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Medical Practice, Board of

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mn.gov/boards/medical-practice/

AT A GLANCE

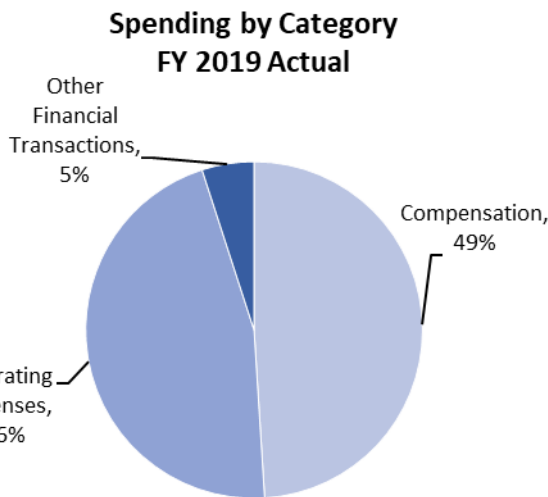
- 34,976 Active credentials
- 3,382 New credentials issued
- 906 New complaints received
- 966 Complaints resolved
- 71 Disciplinary and corrective actions against credentialed professionals
- 152 Credentialed professionals monitored under disciplinary or corrective actions
- The Board is comprised of 11 physicians and 5 public members appointed by the Governor
- 20 Full Time Equivalent Staff

FY 2019 data (transactions in one year)

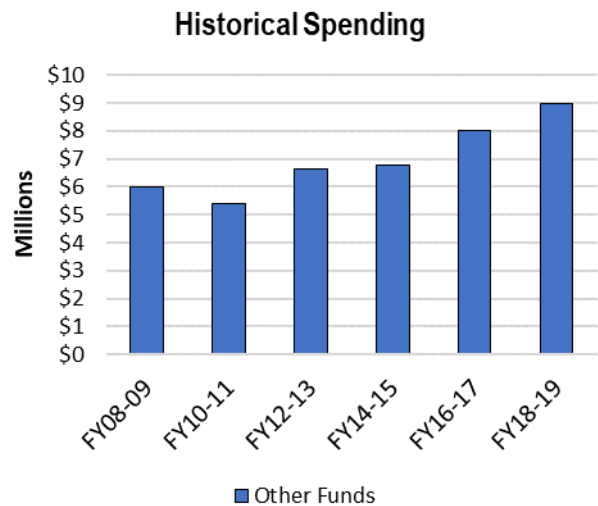
PURPOSE

The Board of Medical Practice (Board), established on July 1, 1887, is mandated by M.S. 214 & M.S. 147.01 to protect the public from the improper and unlawful practice of medicine. The Board carries out its mission by granting qualified applicants the privilege to practice in Minnesota and by investigating complaints relating to the competency or behavior of credentialed individuals.

BUDGET



Source: Budget Planning & Analysis System (BPAS)



Source: Consolidated Fund Statement

The Board is funded by licensure fees and receives no general fund dollars. Minnesota Statutes section 214.06, subdivision 1(a) compels the Board to collect fees in the amount sufficient to cover direct and indirect expenditures. Funds are deposited as non-dedicated revenue into the state government special revenue fund. From this fund, the Board receives a direct appropriation to pay for agency expenses such as salaries, rent, costs associated with disciplinary/contested cases, and operating expenditures. It also pays statewide indirect costs through an open appropriation.

In addition to Board operations, licensure fees fund activities that support multiple boards and/or other agencies. Some of these are: the Administrative Services Unit (interboard), Health Professionals Services Program (interboard), HIV, HBV and HCV Prevention Program (Department of Health – repealed effective January 1, 2020), Prescription Monitoring Program (Pharmacy Board), Office of the Attorney General for legal services, Criminal Background Check Program (interboard), and the Voluntary Healthcare Provider Program (interboard).

STRATEGIES

- The Board regulates professional practice and enforces applicable laws and rules by issuing credentials, monitoring continuing professional education requirements, engaging in quality review and investigating complaints.
- The Board ensures minimum standards of care through education and corrective or disciplinary actions against impaired or incompetent practitioners.
- The Board provides information and education about licensing and registration requirements, as well as professional profile and enforcement actions to the public, the professions and other interested audiences.
- The Board provides administrative management of the Health Professionals Services Program, ensures that the program is operating in accordance with its statutory authority, sets the budget for the program, enters into contracts on behalf of the program and provides guidance on general operations of the program.

RESULTS

<i>Type of Measure</i>	<i>Name of Measure</i>	<i>Previous</i>	<i>Current</i>	<i>Dates</i>
Quantity	Active credentials New credentials issued	31,358 2,901	34,976 3,382	FY18 & FY19
Quantity	Complaints received	891	906	FY18 & FY19
Quality	Complaints resolved Number of complaints resolved (<180 days)	774 586	966 568	FY18 & FY19
Results	Disciplinary actions Corrective actions	66 4	67 4	FY18 & FY19

Minnesota Statutes chapters 147 (<https://www.revisor.mn.gov/statutes/?id=147>), 147A – F (<https://www.revisor.mn.gov/statutes/cite/147a>, <https://www.revisor.mn.gov/statutes/cite/147b>, <https://www.revisor.mn.gov/statutes/cite/147C>, <https://www.revisor.mn.gov/statutes/cite/147D>, <https://www.revisor.mn.gov/statutes/cite/147e>, <https://www.revisor.mn.gov/statutes/cite/147f>) and 148.7801 – 148.7815 (<https://www.revisor.mn.gov/statutes/cite/148.7801>) provide the Board of Medical Practice with legal authority to regulate medical practice and allied health professions for the purpose of public protection.

Minnesota Statutes chapter 214.32, Subd. 1(a) and (b) (<https://www.revisor.mn.gov/statutes/cite/214.32>) provides the Board of Medical Practice with the designated legal authority to provide administrative management of the Health Professionals Services Program for the purpose of public protection. The Health Professionals Services Program is legally authorized under Minnesota Statutes chapter 214.31 (<https://www.revisor.mn.gov/statutes/cite/214.31>)

Medical Practice, Board of

Agency Expenditure Overview

(Dollars in Thousands)

	Actual	Actual	Actual	Estimate	Forecast Base	
	FY18	FY19	FY20	FY21	FY22	FY23

Expenditures by Fund

1201 - Health Related Boards	3,858	4,577	4,464	7,569	5,912	5,868
2000 - Restrict Misc Special Revenue	36	82	68	103	70	70
Total	3,893	4,659	4,532	7,672	5,982	5,938
Biennial Change				3,652		(284)
Biennial % Change				43		(2)

Expenditures by Program

Medical Practice Board	3,893	4,659	4,532	7,672	5,982	5,938
Total	3,893	4,659	4,532	7,672	5,982	5,938

Expenditures by Category

Compensation	2,148	2,282	2,586	2,940	2,926	2,958
Operating Expenses	1,737	2,159	1,938	4,695	3,019	2,943
Capital Outlay-Real Property				15	15	15
Other Financial Transaction	8	218	8	22	22	22
Total	3,893	4,659	4,532	7,672	5,982	5,938

Full-Time Equivalent

	24.85	25.65	29.09	31.48	31.48	31.48
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(Dollars in Thousands)

	Actual FY18	Actual FY19	Actual FY20	Estimate FY21	Forecast Base	
					FY22	FY23
1201 - Health Related Boards						
Balance Forward In		1,420		1,573		
Direct Appropriation	5,232	5,296	6,030	5,996	5,912	5,868
Open Appropriation	41	17				
Transfers In		248	23			
Transfers Out		851				
Cancellations		1,553	15			
Balance Forward Out	1,416		1,573			
Expenditures	3,858	4,577	4,464	7,569	5,912	5,868
Biennial Change in Expenditures				3,599		(253)
Biennial % Change in Expenditures				43		(2)
Full-Time Equivalents	24.85	25.65	29.09	31.48	31.48	31.48

2000 - Restrict Misc Special Revenue

Balance Forward In		13	18	33		
Receipts	49	78	82	70	70	70
Balance Forward Out	13	10	33			
Expenditures	36	82	68	103	70	70
Biennial Change in Expenditures				53		(31)
Biennial % Change in Expenditures				45		(18)

(Dollars in Thousands)

	FY21	FY22	FY23	Biennium 2022-23
Direct				
Fund: 1201 - Health Related Boards				
FY2021 Appropriations	5,996	5,996	5,996	11,992
Base Adjustments				
Current Law Base Change		(84)	(128)	(212)
Forecast Base	5,996	5,912	5,868	11,780
Dedicated				
Fund: 2000 - Restrict Misc Special Revenue				
Planned Spending	103	70	70	140
Forecast Base	103	70	70	140
Revenue Change Summary				
Dedicated				
Fund: 2000 - Restrict Misc Special Revenue				
Forecast Revenues	70	70	70	140
Non-Dedicated				
Fund: 1201 - Health Related Boards				
Forecast Revenues	6,436	6,336	6,336	12,672

Program: Board of Medical Practice

Activity: Medical Practice Operations

mn.gov/boards/medical-practice/

AT A GLANCE

BOARD OF MEDICAL PRACTICE

- 34,976 Active credentials
- 3,382 New credentials issued
- 71 Actions against credentialed professionals (67 disciplinary actions and 4 corrective actions)
- 152 credentialed professionals currently subject to monitoring pursuant to an action (removal of resigned, cancelled, surrendered, revoked, and deceased individuals)
- The Board is comprised of 11 physicians and 5 public members appointed by the Governor
- 20 Full Time Equivalent (FTE) Board of Medical Practice; 8 FTE Health Professionals Services Program

FY 2019 data (transactions in one year)

PURPOSE AND CONTEXT

The Board of Medical Practice (Board) established on July 1, 1887, is mandated by M.S. 214 & M.S. 147.01 to protect the public from the improper and unlawful practice of medicine. Laws and regulations provide authority to grant and govern the subsequent use of credentials to practice medicine and seven allied health professions; Physicians, Acupuncturists, Athletic Trainers, Genetic Counselors, Naturopathic Doctors, Physician Assistants, Respiratory Therapists, and Traditional Midwives.

The Board also serves as the designated administering board for the Health Professionals Services Program (HPSP), a confidential monitoring program that serves the health-related licensing boards pursuant to M.S. 214.31.

The Board carries out its mission of public protection by granting qualified applicants the privilege to practice in Minnesota and by investigating complaints relating to the competency or behavior of credentialed individuals.

SERVICES PROVIDED

The Board uses the licensure and registration fees of the professions it regulates to fund the operations and services provided by the Board. The Board also manages HPSP’s funds for the operations and services provided under the program’s authority utilizing the following strategies:

- The Board regulates professional practice and enforces applicable laws and rules by issuing credentials, monitoring continuing professional education requirements, and engaging in quality review and investigating complaints.
- The Board ensures minimum standards of care through education and corrective or disciplinary actions against impaired or incompetent practitioners.
- The Board provides information and education about licensing and registration requirements, as well as professional profile and enforcement actions to the public, the professions, and other interested audiences.
- The Board provides administrative management of the Health Professionals Services Program, ensures that the program is operating in accordance with its statutory authority, sets the budget for the program, enters into contracts on behalf of the program and provides guidance on general operations of the program.

Primary services for the Board include:

1. **Licensure and registration:** The Board ensures that applicants have met minimum licensure and registration standards established by the Board. These standards include registering enrollees in accredited training programs; conducting primary source verification that an applicant has successfully completed accredited education and training and has successfully passed a qualifying national examination. The Board also establishes that an applicant is competent to practice in the credentialed profession by reviewing the applicant’s background and fitness to practice. As of January 1, 2018, all applicant’s for initial licensure and licensees applying for participation in an interstate licensure compact are required to complete a fingerprint based criminal background check, providing additional information for the Board to consider when making licensure decisions.
2. **Continued Competence:** The Board requires continuing education for all credentialed professionals under its regulatory authority. The Board conducts continuing education audits to ensure compliance with educational requirements.
3. **Complaint Investigation and Resolution:** The Board investigates and resolves all jurisdictional complaints against health care professionals under its regulatory authority and against individuals engaged in unlicensed practice. Deviations from minimum practice standards are identified and conduct that places patients at risk is addressed through appropriate disciplinary, corrective and educational remedies.

RESULTS

<i>Type of Measure</i>	<i>Name of Measure</i>	<i>Previous</i>	<i>Current</i>	<i>Dates</i>
Quantity	Active credentials	31,358	34,976	FY18 & FY19
	New credentials	2,901	3,382	
Quantity	Complaints received	891	906	FY18 & FY19
Quality	Complaints resolved	774	966	FY18 & FY19
	Complaints resolved within 180 days	586	568	
	Percent of online renewals	98.6	99.01	
Results	Disciplinary actions	66	67	FY18 & FY19
	Corrective actions	4	4	

Minnesota Statutes chapters 147 (<https://www.revisor.mn.gov/statutes/?id=147>), 147A – F (<https://www.revisor.mn.gov/statutes/cite/147a>, <https://www.revisor.mn.gov/statutes/cite/147b>, <https://www.revisor.mn.gov/statutes/cite/147C>, <https://www.revisor.mn.gov/statutes/cite/147D>, <https://www.revisor.mn.gov/statutes/cite/147e>, <https://www.revisor.mn.gov/statutes/cite/147f>) and 148.7801 – 148.7815 (<https://www.revisor.mn.gov/statutes/cite/148.7801>) provide the Board of Medical Practice with legal authority to regulate medical practice and allied health professions for the purpose of public protection.

Minnesota Statutes chapter 214.32, Subd. 1(a) and (b) (<https://www.revisor.mn.gov/statutes/cite/214.32>) provides the Board of Medical Practice with the designated legal authority to provide administrative management of the Health Professionals Services Program for the purpose of public protection.

Medical Practice Operations

Activity Expenditure Overview

(Dollars in Thousands)

	Actual FY18	Actual FY19	Actual FY20	Estimate FY21	Forecast Base	
					FY22	FY23
<u>Expenditures by Fund</u>						
1201 - Health Related Boards	3,088	3,665	3,610	6,376	4,910	4,866
2000 - Restrict Misc Special Revenue	36	82	68	103	70	70
Total	3,124	3,747	3,678	6,479	4,980	4,936
Biennial Change				3,286		(241)
Biennial % Change				48		(2)
<u>Expenditures by Category</u>						
Compensation	1,489	1,567	1,840	2,144	2,118	2,141
Operating Expenses	1,629	1,971	1,830	4,299	2,826	2,759
Capital Outlay-Real Property				15	15	15
Other Financial Transaction	6	209	8	21	21	21
Total	3,124	3,747	3,678	6,479	4,980	4,936
<u>Full-Time Equivalents</u>						
	18.02	18.18	21.53	23.00	23.00	23.00

Medical Practice Operations

Activity Financing by Fund

(Dollars in Thousands)

	Actual FY18	Actual FY19	Actual FY20	Estimate FY21	Forecast Base	
					FY22	FY23
1201 - Health Related Boards						
Balance Forward In		1,224		1,382		
Direct Appropriation	4,277	4,332	5,007	4,994	4,910	4,866
Open Appropriation	35	17				
Transfers In		248				
Transfers Out		675				
Cancellations		1,481	15			
Balance Forward Out	1,224		1,382			
Expenditures	3,088	3,665	3,610	6,376	4,910	4,866
Biennial Change in Expenditures				3,233		(210)
Biennial % Change in Expenditures				48		(2)
Full-Time Equivalents	18.02	18.18	21.53	23.00	23.00	23.00

2000 - Restrict Misc Special Revenue

Balance Forward In		13	18	33		
Receipts	49	78	82	70	70	70
Balance Forward Out	13	10	33			
Expenditures	36	82	68	103	70	70
Biennial Change in Expenditures				53		(31)
Biennial % Change in Expenditures				45		(18)

Program: Board of Medical Practice

Activity: Health Professionals Services Program

mn.gov/boards/hpsp/

AT A GLANCE

- Serves the 16 health regulatory boards, the Emergency Services Regulatory Board, the Department of Health, and the practitioners they regulate
- Over 350 health practitioners referred annually
- Over 350 health practitioners discharged annually
- Over 600 health practitioners are actively enrolled in Health Professionals Services Program (HPSP)

NOTE: HPSP is a program providing services on behalf of the State agencies that regulate healthcare professionals. HPSP's structure requires that its budget and oversight be assigned to one of the participating Boards. The Board of Medical Practice is designated as the administering board and fiscal agent for HPSP.

PURPOSE AND CONTEXT

The Health Professionals Services Program's (HPSP) mission is to protect the public by monitoring regulated health professionals whose illnesses may impair their ability to practice safely. HPSP achieves its mission by promoting early intervention, diagnosis, and treatment as an alternative to board discipline. Early intervention improves the chances for successful treatment before clinical skills are compromised and patients may be harmed.

HPSP provides services to all of the health licensing boards in Minnesota. This enables all boards to access the same service while eliminating the need for duplicative services. It also enables health practitioners, their employers, and treatment providers easy access to program services and expertise.

SERVICES PROVIDED

Health practitioners self-refer or are referred to HPSP for the monitoring of their substance, psychiatric, and/or other medical disorders which may impair their ability to practice safely. HPSP protects the public by immediately intervening with health practitioners who are unsafe to practice, which directly contributes to the statewide outcome that people in Minnesota are safe. Additionally, HPSP's enabling legislation allows some practitioners to report to HPSP without board involvement, allowing them to benefit from HPSP monitoring outside of board disciplinary processes.

To accomplish its mission, HPSP provides the following services to regulated health practitioners in Minnesota:

- Determine whether health practitioners have potentially impairing illnesses that warrant monitoring and implement immediate practice restrictions if appropriate (HPSP interventions start even before monitoring contracts are signed)
- Create and implement monitoring contracts for health practitioners with potentially impairing illnesses
- Monitor health practitioners' professional practice, continuing care, and compliance with monitoring contracts
- Report practitioners who are unsafe to practice or who violate the conditions of their monitoring contracts to their regulatory board
- Provide outreach and education to professional schools, health care employers, treatment programs, and other stakeholders about HPSP services

RESULTS

HPSP protects the public by implementing monitoring contracts that require accountability and provide structure for practitioners to manage their illnesses, while also monitoring their work performance. HPSP protects the public by identifying and addressing non-compliance with treatment and monitoring or performance issues. This includes reporting or discharging practitioners to their regulatory boards where they may face disciplinary action. The measurements below do not show factors that contribute to practitioner non-compliance with monitoring (i.e. financial resources, insurance, stable support system).

<i>Type of Measure</i>	<i>Name of Measure</i>	<i>Previous</i>	<i>Current</i>	<i>Dates</i>
Quantity	Number of practitioners referred	423	397	FY18 & FY19
Quantity	Number of practitioners discharged	421	360	FY18 & FY19
Quantity	Number of practitioners who successfully completed the terms of monitoring.	148	151	FY18 & FY19
Quantity	Number of practitioners discharged to their board due to non-compliance with monitoring*	106	67	FY18 & FY19
Quality	Percent of practitioners who successfully met the terms of monitoring*	58%	68%	FY18 & FY19
Quality	Percent of practitioners reported to their board for not completing monitoring*	42%	32%	FY18 & FY19
Quality	Percent of monitoring contracts signed within 60 days	93%	88%	FY18 & FY19

* Represents practitioners who engaged in monitoring.

M.S. 214.31 to M.S. 214.37 (<https://www.revisor.mn.gov/statutes/?id=214.31>) provides the legal authority for HPSP.

Health Professionals Services Program

Activity Expenditure Overview

(Dollars in Thousands)

	Actual FY18	Actual FY19	Actual FY20	Estimate FY21	Forecast Base	
					FY22	FY23
<u>Expenditures by Fund</u>						
1201 - Health Related Boards	769	912	854	1,193	1,002	1,002
Total	769	912	854	1,193	1,002	1,002
Biennial Change				366		(43)
Biennial % Change				22		(2)
<u>Expenditures by Category</u>						
Compensation	659	715	746	796	808	817
Operating Expenses	108	188	108	396	193	184
Other Financial Transaction	2	9		1	1	1
Total	769	912	854	1,193	1,002	1,002
<u>Full-Time Equivalents</u>						
	6.83	7.47	7.56	8.48	8.48	8.48

Health Professionals Services Program

Activity Financing by Fund

(Dollars in Thousands)

	Actual FY18	Actual FY19	Actual FY20	Estimate FY21	Forecast Base	
					FY22	FY23
1201 - Health Related Boards						
Balance Forward In		197		191		
Direct Appropriation	955	964	1,023	1,002	1,002	1,002
Open Appropriation	6					
Transfers In			23			
Transfers Out		176				
Cancellations		73				
Balance Forward Out	192		191			
Expenditures	769	912	854	1,193	1,002	1,002
Biennial Change in Expenditures				366		(43)
Biennial % Change in Expenditures				22		(2)
Full-Time Equivalents	6.83	7.47	7.56	8.48	8.48	8.48