



**TEXAS PHYSICIAN HEALTH PROGRAM
BOARD MEETING
Friday, March 1, 2024**

The meeting was called to order on March 1, 2024, at 9:04 a.m. by Presiding Officer Brian “Dean” McDaniel, D.O. Governing Board members present were: Mary Boone, LCSW, LCDC; Jeffery Butts, D.O; Helaine Lane; Mark Kunik, M.D., MPH; Katie McQueen, M.D.; Sejal Mehta, M.D., MBA; Vicki Waters, M.S., PA-C; Michael Weaver, M.D.; and Susan Wynne, M.D. Ron Cook, D.O. was not present. Staff present were: TXPHP Executive Medical Director Emily Doyle, M.D.; TXPHP Program Director Rui Bernardo; TMB Executive Director Brint Carlton, J.D.; Assistant General Counsel Yvette Yarbrough, J.D.; and various other staff.

Agenda Item #2, Discussion, recommendations, and possible action regarding November 17, 2023, Governing Board meeting minutes. After discussion, **Ms. Lane moved, Dr. Weaver seconded, and the motion passed to approve the November 17, 2023, Governing Board meeting minutes as written.**

Agenda Item #3, Board President Report. Dr. McDaniel provided a report on the success of the board during the last year.

Agenda Item #4, TMB and Budget Report. Mr. Kendall Klein provided a budget report.

Agenda Item #5, Program Director Report.

- a. Report of program enrollment to date.** Mr. Bernardo reported that there are currently 272 participants for FY 2024 Q1.
- b. Report on Outstanding Referrals.** Mr. Bernardo reported that there are currently 12 pending referrals. Mr. Bernardo provided a report on participant referrals, pending referrals, and participation.
- c. Report on Program Performance and Overall Operations.** Mr. Bernardo gave a report on program performance and overall operations.
- d. Personnel Report.** Mr. Bernardo reported on current vacant positions.

Agenda item #6, Medical Director Report

- a. Report on Drug Screening Results.** Dr. Doyle gave a report on Drug Screening Results.

Agenda Item #7, Legal Report. Ms. Yarbrough provided a Legal Report and reviewed the requirements of the Public Information Act and Open Meetings Act for Governing Board members.

Agenda Item #8, Discussion, recommendation and possible action regarding the Advisory Committee.

Agenda Item #9, Discussion, recommendation and possible action regarding donations. Ms. Yarbrough gave an overview of a donation offered by the Medical City Medical Education Program to PHP in the approximate amount of \$2,000. The purpose of the donation is to support the outreach efforts of TXPHP. There are no restrictions on the use of the proposed donation. The only relationship between the Medical City Medical Education Program and the TXPHP is that the TXPHP Medical Director delivered a CME presentation to the Medical City medical staff on 10/23/23. The TXPHP Executive Team intends to use this donation to increase in-person outreach opportunities by funding travel and lodging expenses for the TXPHP Medical Director as they attend speaking engagements at schools, hospitals, professional societies, conferences, and other events throughout the state. At \$2,000, the donation will be used to pay for travel and lodging at an estimated 8 events. Estimated lodging costs are \$107.00 per event. Estimated Per Diem is \$59.00 per event. Estimated Hotel Tax is \$20.00 per event. Estimated mileage is \$67.00 per event. We aim to reach audiences averaging at least 75 people per event. After discussion, **Ms. Lane moved to accept the donation from Medical City to be used for outreach as described above. Dr. McQueen seconded and the motion passed. Dr. Mehta opposed.**

There was a 10 minute break.

Agenda Item #10, Discussion, Recommendations, Disciplinary Process Review Committee (DPRC) disposition updates and possible action regarding case advisory panels (CAP) and case reviews.

Case #1 – 14-0340-A – After discussion, Dr. Wynne moved to refer to DPRC with the recommendation that the participant remains with THPHP. Dr. Weaver seconded, and the motion passed. Dr. McQueen recused.

Case #2 – 15-0152– After discussion, Dr. Kunik moved to refer to DPRC committee with the recommendation that they accept the referral. Dr. Butts seconded, and the motion passed. Dr. McQueen recused.

Case #3 – 17-0209-A– After discussion, Ms. Lane moved to refer to DPRC with the recommendation that the participant remain with TXPHP. Dr. Kunik seconded, and the motion passed.

Case #4 – 18-0168-A – After discussion, Dr. Kunik moved to refer to DPRC with the recommendation that the participant remain with TXPHP. Ms. Waters seconded, and the motion passed unanimously.

Case #5 – 18-0397 – After discussion, Ms. Boone moved to refer to DPRC with the recommendation that the participant remain with TXPHP. Dr. Mehta seconded, and the motion passed unanimously.

Case #7 – 20-1102-A – After discussion, Dr. Mehta moved to refer to DPRC with the recommendation that they accept the referral. Ms. Lane seconded, and the motion passed. Dr. Wynne recused.

Case #8 – 21-0508– After discussion, Dr. Wynne moved to refer to DPRC with the recommendation that the participant remain with TXPHP. Dr. Kunik seconded, and the motion passed.

Case #9 – 21-1004 – After discussion, Dr. Weaver moved to defer the case until the next board meeting. Ms. Waters seconded, and the motion passed.

Case #10 – 21-1108– After discussion, Ms. Lane moved to refer to DPRC with the recommendation that the participant remain with TXPHP. Dr. Weaver seconded, and the motion passed.

Case #11 – 21-1208 – After discussion, Dr. Butts moved that this is not substantive noncompliance at this time and no action is necessary. Ms. Waters seconded, and the motion passed.

Case #12 – 22-0306 – After discussion, Dr. Wynne moved to refer to DPRC with the recommendation that the participant remain with TXPHP. Dr. Butts seconded, and the motion passed.

Case #13 – 22-0904-A– After discussion, Ms. Waters moved to refer to MRT D&E committee with the recommendation that they accept the referral. Dr. Weaver seconded, and the motion passed.

Case #14 – 22-1210– After discussion, Dr. McQueen moved to refer to RCP D&E committee with the recommendation that they accept the referral. Dr. Wynne seconded, and the motion passed.

Case #15 – 23-0711– After discussion, Dr. Kunik moved to refer to MRT D&E committee with the recommendation that they accept the referral. Dr. Weaver seconded, and the motion passed.

Case #16 – 23-0808 – After discussion, Dr. Wynne moved to refer to MRT D&E committee with the recommendation that the participant remain with TXPHP. Dr. Mehta seconded, and the motion passed.

Case #17 – 23-0809 – After discussion, Ms. Waters moved to refer to PA D&E committee with the recommendation that they that accept the referral. Dr. McQueen seconded, and the motion passed.

Case #18 – 23-0904 – After discussion, Dr. Wynne moved to refer to DPRC with the recommendation that the participant remain with TXPHP. Dr. Weaver seconded, and the motion passed.

Case #19 – 24-0105 – After discussion, Dr. McQueen moved to refer to PA D&E committee with the recommendation that the participant remain with TXPHP. Dr. Mehta seconded, and the motion passed.

Case #6 – 20-0716– After discussion, Dr. Mehta moved to defer the case to the next meeting. Dr. Kunik seconded, and the motion passed.

Agenda Item #11, Report on Emergent Referrals. There were no emergent referrals.

Agenda Item #12, Discussion, recommendations, and possible action regarding scheduling, procedures, and upcoming Board meetings, member rotation, CAP scheduling. Mr. Bernardo presented the updated CAP schedule. The board meeting schedule for 2024 was updated.

Agenda Item #13, Discussion and possible recommendation to TMB’s Disciplinary Process and Review Committee regarding TXPHP Drug & Alcohol Testing options. There were none.

Agenda Item #14, Open forum for public comments. Dr. Jackson made public comments.

Agenda Item #15, Adjourn. There being no further items, **Dr. Kunik moved, Dr. Mehta seconded, and the motion passed to adjourn the meeting at 12:02 p.m.**