr. John McDonough, Board of Nursing

The Committee met with representatives from AHCA via telephone conference to discuss the topic of wrong site surgery. The Committee was requesting information on how the Agency viewed wrong site surgery and what types of discipline was given when a wrong site surgery was performed in a facility. A meeting with the AHCA representatives will be scheduled after they have collected some data to share on outcomes of reported wrong site surgeries.

## **June 4, 2009: Continued discussion on Medical Spas**

### **Guest Speakers:**

Christina Bello-Quintero, MD  
Monica Vega, University of Miami,

Dr. Onelia Lage, Vice Chair, introduced Dr. Bello-Quintero (a recent graduate) and Monica Vega, a medical student at the University of Miami. Both Dr. Bello-Quintero and Ms. Vega created a poster about Medical spas that was presented to the Committee members.

Dr. Lage led the discussion. The Committee determined that there is not enough data available to make a knowledgeable decision about the need to seek statutory authority to regulate medical spas. The data is not available because there are no reporting requirements or any way to track issues that arise from treatments performed in a medical spa.

Chrill Nuland, Esq. who represents Florida Society of Plastic Surgeons and Florida Society of Dermatologists, stated that he would poll the member of the Societies for incidences related to medical spa treatment that needed treatment by a plastic surgeon or dermatologist. He plans to present the data at the October or December Surgical Care Committee meeting.

The discussion also emphasized that multiple regulatory boards would have to be included in any efforts to propose laws and rules that would regulate the “medical spa”.

Further discussion will be planned at a later meeting.

### **Board, Committee and Regulatory Meetings FY 08-09**

In an effort to increase efficiency and reduce costs, the Board of Medicine continues to use conference calls as an alternative for those meetings that do not require personal appearances and to combine meetings or hold meeting in conjunction with the Board Meetings.

#### **Total Meetings**

<b>FY 06-07</b>	88
<b>FY 07-08</b>	72
<b>FY 08-09</b>	<b>74</b>

#### **Total Meeting Hours**

<b>FY 06-07</b>	256.25
<b>FY 07-08</b>	230
<b>FY 08-09</b>	<b>192.5</b>

#### **Total Number of Conference Calls vs. Face-to-face Meetings**

	Conference Calls	Face-to-Face
<b>FY 06-07</b>	44	44
<b>FY 07-08</b>	31	41
<b>FY 08-09</b>	<b>37</b>	<b>37</b>



**BREAKDOWN LISTING OF ALL MEETINGS AND HOURS IN FY 08-09:**

**\* Note: This chart reflects only the number of meeting hours and does not include the hundreds of hours spent in reviewing material in preparation for the meetings, particularly probable cause meetings.**

<b>Meeting</b>	<b>Number of Hours</b>
Probation Committee Meeting July 11, 2008	2.5
PCP South Conference Call July 11, 2008	Est 2
Board Business and Planning Meeting July 19-20, 2008	10
PCP North Conference Call July 25, 2008	Est 2
PCP South Conference Call August 8, 2008	Est 2
Anesthesiologist Assistant Committee Meeting August 14, 2008	.25
Credentials Committee Meeting August 14, 2008	6.25
Council on Physician Assistants Meeting August 14, 2008	1
Rules/Legislative Committee Meeting August 14, 2008	1.25
August Board Meeting August 15-16, 2008	12.5
PCP North Conference Call August 29, 2008	Est 2
Expert Witness Conference Call September 3, 2008	.25
Dietetic-Nutrition/Electrolysis Conference Call September 3, 2008	.25
PCP South Conference Call September 12, 2008	Est 2
Finance & Statistics Conference Call September 17, 2008	1
PCP North Conference Call September 26, 2008	Est 2
Credentials Committee Meeting October 2, 2008	4.5
Council on Physician Assistants Meeting	.5

October 2, 2008	
Rules/Legislative Committee Meeting October 2, 2008	1
Surgical Care/Quality Assurance Committee Meeting October 2, 2008	1.25
October Board Meeting October 3-4, 2008	8
PCP South Conference Call October 10, 2008	Est 2
PCP North Conference Call October 24, 2008	Est 2
Dietetic-Nutrition/Electrolysis Conference Call November 5, 2008	.25
Council on Physician Assistants Workshop November 6, 2008	1
Probation Committee Meeting November 7, 2008	4
PCP South Conference Call November 14, 2008	Est 2
PCP North Conference Call November 21, 2008	Est 2
Credentials Committee Meeting December 4, 2008	5
Council on Physician Assistants Meeting December 4, 2008	.5
Rules/Legislative Committee Meeting December 4, 2008	1
Surgical Care/Quality Assurance Committee Meeting December 4, 2008	1
December Board Meeting December 5-6, 2008	9.25
PCP South Conference Call December 12, 2008	Est 2
Anesthesiologist Assistant Conference Call December 17, 2008	.25
PCP North Conference Call December 19, 2008	Est 2
Board Conference Call January 7, 2009	.25
PCP South Conference Call January 9, 2009	Est 2
PCP North Conference Call	Est 2

January 23, 2009	
Credentials Committee Meeting February 5, 2009	5.5
Council on Physician Assistants Meeting February 5, 2009	.25
Anesthesiologist Assistants Committee Meeting February 5, 2009	.25
Rules/Legislative Committee Meeting February 5, 2009	1.5
Surgical Care/Quality Assurance Committee Meeting February 5, 2009	1
February Board Meeting February 6-7, 2009	12
PCP South Conference Call February 13, 2009	Est 2
Probation Committee Meeting February 21, 2009	2.25
PCP North Conference Call February 27, 2009	Est 2
Board Conference Call March 4, 2009	.75
Expert Witness Conference Call March 4, 2009	.25
Dietetic-Nutrition/Electrolysis Committee Meeting March 4, 2009	.25
PCP South Conference Call March 13, 2009	Est 2
PCP North Conference Call March 27, 2009	Est 2
Credentials Committee Meeting April 2, 2009	4.75
Council on Physician Assistants Meeting April 2, 2009	.75
Rules/Legislative Committee Meeting April 2, 2009	2
Finance & Statistics Committee Meeting April 2, 2009	.5
Surgical Care/Quality Assurance Committee Meeting April 2, 2009	.75
April Board Meeting April 3-4, 2009	12.5

PCP South Conference Call April 17, 2009	Est 2
PCP North Conference Call April 24, 2009	Est 2
Dietetic-Nutrition/Electrolysis Conference Call May 6, 2009	.25
PCP South Conference Call May 8, 2009	Est 2
Probation Committee Meeting May 9, 2009	3.75
Surgical Care/Quality Assurance Committee Conference Call May 19, 2009	1
PCP North Conference Call May 22, 2009	Est 2
Council on Physician Assistants Conference Call May 28, 2009	.25
Finance & Statistics Committee Conference Call June 2, 2009	1.25
Credentials Committee Meeting June 4, 2009	5.25
Rules/Legislative Committee Meeting June 4, 2009	1
Surgical Care/Quality Assurance Committee Meeting June 4, 2009	1
June Board Meeting June 5-6, 2009	12.5
PCP South Conference Call June 12, 2009	Est 2
PCP North Conference Call June 26, 2009	Est 2

### Presentations Provided & Articles Written in FY 08-09

Practitioner and public education remained a primary goal for the Board in FY 08-09. In addition to web site information, the following in-person presentations on health care regulation, training, prescribing, and new laws and rules were provided by the Executive Director and other Board Staff with the help of Board of Medicine members:

<b>Presentation</b>	<b>Presented by</b>
<i>Message from the Chair</i> July, 2008	Robert Cline, M.D.
Florida Medical Association Orlando, FL August 3, 2008 <i>Update from the Florida Board of Medicine</i>	Robert Cline, M.D.
Florida State University School of Medicine Tallahassee, FL September 10, 2008 <i>Florida Board of Medicine: Who we are and what we do</i>	Larry G. McPherson, Jr., J.D. Crystal Sanford, CPM
Florida Society of Dermatology & Dermatologic Surgery May 24, 2008	Larry G. McPherson, Jr., J.D.
Administrators in Medicine Cleveland, OH October 15, 2008 <i>E-Sunshine: Accessing Information Online</i>	Crystal Sanford, C.P.M.
<i>Message from the Chair</i> October, 2008	Robert Cline, M.D.
Tampa VA Hospital Tampa, FL November 18, 2008 <i>The Initial Medical Licensure Process</i>	Chandra Prine
Tampa General Hospital Tampa, FL November 18, 2008 <i>The Initial Medical Licensure Process</i>	Chandra Prine
<i>What's New with the Florida Board of Medicine</i> Multiple publications in association and society news letters	Crystal Sanford, CPM

Florida State University School of Medicine Tallahassee, FL December 1, 2008 <i>Florida Board of Medicine Regulatory Component of Professionalism</i>	Larry G. McPherson, Jr., J.D. Crystal Sanford, CPM
<i>Message from the Chair</i> December, 2008	Robert Cline, M.D.
<i>What's New with the Florida Board of Medicine: Practitioner Profiles</i> Multiple publications in association and society news letters	Crystal Sanford, CPM
<i>What's New with the Florida Board of Medicine: Medical Records</i> Multiple publications in association and society news letters	Crystal Sanford, CPM
<i>Message from the Chair</i> February, 2009	Fred Bearison, M.D.
University of Miami Miami, FL February 11, 2009 <i>Licensure: Credentialing Process and Challenges</i>	Chandra Prine
Bayfront Medical Center Grand Rounds St. Petersburg, FL February 12, 2009 <i>Florida Board of Medicine: Update and Overview</i>	Trina Espinola, M.D.
<i>Message from the Chair: The Letter You Don't Want to Receive</i> March, 2009	Fred Bearison, M.D.
Florida Association of Physicians of Indian Origin Tampa, FL March 7, 2009 <i>Laws &amp; Rules Every Physician Should Now</i>	George Thomas, M.D.
Hillsborough County Medical Association Tampa, FL March 17, 2009	Fred Bearison, M.D.

<i>Board of Medicine Update</i>	
Pinellas Medical Society <i>Florida Board of Medicine: Update and Overview</i> March 2009	Trina Espinola, M.D.
Palm Beach County Medical Society & Chiefs of State of Palm Beach County Hospitals March 31, 2009	Steven Rosenberg, M.D.
Rosensteil Medical Science Building – Medical Students April 8, 2009 <i>Laws and Rules Every Physician Should Know</i>	Onelia Lage, M.D., Vice-Chair
University of Florida School of Medicine Tallahassee, FL May 5, 2009 <i>Florida Board of Medicine Regulatory Component of Professionalism</i>	Larry G. McPherson, Jr., J.D. Crystal A. Sanford, CPM
<i>Florida Society of Dermatology &amp; Dermatologic Surgery</i> May 22, 2009 Medical Errors	Steven Rosenberg, M.D.
<i>Association of Dermatology Administrators</i> May 22, 2009 Regulations, rules, statutes	Steven Rosenberg, M.D.
<i>What's New with the Florida Board of Medicine: Practitioner Profiles</i> Multiple publications in association and society news letters	Crystal Sanford, CPM
<i>What's New with the Florida Board of Medicine: Prescribing in Florida</i> Multiple publications in association and society news letters	Crystal Sanford, CPM
<i>What's New with the Florida Board of Medicine: Medical Records</i> Multiple publications in association and society news letters	Crystal Sanford, CPM
<i>What's New with the Florida Board of</i>	Crystal Sanford, CPM

<p><i>Medicine: Advertising</i> Multiple publications in association and society news letters</p>	
<p><i>What's New with the Florida Board of Medicine: Patient Boundaries</i> Multiple publications in association and society news letters</p>	Crystal Sanford, CPM
<p><i>What's New with the Florida Board of Medicine: Financial Responsibility</i> Multiple publications in association and society news letters</p>	Crystal Sanford, CPM
<p><i>Assuring Ongoing Competence of Physicians – Are We Creating a Straw Man?</i> Federation of State Medical Boards Article</p>	Tully Patrowicz, M.D.
<p><i>Costs of Dermatologic Prescriptions</i> Florida Derm News Winter 09</p>	Steven Rosenberg, M.D.
<p><i>What's New with the Florida Board of Medicine</i> Florida Derm News Spring 09</p>	Steven Rosenberg, M.D.
<p><i>Keep An Eye on These Three</i> Florida Derm news Fall 2008</p>	Steven Rosenberg, M.D.
<p>Florida Medical Association Tampa, FL June 27, 2009 <i>Laws and Rules Course</i></p>	Larry McPherson, Jr., J.D.



### Licensure Statistics

<b>Medical Doctors</b>	<b>FY 06-07</b>	<b>FY 07-08</b>	<b>FY 08-09</b>
Licensure Applications Received	4420	4480	4004
Licenses Issued	4281	4180	4119
Number of Personal Appearances	223	132	191
Number of Individual Consideration	10	11	17
Number of Licensure Denials	8	8	4
Number of Licensure Denials – Allowed to Withdraw	5	1	1
Number of Licensure Applicants Allowed to Withdraw	8	5	13
Medical Licenses Reactivated (Inactive to Active)	40	43	31
Medical Licenses Reactivated (Delinquent to Active)	664	606	558
Medical Physicians (deceased during fiscal year)	67	84	179
Medical Administrative Voluntary Relinquishments	246	214	243
Medical Voluntary Withdrawals from Practice	8	6	4
Retired Status	420	326	218
<b>Physician Assistants</b>			
Physician Assistant Applications Received	451	424	481
Physician Assistant Licenses Issued	395	416	428
Physician Assistant Individual Considerations	0	10	2
Physician Assistant Licensure Denials	1	0	0
Physician Assistant Denials Allowed to Withdraw	1	1	0
Physician Assistant Allowed to Withdraw	1	0	0
Physician Assistant Licenses Reactivated (Inactive to Active)	4	9	7
Physician Assistant Licenses Reactivated (Delinquent to Active)	38	103	33
Physician Assistant Administrative Voluntary Relinquishments	5	20	6
Physician Assistants (deceased during the fiscal year)	0	1	1
<b>Anesthesiologist Assistants</b>			
Anesthesiologist Assistant Applications Received	1	1	25
Anesthesiologist Assistant Licenses Issued	5	1	24

## OFFICE SURGERY FACILITY STATISTICS

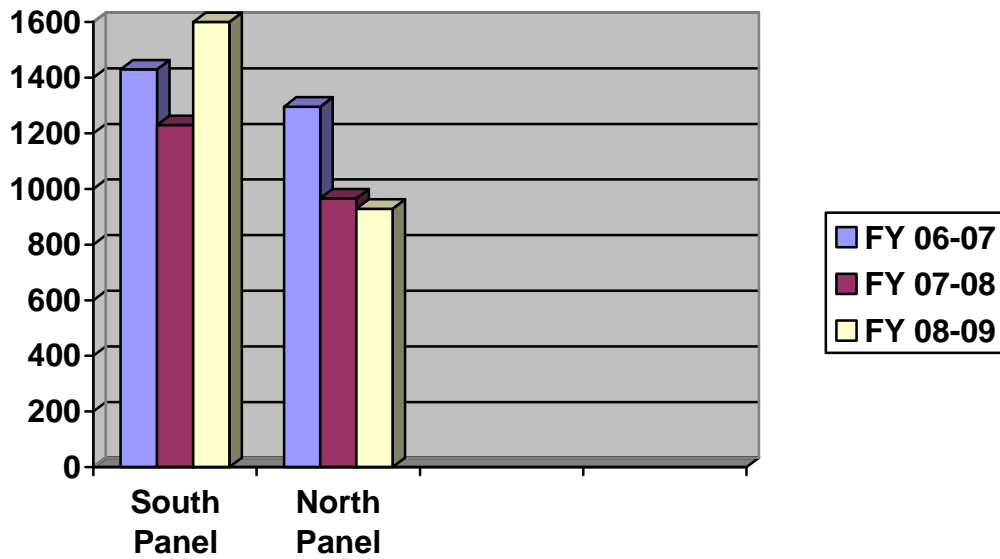
Office Surgery Registrations	FY 06-07	FY 07-08	FY 08-09
Total number of facilities registered	307	316	341
Total number of physicians registered	692	641	727
Accreditation			
Number of facilities accredited by National Organizations	178	121	162
AAAASF	109	73	121
AAAHC	20	46	24
JCAHO	16	2	17
FLACS (*No longer an accepted accrediting organization after June 2007)	33	0	0
Annual Inspection by DOH			
Number of facilities currently registered for DOH inspection annually	129	195	179
Annual DOH Inspection Statistics			
Inspections requested	66	170	53
Inspections completed	41	135	85
Inspections pending	13	2	39
Inspections cancelled (*inspections under this category were cancelled due to facility closure or obtaining national accreditation prior to scheduled inspection date)	12	33	2
Registration Statistics			
Number of new facilities registered in FY	46	43	53
Number facilities closed in FY	24	38	26
Number of new physicians registered in FY	115	121	166

### Prosecution Services Unit

The following information was pulled from the Department of Health, Prosecution Services Unit Annual Reports.

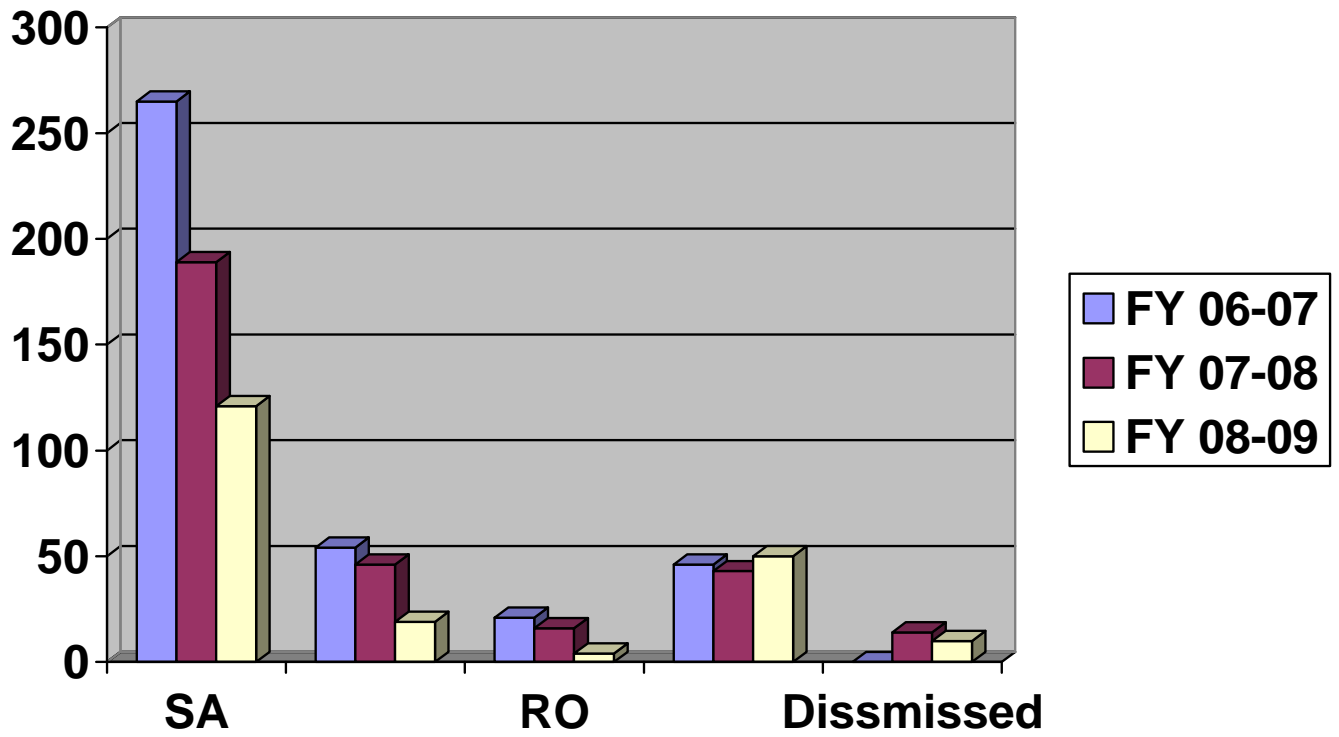
#### Probable Cause Panel Cases

Panel	Number of cases presented in FY 06-07	Number of cases presented in FY 07-08	Number of cases presented in FY 08-09
South Panel	1430	1230	1600
North Panel	1296	966	929



### Disciplinary Proceedings by Type

Type of Case	Total Number of Cases Heard for FY 06-07	Total Number of Cases Heard for FY 07-08	Total Number of Cases Heard for FY 08-09
Settlement Agreements (SA)	265	189	121
Informal Hearings and Waivers (IH)	54	46	19
Recommended Orders (RO)	21	16	4
Voluntary Relinquishments (VR)	46	43	50
Cases Dismissed by Board	NA	14	10
<b>Total Cases Heard</b>	<b>386</b>	<b>308</b>	<b>204</b>



## Compliance Statistics

### Fines/Costs Imposed vs. Fines/Costs Collected in FY 08-09

**Total Fines Imposed:** \$1,143,961.25  
**Total Fines Collected:** \$1,021,525.20

**Total Costs Imposed:** \$649,998.02  
**Total Costs Collected:** \$548,139.43

### Fines/Costs Imposed vs. Fines/Costs Collected in FY 07-08

**Total Fines Imposed:** \$1,435,296.15  
**Total Fines Collected:** \$1,312,780.01

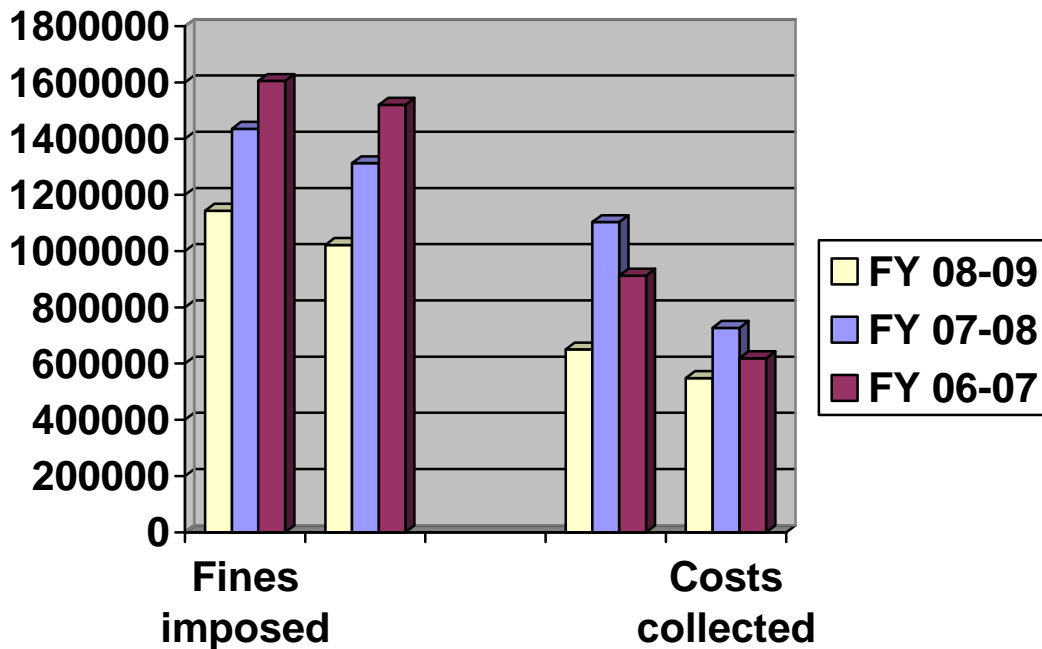
**Total Costs Imposed:** \$1,103,080.33  
**Total Costs Collected:** \$726,930.29

### Fines/Costs Imposed vs. Fines/Costs Collected in FY 06-07

**Total Fines Imposed:** \$1,604,990.00  
**Total Fines Collected:** \$1,520,268.51

**Total Costs Imposed:** \$912,498.00  
**Total Costs Collected:** \$619,124.38

**Total Revenue Collected (Fines & Costs):**



**Average number of active compliance cases  
tracked by month for FY 08-09:**

July:	January:
August:	February:
September:	March:
October:	April:
November:	May:
December:	June:

**Note:** Not provided by the Compliance Management Unit.

**Average number of active compliance cases  
tracked by month for FY 07-08:**

July:	634	January:	713
August:	674	February:	715
September:	674	March:	696
October:	706	April:	727
November:	694	May:	719
December:	712	June:	708

**Average number of active compliance cases  
tracked by month for FY 06-07:**

July:	512	January:	578
August:	534	February:	596
September:	524	March:	590
October:	548	April:	628
November:	546	May:	630
December:	575	June:	649

**Thanks to our contributors:**

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