



**TEXAS PHYSICIAN HEALTH PROGRAM
BOARD MEETING**

333 Guadalupe, Tower 2, Suite 225
Austin, Texas 78701
Friday, July 30, 2021

The meeting was called to order on July 30, 2021, at 9:03 a.m. by Presiding Officer Brian “Dean” McDaniel, D.O. Governing Board members present were: Mary Boone, LCSW, LCDC; Jeffery Butts, D.O.; Viki Chancellor, M.D.; Ron Cook, D.O.; Mark Kunik, M.D.; Helaine Lane; Sejal Mehta, M.D., MBA; Vicki Waters, M.S., PA-C; and Susan Wynne, M.D. Eugene Boisabuin, M.D. did not attend. Staff present were: TXPHP Medical Director Katherine McQueen, M.D.; TMB Executive Director Brint Carlton, J.D.; and various other staff.

Agenda Item #2, Discussion, recommendations, and possible action regarding May 21, 2021, Governing Board meeting minutes. After discussion, Ms. Lane moved, Dr. Butts seconded, and the motion passed to accept the May 21, 2021, Governing Board meeting minutes as written.

Agenda Item #3, Board President Report. Dr. McDaniel reported that the program is operating well even with the challenges of the pandemic.

Agenda Item #4, TMB and Budget Report. Mr. Carlton reported that the majority of staff continues to work from home. The agency is doing well even with a 5% budget reduction. Mr. Chandonnet gave a report on the budget.

Agenda Item #5, Program Director Report.

- a. Report of program enrollment to date.** Mr. Bernardo gave a report on current program enrollment.
- b. Report on program performance and overall operations.** Mr. Bernardo gave a report.
- c. Report on outstanding referrals.** Mr. Bernardo reported that there are currently 13 pending referrals.
- d. Personnel Report.** Mr. Bernardo reported that a new LCDC was hired. There are currently openings for both a clinical coordinator and an administrative assistant.

Agenda item #6, Medical Director Report

- a. Report on Drug Screening Results.** Dr. McQueen gave a report on Drug Screening Results.
- b. Report on Fee Waivers.** Dr. McQueen reported on fee waivers.
- c. Report on Program Policies**
 - i. Compassionate use of marijuana** There was a discussion on the compassionate use of marijuana. A subcommittee was created with Dr. Butts as chair, and included Dr. Mehta, Ms. Boone, and Ms. Lane as members.
- d. Report on Outreach**
 - i. County medical society outreach** Dr. McQueen reported that she has sent out surveys to CMS who have physician health and wellness committees, to determine what their current practice is in interacting with their members.
 - ii. Increasing awareness** Dr. McQueen gave a report on increasing awareness of TXPHP and asked for feedback from Governing Board members. An ad hoc committee was formed to address outreach and raising awareness of TXPHP. Dr. Wynn was appointed as the chair, with Dr. Kunik, Dr. Cook, and Ms. Waters as members.
 - 1. Website updates**
 - 2. Written media**
 - 3. Presentations.**

Agenda Item #7, Legal Report. Ms. Swanholm advised Governing Board members not to respond to participants who reach out to them directly and to forward any such correspondence to legal counsel.

Agenda Item #8, Discussion, recommendation and possible action regarding the Advisory Committee. No action was taken.

Break 10:30 am – 10:40am

Agenda Item #9, Discussion, recommendations, Disciplinary Process Review Committee (DPRC) disposition updates, and possible action regarding Case Advisory Panels and case reviews.

Case #1 – 17-0252 – After discussion, Dr. Wynne moved to report the participant to DPRC with a recommendation that they accept the referral, Dr. Mehta seconded, and the motion passed unanimously.

Case #2 – 17-0281 – After discussion, Dr. Mehta moved to keep the participant with TXPHP, Dr. Wynne seconded, and the motion passed unanimously.

Case #3 – 18-0217 – After discussion, Dr. Butts moved to refer the participant to DPRC, with the recommendation that the participant remain with TXPHP, Dr. Chancellor seconded, and the motion passed unanimously.

Case #4 – 19-1006 – After discussion, Ms. Waters moved to refer the participant to DPRC, with the recommendation that the participant remain with TXPHP, Dr. Butts seconded, and the motion passed unanimously.

Case #5 – 19-1110 – After discussion, Dr. Mehta moved to refer the participant to DPRC, Dr. Cook seconded, and the motion passed unanimously.

Case #6 – 20-0415– After discussion, Dr. Cook moved to refer the participant to DPRC, Dr. Chancellor seconded, and the motion passed unanimously.

Case #7 – 20-0304 – After discussion, Dr. Mehta moved to refer the participant to DPRC, with the recommendation that the participant remain with TXPHP, Dr. Wynne seconded, and the motion passed unanimously.

Case #8 – 21-0306 – After discussion, Ms. Lane moved to refer the participant to the RCP D&E Committee with the recommendation that the participant remain with TXPHP, Dr. Chancellor seconded, and the motion passed unanimously.

Agenda Item #10, Report on Emergent Referrals. Dr. McQueen reported that there had been one emergent referral to TMB.

Agenda Item #11, Discussion, recommendations, and possible action regarding scheduling, procedures, and upcoming Board meetings, member rotation, Case Advisory Panel (CAP) scheduling, and other possible agenda topics. No action was taken.

Agenda Item #12, Open forum for public comments. One individual made public comments.

Agenda Item #13, Adjourn. There being no further items, Ms. Lane moved, Ms. Boone seconded, and the motion passed unanimously. Dr. McDaniel adjourned the meeting at 12:17 pm.