



**TEXAS PHYSICIAN HEALTH PROGRAM
BOARD MEETING
Friday, May 31, 2024**

The meeting was called to order on May 31, 2024, 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.; Ron Cook, D.O.; Helaine Lane; Vicki Waters, M.S., PA-C; Michael Weaver, M.D.; and Susan Wynne, M.D. Mark Kunik, M.D., MPH; Katie McQueen, M.D.; and Sejal Mehta, M.D., MBA were 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 March 1, 2024, Governing Board meeting minutes. After discussion, **Ms. Lane moved, Ms. Waters seconded, and the motion passed to approve the March 1, 2024, Governing Board meeting minutes as written.**

Agenda Item #3, Board President Report. Dr. McDaniel provided a report on his attendance to the FSMB meeting in April.

Agenda Item #4, TMB and Budget Report. Joey Estrada, CFO gave a budget update and Mr. Carlton gave an update on the possibility of in-person meetings.

Agenda Item #5, Program Director Report.

- a. Report of program enrollment to date.** Mr. Bernardo reported that there are currently 281 participants for FY 2024 Q2.
- b. Report on Outstanding Referrals.** Mr. Bernardo reported that there are currently 18 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.

b. Outreach Activities Dr. Doyle gave a report on Outreach Activities.

Agenda Item #7, Legal Report. Ms. Yvette Yarbrough provided a Legal Report.

Agenda Item #8, Discussion, recommendations, and possible action regarding the Advisory Committee. No action was taken on this agenda item.

Agenda Item #9, Discussion, recommendations, and possible action regarding donations. No action was taken on this agenda item.

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 – 14-0190 – After discussion, Ms. Wynne moved to refer to DPRC with the recommendation that the participant remains with THPHP. Ms. Waters seconded, and the motion passed.

Case #4 – 15-0191-B – After discussion, Ms. Lane moved to refer to DPRC with the recommendation that they accept the referral. Ms. Wynne seconded, and the motion passed unanimously.

Case #5 – 16-0226-A – After discussion, Dr. Weaver moved to refer to DPRC with the recommendation that the participant remain with TXPHP. Dr. Cook seconded, and the motion passed unanimously.

Case #6 – 18-0261 – After discussion, Ms. Waters moved to refer to RCP D&E committee with the recommendation that the participant remain with TXPHP. Dr. Cook seconded, and the motion passed unanimously.

Case #7 – 20-0503 – After discussion, Dr. Wynne moved to refer to DPRC with the recommendation that the participant remain with TXPHP. Ms. Lane seconded, and the motion passed.

Case #8 – 20-0716 – After discussion, Dr. Wynne moved to refer to DPRC with the recommendation that they accept the referral. Dr. Weaver seconded, and the motion passed.

There was a 10-minute break at 10:15.

Case #9 – 20-1011 – This case does not warrant referral as it does not represent substantial noncompliance.

Case #11 – 22-0510 – After discussion, Dr. Wynne moved to refer to RCP D&E committee with the recommendation that they accept the referral. Dr. Butts seconded, and the motion passed.

Case #12 – 22-0807 – After discussion, Dr. Cook moved to refer to MRT D&E committee with the recommendation that the participant remain with TXPHP. Ms. Waters seconded, and the motion passed.

Case #14 – 22-1003 – After discussion, Dr. Wynne moved to refer to DPRC with the recommendation that the participant remain with TXPHP. Dr. Weaver seconded. Dr. Wynne withdrew her motion and Dr. Weaver withdrew his second. Dr. Cook moved to defer the case to the next meeting. Dr. Waver seconded, and the motion passed.

Case #15 – 23-0203 – This case does not warrant referral as it does not represent substantial noncompliance.

Case #18 – 23-0715 – After discussion, Dr. Wynne moved to refer to MRT D&E committee with the recommendation that the participant remain with TXPHP. Dr. Weaver seconded, and the motion passed.

Case #19 – 23-0903 – After discussion, Dr. Weaver moved to refer to DPRC with the recommendation that the participant remain with TXPHP. Dr. Butts seconded, and the motion passed.

Case #20 – 24-0104 – 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 #21 – 24-0105 – After discussion, Ms. Waters moved to refer to PA Board emergently. Dr. Cook seconded, and the motion passed.

Case #22 – 24-0107– After discussion, Dr. Weaver moved to refer to DPRC with the recommendation that they accept the referral. Dr. Cook seconded, and the motion passed.

Case #23 – 24-0304 – After discussion, Dr. Weaver moved to refer to DPRC with the recommendation that the participant remain with TXPHP. Dr. Wynne seconded, and the motion passed.

21-1004 – Dr. Doyle presented an update on this case. No action needed.

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 CAP schedule to the board.

There was a 10 minute break at 11:40 am.

Agenda Item #13, Discussion and possible recommendation to TMB's Disciplinary Process and Review Committee regarding TXPHP Drug & Alcohol Testing options. Kirk Cizerle, Recovery Trek, gave a presentation on Proof – a new Drug and Alcohol testing program.

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

Agenda Item #15, Adjourn. There being no further items, **Dr. Wynne moved, Ms. Lane seconded, and the motion passed to adjourn the meeting at 1:27 p.m.**