The Impaired Physicians Liaison Committee of the Missouri State Board of Registration for the Healing Arts convened at 3:00 p.m. on Wednesday, August 1, 2018, at the Hilton Garden Inn, 19677 East Jackson Drive, Independence, Missouri 64057.

Committee Members Present:
Connie Clarkston, Executive Director
James DiRenna, DO, Committee Chair
Patrick Mills, Missouri State Medical Association
Lisa Thomas, MD, Missouri Physicians Health Program
Robert Bondurant, Missouri Physicians Health Program
Mary Fahey, Missouri Physicians Health Program
Jim Wieberg, Missouri Association of Osteopathic Physicians and Surgeons
John Cisper, Investigator, Probation Supervisor
John Short, Investigator II, Probation Supervisor
Tim Giger, Investigator II,

Committee Members Absent:
Kay O’Shea, Missouri Physicians Health Program
Heather Johns, Missouri Association of Osteopathic Physicians and Surgeons

Board Members Present:
Katherine Mathews, MD, Member

Staff Present:
Jimmy Leggett, Associate Executive
Katie Struemph, General Counsel
Hong Chen, Associate General Counsel
Michelle Heislen, Enforcement Supervisor
Sidney Conklin, Chief Investigator
William Smittle, DO, Chief Medical Officer
Ashley Minor, Associate Executive Assistant
Bridget Otto, Executive Assistant

Guests Present:
Paige Tuck, Synergy Recovery Center
SSM Health Treatment and Recovery

1. Prerogatives of the Chair
Dr. DiRenna encouraged the Missouri Physician Health Programs (MPHP) and the Missouri Association of Osteopathic Physicians and Surgeons (MAOPS) to continue critical conversations
about developing a mentoring or coaching program for assistant physicians. Mr. Bondurant and
Mr. Wieberg were supportive of the proposal. Mr. Bondurant also stated an ideal program would
need to take into consideration the geographical locations of the assistant physicians.

This was a discussion item only and no motion was made.

2. Minutes for Approval
The open minutes from the April 4, 2018 Impaired Physician Liaison Committee meeting were
presented for review and approval.

Motion made by Mr. Bondurant and seconded by Mr. Wieberg to approve the April 4, 2018 Open
Meeting Minutes as submitted with the exception of Dr. Thomas’ credentials being corrected. Mr.
Mills, Mr. Bondurant, Dr. Thomas, Ms. Fahey, Mr. Wieberg, Mr. Cisper, Mr. Short and Mr. Giger
voted in favor of the motion. Ms. O’Shea and Ms. Johns were absent. Motion carried unanimously.

3. Safe Haven Clause
At its April 2018 meeting, Ms. Chen updated the Committee members regarding her research on
the Safe Haven Clause and the Committee agreed that the Board should provide feedback on
said matter before the Committee takes further action. If the Board was found to be in favor of the
Safe Haven Clause, the Committee requested legal staff draft proposed legislation to bring back
to the Committee for review and comments. The Board conveyed its interest in and support of the
matter and directed legal staff to prepare the legislative proposal. Following the Board’s directive,
Ms. Chen prepared two (2) legislative proposal options and presented to the Committee for its
review.

The Committee discussed advantages and disadvantages of each legislative proposal. Dr.
Thomas expressed concerns that subsection 5 treats the monitoring program and treatment
program as one (1) entity; and that it requires mandatory reporting to the Board immediately after
the monitoring program determines through an initial evaluation a licensee poses danger to
themselves or patient safety, even before the impaired licensee was given a chance to enter a
treatment program. Furthermore, Dr. Thomas opined that, without a clear timeframe to allow
treatment, such mandatory reporting could hinder impaired health professionals from seeking
evaluation or being forthcoming with the monitoring program in their evaluations. Dr. Mathews
raised the issue that when a licensee only poses danger to themselves but not any patient, the
licensee should be allowed to continue treatment instead of worrying about being reported to the
Board. Ms. Clarkston inquired about the possibility of creating an Impaired Health Professionals
Commission that will review cases of incompliance and non-participation without identifying the
licensees.

In response to the Committee discussion, the following changes were suggested: (1) merging
subsection 5 with subsection 4 and clearly indicating that the board-approved monitoring
program(s) and the board-approved treatment program(s) are different entities; (2) deleting the
requirement that identity of a licensee should be revealed when the licensee only poses a danger
to themselves; and (3) adding the language affording the Board authorities to promulgate rules
and discretion to create an Impaired Health Professionals Commission.

Motion was made by Dr. Mathews and seconded by Mr. Wieberg to adopt the second option
presented with suggested changes. Mr. Mills, Mr. Bondurant, Dr. Thomas, Ms. Fahey, Mr.

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Wieberg, Mr. Cisper, Mr. Short and Mr. Giger voted in favor of the motion. Ms. O’Shea and Ms. Johns were absent. Motion carried unanimously.

4. Synergy Executive – Potential Provider
On May 14, 2018, the Board received a request on behalf of Synergy Recovery Center wherein Paige Tuck, Executive Director of Synergy Recovery Center, expressed interest in becoming an approved provider for physicians in the state of Missouri in need of substance abuse and mental health treatment. Ms. Tuck was in attendance and presented the program to the Committee.

Deliberations of agenda items 4 and 5 regarding potential providers were held simultaneously.

5. SSM Health Treatment and Recovery – Potential Provider
On March 21, 2018, the Board received information from SSM Health regarding SSM Health Treatment and Recovery, their services to treat patients suffering from substance use disorders. The SSM Health Treatment and Recovery program is located in St. Charles, Missouri. At its April 2018 meeting, the Committee agreed that they would like for SSM Health to present to the Committee at its upcoming meeting for further deliberation on accepting its services. Providers from SSM Health Treatment and Recovery were in attendance and presented the program to the Committee.

Motion was made by Mr. Bondurant and seconded by Mr. Wieberg to table applications of both providers and to seek permission from the Board to allow MPHP and MAOPS to work with the providers for one (1) year while MPHP and MAOPS monitor their effectiveness. Mr. Mills, Mr. Bondurant, Dr. Thomas, Ms. Fahey, Mr. Wieberg, Mr. Cisper, Mr. Short and Mr. Giger voted in favor of the motion. Ms. O’Shea and Ms. Johns were absent. Motion carried unanimously.

Additional Business
Mr. Bondurant and Ms. Fahey requested an update on the Northbound Treatment program in Kirkwood, Missouri, which would apply to become an approved provider. Staff asked that the program information, including contact information be forwarded to the office for further processing.

Mr. Wieberg provided information about the Physician Wellness Retreat sponsored by Missouri Association of Osteopathic Physicians and Surgeons’ Physician Wellness Retreat program that is scheduled for October 19-21, 2018. Staff invited Mr. Wieberg to share with them any information he would like posted on the Board’s website.

During the April 2018 meeting, the Commission reviewed the list of approved providers and requested Mr. Bondurant to provide an update on Promises Malibu in Malibu, California. Mr. Bondurant informed the Commission that Promises Malibu filed for bankruptcy and the supervising physician, Dr. Greg Skipper, left to open a new facility in the same area. Mr. Bondurant and Ms. Fahey would update the Commission on Dr. Skipper and the new facility when more information becomes available.

The above matters were presented for discussion purposes only and no motions were made.

Adjournment
Motion was made by Mr. Wieberg and seconded by Dr. Mathews to adjourn the meeting. The meeting adjourned approximately at 5:07 p.m. Mr. Mills, Mr. Bondurant, Dr. Thomas, Ms. Fahey, Mr. Wieberg, Mr. Cisper, Mr. Short and Mr. Giger voted in favor of the motion. Ms. O'Shea and Ms. Johns were absent. Motion carried unanimously.