



Arkansas State Medical Board
1401 West Capitol Avenue, Suite 340
Little Rock, AR 72201-2936

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NEWSLETTER

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Telemedicine
 By Joseph M. Beck, II, M.D., Chairman

The Arkansas State Medical Board empowered by the legislature and following the Medical Practices Act, has permitted certain groups of non-prescribing physicians the ability to practice medicine upon the citizens of Arkansas from a distance. Although radiologists, pathologists, interpreting neurologists and most recently, intensivists in the e-ICU, have been granted licenses, they remain in compliance with Regulation 2(8) which stipulates a history and physical examination is necessary to prescribe medications.

This regulation also allows for cross coverage and call situations. UAMS physicians, who provide diagnostic services and advice to patients of their colleagues in the state, do so with the help of the UAMS Telemedicine program. There is generally a treating and advising physician, both actively licensed, so that the stipulations of 2(8) are kept, which also mandates access to prompt followup, with patient confidentiality issues addressed as well. In some cases, such as telepsychiatry, a mid-level provider with prescriptive authority can be present and satisfy the regulation.

Currently before the Board are multiple applications from physicians endeavoring to practice medicine remotely and entirely over the Internet. Multiple companies have embraced this model with stated laudable goals of convenience to the patient and lower costs. The current Medical Practices Act mandates a history and physical examination prior to prescribing, and in general, the Board feels that this is prudent and safe.

A checklist history, physician- or computer-directed self-physical examination, placing

various bodily parts in proximity to the Internet camera and direction to a local lab for phlebotomy or pharmacy for prescription is a poor and questionably safe substitute for a proper doctor-patient relationship and places an undue burden on an ill, lay patient. The risks would seem to be even greater for a sick child or infant. Most physicians can recall cases that initially appeared straightforward but later were found to be highly complex and dangerous if managed as initially considered.

The members of the ASMB believe that the practice of medicine is too important and complex for any physician to rely on limited information in making a diagnosis and treatment decision.

The Board recognizes that the practice of medicine in general, and telemedicine specifically, continues to evolve, and will strive to balance legislative mandates with its primary mission of protection of the public. ♦

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Official Committee Appointments

Governor Mike Beebe recently appointed Robert Bodenhamer to the Arkansas State Medical Board’s Occupational Therapy Examining Committee. Mr. Bodenhamer replaces Jackie Henderson, the Senior Citizens Representative. His term will expire March 1, 2018. We welcome Mr. Bodenhamer to the Committee. ♦

Governor Mike Beebe recently appointed Robert Dale Dalby, M.D. to the Arkansas State Medical Board’s Respiratory Care Examining Committee. Dr. Dalby is an Anesthesiologist in Little Rock. He replaces Noel Walter Lawson, M.D. His term will expire on August 7, 2014. We welcome Dr. Dalby to the Committee. ♦

Governor Beebe has also reappointed Rita Qualls, BS, OTR/L as a member of the Occupational Therapy Examining Committee. Her term will expire March 1, 2019. We congratulate Ms. Qualls. ♦

Medical Limited Liability Companies

When there is a change in Managers and/or Members within your registered Medical Limited Liability Company, you are required to notify the Arkansas State Medical Board. If the only modification is adding or removing a physician from the Company, submit a certified copy of the Corporate Resolution or a certified copy of the meeting minutes to the Board’s office, Attn: Mandi Roberge. Once our office receives the certified documentation, we will update our records and send a confirmation letter to the Company. Please note: All Managers and Members must be licensed Arkansas physicians in good standing. If you have any questions regarding medical limited liability companies, please contact Mandi Roberge at 501-296-1978. ♦

Medical Corporations

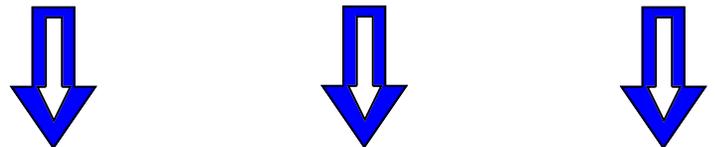
When there is a change in Officers, Directors, and/or Shareholders within your registered Medical Corporation, you are required to notify the Arkansas State Medical Board. If the only modification is adding or removing a physician from the Corporation, submit a certified copy of the Corporate Resolution or a certified copy of the meeting minutes to the Board’s office, Attn: Mandi Roberge. Once our office receives the certified documentation, we will update our records, and send a confirmation letter to the Corporation. Please note: All Officers, Directors, and Shareholders must be licensed Arkansas physicians in good standing. If you have any questions regarding medical corporations, please contact Mandi Roberge at 501-296-1978. ♦

Save the Date for the 2014 Arkansas RX Drug Abuse Summit

The 2014 Arkansas Prescription Drug Abuse Summit will be held in Little Rock, Arkansas, September 9-10, 2014. This year’s summit will have a plenary day, September 9, at the Ron Robinson Theater, 100 River Market Ave., with various speakers highlighting issues surrounding prescription drug abuse in an interactive day followed by an evening screening of “The Hungry Heart” documentary with a Q&A session with the filmmaker at the conclusion of the showing.

The events on September 10 will be held at the Statehouse Convention Center, 101 East Markham Street, and will offer an opportunity to obtain continuing education credits during a day-long conference structured to include breakout sessions for health care professionals to delve further into the problems associated with the Abuse of and Addiction to prescription drugs. Watch www.ArkansasAG.gov and www.CJI.edu for details. ♦

Important Notice in Renewal Changes



Public Hearings Held Concerning Changes in Renewal Fees

At the June 2014 meeting, Public Hearings were held to increase license renewal fees for the following health professionals:

Regulation 6	Occupational Therapists and Occupational Therapy Assistants	\$65.00
Regulation 10	Respiratory Therapists	\$40.00
Regulation 29	Radiology Assistants and Radiology Practitioner Assistants	\$60.00
Regulation 28	Educational Licenses	\$220.00

The rate increases will be implemented with the January 2015 renewal. ♦

CCVS Profile Cancellations

Practitioners often will contact the ASMB/CCVS because their organization has notified them they were not able to obtain their CCVS profile because it was cancelled. The reason is always provided. However, they cannot proceed with their initial appointment or reappointment processing by their deadlines as a result. Delays in completing the practitioner attestation forms correctly or at all when this is requested cause the most significant delays. The remaining delays are caused by difficulty in updating various information due to out-of-state/country verification sources and their processes for responding. Every effort is made to obtain the required information in a timely manner and before the profile release deadline expires to avoid credentialing delays. Cancellations occur when one or more of these barriers to completion are in place.

ATTESTATIONS. The ONLY attestation accepted by the ASMB/CCVS is always the one posted to the CCVS website at www.arccvs.org or the online version. Any attestation with the ASMB or Centralized Credentials Verification Service at the top should be completed based on information from each renewal year, the time from license renewal to the current date, not from the last attestation completed. If the practitioner previously reported an event (malpractice or any "Yes" answers to the numbered questions) to the ASMB/CCVS, he/she would not report it again. Practitioners will sometimes notify the ASMB/CCVS that one of the staff has requested a new one when they just completed one a few weeks earlier. Be aware that some organizations utilize the ASMB/CCVS form and just file it internally and some have their own attestation forms, which the ASMB/CCVS cannot utilize. The organizations do not all provide this form to the ASMB/CCVS. If the practitioner or their office manager will add the CCVS to their fax list for any attestation, it will help prevent duplication in requesting this form. The CCVS makes the attestations available by scanning them for organizations that purchase the practitioner's profile and have a current authorization and release signed by the practitioner.

Please note that the insurance question at the top of the page is very important and must be completed in full. **DO NOT LEAVE IT BLANK.** ALL questions should be answered to the best of the practitioner's knowledge. The practitioner's initials should not be entered in the malpractice question spaces. The initials of the person making the claim should be entered there. The signature line at the bottom of the page should be signed by the practitioner who is attesting or swearing to the accuracy of the information. The practitioner alone is the licensee and is responsible for all answers on the form. No other signature should be on the form. The date signed should be legible.

Please note that stamped, power of attorney or signatures cross-initialed by another party are not acceptable by the ASMB or the CCVS.

The CCVS has a specific amount of business days to complete verifications and update practitioner profiles prior to release to the customer. It would be beneficial to the practitioner if he/she would request that their office staff get the attestation form to them and get it back to the CCVS, so the profile can be released as soon as possible. Organizations credentialing the practitioner will still have their own internal process of review and committee meeting date deadlines that must be met but it should be a shorter process.

The goal of the ASMB's CCVS is not to cancel and refund a fee but to provide organizations with current and accurate information in a timely manner so the credentialing process can proceed as quickly as possible. Your cooperation is appreciated! ♦

Reporting Staff and Work History Changes to the CCVS

The CCVS staff is required to follow up and obtain verifications for any information reported to credentialing organizations. When information is reported on organization applications that is different than what is reported to the ASMB, this causes an inconsistency in that practitioner's credentialing file that must be corrected as quickly as possible. In many cases, this will even cause delays in appointment or reappointment for that practitioner. Practitioners are provided with a copy of their personal profile every year with their license renewal information. This is an exact copy of what is provided to organizations credentialing those practitioners. It is an opportunity to quickly review, note any changes and add info they wish verified and included. Submitting a copy of a current curriculum vitae to the CCVS every time it is revised is very helpful as well.

When this information is not provided, the staff has to try to contact the practitioner or their office manager to obtain these updates after being notified by the credentialing organization that the application contains this info but the CCVS profile does not. It is equally time consuming for the practitioner to report appointments that are not yet approved or even applied for at the time the application was submitted to the organization. To avoid these interruptions and delays in credentialing, please advise your office staff to provide prompt assistance to the ASMB/CCVS staff so this information can be verified and processed as quickly as possible. ♦

Board Actions & License Adjustments 4/26/2014 through 7/10/2014

BORENGASSER, Aaron Paul, PA (PA-390)
Little Rock, AR
Consent Order, 6/6/14
Returned to Active, 6/6/14

BUTLER, Michael John, M.D. (E-7929)
Siloam Springs, AR
Returned to Active, 6/6/14

CLEMENTS, Todd Michael, M.D. (E-7236)
Jonesboro, AR
Consent Order, 6/6/14
Returned to Active, 6/6/14

HANSEN, Terry Leonid, M.D. (E-8391)
Little Rock, AR
Returned to Active, 5/5/14

SCHOCK, Charles Conrad, M.D. (R-2963)
Conway, AR
Consent Order, 7/10/14

SIMPSON, Todd Richard, D.O. (E-0141)
Fayetteville, AR
Returned to Active, 6/13/14

ASMB/CCVS Workshop!

The Arkansas State Medical Board and Centralized Credentials Verification Service (CCVS) are planning a workshop on Thursday, September 11, 2014 for those customer users, recruiters, physician office staff or any other staff involved in their organization's credentialing processes that want additional insight and knowledge into how the licensure, renewal, regulatory and CCVS departments function. The workshop will be aimed at staff that want refresher courses or just new in assisting with these processes. The registration will be opened 30 days prior to September 11th. Payment will be online only and by credit card. Every registrant will have to have a public online account set up because the information will be sent prior to the workshop once payment has been made so it can be brought to the workshop with the registrants. If there are any questions, please email ccvs@armedicalboard.org and someone will assist you. If you would like to receive a special invitation sent to your email address, please send your request to the email listed above and we will notify you when registration is open because it is limited in number. Please do not call it in to register. A box lunch will be provided for this workshop. Please keep monitoring the newsletter and websites for more information on this workshop. ♦

Scheduled Board Meeting Dates for the Arkansas State Medical Board

August 7-8, 2014
October 2-3, 2014
December 4-5, 2014

The agenda for each meeting will be posted online 1 week prior to each meeting on Wednesday by 4:00 pm.

The Board will hold "called" meetings when necessary.

Meetings will be held in the Board Room at
1401 West Capitol Avenue, Suite 340
Little Rock, Arkansas

Scheduled Allied Healthcare Meetings

Respiratory Care Examining Committee
September 18, 2014
December 11, 2014

Physician Assistant Advisory Committee
August 6, 2014
October 1, 2014
December 3, 2014

Occupational Therapy Examining Committee
November 3, 2014

Other Scheduled Meetings

Pain Management Review Committee
July 24, 2014
December 18, 2014

Dates and times of meetings are subject to change.

The registration will be
opened 30 days prior to
September 11th.

What is the DEA's policy concerning Locum Tenens?

Answer: The Controlled Substance Act requires a separate registration for each principal place of business or professional practice where controlled substances are manufactured, distributed, or dispensed as set forth in 21 U.S.C. § 822e. The DEA issues a registration based, in part, upon the authority to handle controlled substances granted by the state in which a practitioner practices, as set forth in 21 U.S.C. § 823(f).

Title 21 C.F.R. § 1301.12(a) states, "A separate registration is required for each principal place of business or professional practice at one general physical location where controlled substances are manufactured, distributed, imported, exported, or dispensed by a person." Title 21 U.S.C. § 802(10) defines the word "dispense." The term "dispense" means "to deliver a controlled substance to an ultimate user or research subject by, or pursuant to the lawful order of, a practitioner, including the prescribing and administering of a controlled substance..."

DEA has provided a limited exception to this requirement in that practitioners who register at one location in a state, but practice at other locations within the same state, are not required to register with DEA at any other location in that state at which they only prescribe controlled substances. **21 C.F.R. § 1301(b)(3)**.

If they maintain supplies of controlled substances, administer, or directly dispense controlled substances at a location, practitioners must register that location. 21 U.S.C. § 823(f).

This information is addressed in more detail by DEA in the Final Rule, *Clarification of Registration Requirements for Individual Practitioners*, which DEA published in the Federal Register on December 1, 2006.

Please be aware that practitioners who wish to administer, dispense, or prescribe controlled substances in multiple states have the following options regarding a DEA registration:

1. Practitioners will need to obtain a separate DEA registration in each state where they plan to administer, dispense, or prescribe controlled substances.
2. If the practitioners will be working solely in a hospital/clinic setting, they may use the hospital's DEA registration instead of registering independently with DEA if the hospital agrees and the situation warrants. **21 C.F.R. § 1301.22(c)**.
3. Alternately, under **21 C.F.R. § 1301.51**, practitioners may transfer their existing DEA registration from one state to another as needed by contacting DEA's

Registration and Program Support Section at 1-800-882-9539 or request the change online at www.DEAdiversion.usdoj.gov. DEA will investigate each modification of registration as if it was a new application. DEA will issue a new DEA certificate with the appropriate changes if DEA approves the modification.

4. DEA has provided a limited exception to this requirement in that practitioners who register at one location in a state, but practice at other locations within the same state, are not required to register with DEA at any other location in that state at which they only prescribe controlled substances. **21 CFR § 1301.12(b)(3)**.

If there are additional questions regarding this, please contact the DEA directly or review this information from the DEA website at http://www.deadiversion.usdoj.gov/faq/locum_tenens.htm. ♦

Got Questions?

Primary Practice Questions

Why does CCVS staff ask what the practitioner's primary practice location is? The CCVS must verify and enter this information on the CCVS profile for credentialing organizations to complete their processes. The primary practice is the location where the practitioner primarily sees patients. It is not the hospital where the practitioner sees patients unless he is a hospitalist, has an office or clinic within the hospital or is an emergency room physician.

Practitioners may see patients at multiple clinic locations, and that information is needed as well, but the primary one is the place listed on the practitioner's profile as their primary location. If the practitioner is a hospitalist, they should include the name of the hospital (Example: Hospitalist at Disney Hospital). If the practitioner has an office or lab in the hospital, that info is needed. In cases where their location is within the hospital, the billing name used by their office may be listed (Example: John Wayne, MD, Disney Hospital or WD Radiology, Disney Hospital). If it is a clinic within the hospital, the clinic name would be used (Example: Disney Hospital Pediatric Clinic). This information is very necessary for completion of the practitioner's credentialing with any insurance network or hospital privileging process. It must be current and correct at the time of delivery. ♦

**Mission of the Arkansas
State Medical Board**

*Protecting the health, safety, and
welfare of the people of the State of
Arkansas with the goal that all
citizens be provided with the highest
quality health care.*

Arkansas State Medical Board
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Contact us!

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Angie Meehleder—Quality Assurance/
Customer Service Manager
(501) 296-1951

Support/Help Center
(501) 603-3559

Main Phone
(501) 296-1802

Regulatory Fax:
(501) 296-1805

CCVS Fax:
(501) 296-1806

Accounting/Personnel Fax:
(501) 603-3552

Licensing Fax:
(501) 296-1972

License Renewals Fax:
(501) 603-3555

QI/CS Fax:
(501) 682-3812

Online Directory

*All actively licensed Arkansas
Physicians, Respiratory
Therapists, Occupational
Therapists, Occupational
Therapy Assistants, Physician
Assistants and Radiology
Practitioner Assistants may be
queried in the Online
Directory. To purchase data
files of these practitioners,
please visit our website.
Payment is via a secured
online order form with
Discover, Visa or MasterCard
only.*



**Attention Licensees
Online Renewals
Required for 2014**

ATTENTION!

**Change of Address Form is now available on the ASMB Web Site:
<http://www.armedicalboard.org/forms.aspx>**

Please FAX: (501) 603-3555

E-Mail: (support@armedicalboard.org) in .pdf only

or Mail to:

**Arkansas State Medical Board
1401 West Capitol Avenue, Suite 340
Little Rock, AR 72201-2936**

Change of Address may be completed online with a licensee account.