

Open Session Meeting Minutes  
Missouri State Board of Registration for the Healing Arts  
September 9, 2014  
Missouri Council of School Administrators Building  
3550 Amazonas Drive  
Jefferson City, MO 65109

The members of the Missouri State Board of Registration for the Healing Arts and the Missouri State Board of Nursing convened on Tuesday, September 9, 2014 at the Missouri Council of School Administrators Building, 3550 Amazonas Drive, Jefferson City MO, 65109.

**Board of Healing Arts**

**Members Present:**

Dr. Benjamin Lampert, MD, - President  
Dr. David Tannehill, DO – Secretary  
Dr. Jeffery Carter, MD  
Dr. John, Lyskowski, MD  
Dr. David Poggemeier, MD

**Members Attending via Conference Call:**

Dr. James DiRenna, DO

**Members Absent**

Dr. Bradley Freeman, MD

**Staff Attending**

Connie Clarkston, Executive Director  
Sarah Schappe, Senior Legal Counsel  
Jimmy Leggett, Associate Executive  
Dr. William Voss, DO - Chief Medical Officer  
Dr. Melvin Abend, MD - Medical Staff Officer  
Dr. William Smittle, DO – Medical Staff Officer  
Tammy Branch, Processing Technician I

**Guest in Attendance**

Rep. Kathryn Swan  
Sen. Jay Wasson  
Andrew Briscoe, Division of Professional Registration  
Brad Bates, Missouri Association of Osteopathic Physicians and Surgeons  
Brian Bowles, Missouri Association of Osteopathic Physicians and Surgeons  
Jeff Howell, Missouri State Medical Association

**OTHER MEMBERS in the AUDIENCE**

Ms. Clarkston called roll for the Missouri State Board of Registration for the Healing Arts and Ms. Scheidt called roll for the Missouri State Board of Nursing. Introductions of the head table and guests were done.

Rep. Swan thanked all members for all the hard work that has led up to this point, and hoped that a decision regarding the rule could be reached at the conclusion of this meeting. Rep Swan restated the

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legislative intent of SB315. Sen. Wasson expressed his desire for the Boards to reach a consensus of the draft language instead of requiring a legislative fix.

Ms. Schappe presented the Board of Healing Arts' position and Ms. Marmion presented the Board of Nursing's position.

The floor was then open for discussion and comments from the members and guests in attendance.

A motion was made by Dr. Lyskowski from Board of Healing Arts and seconded by Ms. McDaniel of Board of Nursing to recess to go into closed session to seek legal advice.

### **Closed Session**

Motion made by Dr. Carter and seconded by Dr. Tannehill to go into closed session pursuant to section 610.021(1), RSMo. Dr. Lampert, Dr. Carter, Dr. DiRenna, Dr. Poggemeier and Dr. Tannehill voted in favor of the motion. The motion carried.

The joint meeting reconvened at 3:23pm. Dr. Benjamin Lampert stated the Board of Healing Arts position to adopt the language as submitted on pages 5-12 of the handout with the exception of "or RN" as the section only pertained to APRNs.

Ms. Shimmens stated the Board of Nursing's position. At the end of the meeting, the Board of Nursing agreed to the Board of Registration for the Healing Arts' proposal. The following is the statement prepared by the members of the Missouri State Board of Nursing and part of their official decision.

"We see this as a lost opportunity to make changes to the regulation in order to improve access to quality healthcare.

"We understand the political implications of us not agreeing, and we continue to maintain the regulations are more restrictive than statute.

"In the spirit of cooperation, we will accept the Board of Healing Arts' proposal. We hope to continue communication regarding collaborative practice to improve access to quality healthcare for all Missourians.

"We also want to take this time to thank Representative Kathryn Swan for committing her time and energy for not only sponsoring this legislation but for working with both Boards."

Motion was made by Dr. Poggemeier and seconded by Dr. Lyskowski on behalf of the Board of Healing Arts to uphold the language on pages 5-12 of the handout with the exception of "or RN" on page 9; line 17 and 18. Dr. Lampert, Dr. Carter, Dr. DiRenna, Dr. Poggemeier and Dr. Tannehill voted in favor of the motion. The motion carried.

Motion was made by Dr. McDaniel and seconded by Ms. Noren on behalf of the Board of Nursing to uphold the language on pages 5-12 of the handout with the exception of "or RN" on page 9; line 17 and 18. Ms. Shimmens, Ms. Green, Dr. McDaniel, Ms. Loren, Ms. Scott, and Ms. Speed voted in favor of the motion. Dr. Snell voted in opposition of the motion. Motion carried.

### **Adjournment**

Rep. Kathryn Swan adjourned the meeting for the evening. The meeting adjourned at approximately 3:31 p.m.

Dr. Lampert, Dr. Carter, Dr. DiRenna, Dr. Freeman, Dr. Poggemeier and Dr. Tannehill voted in favor of the motion. The motion carried unanimously.