

930008

BIENNIAL REPORT OF EXAMINING AND LICENSING BOARDS

(MS 1990, Section 214.07)

BOARD: Podiatric Medicine

LOCATION: 2700 University Avenue West, Room 101
St. Paul, Minnesota 55114

STATUTORY AUTHORITY: Minnesota Statutes, Sections 153.01-153.26

REPORT PERIOD: July 1, 1990 to June 30, 1992

SUBMITTED BY: Lois E. Mizuno Executive Director

DATE: September, 1992

Copies of this report shall be delivered to: (A) the Legislature in accordance with Section 3.19^f (1 copy to the Secretary of the Senate, 1 copy to the Chief Clerk of the House of Representatives, and 10 copies to the Legislative Reference Library); (B) the Governor; and (C) the Commissioner of Administration. Each health-related board shall also deliver a copy of the report to the Commissioner of Health.

BOARD OF PODIATRIC MEDICINE

Clause a: GENERAL STATEMENT OF BOARD ACTIVITIES - FY 91, FY 92

Prior to this biennium the Board began the process of amending the rules adopted in F.Y. 1991. The primary reason for amending the rules was the desire to change the renewal period from one year to two years, with half the licensees renewing in each year. The impetus for the longer renewal period was to facilitate continuing education requirements so that licensees would have the incentive to attend programs that provided more than 15 hours of continuing education. The amendments to the rules were adopted in June, 1991, with the new renewal period becoming effective for renewals due by July 1 of that year.

The numbers of licensees choosing not to renew dropped significantly from the previous biennium, with the number of licensees holding fairly constant at or above 120. There were 19 persons newly licensed during the biennium, and 28 persons were granted a temporary permit to complete their post-graduate training in Minnesota.

Two licensees were disciplined during the biennium.

The end of fiscal year 1992 also brought the end of the Board of Psychology sharing space and staff with this Board, due to the fact that the position of Executive Director for Psychology was made full-time and added responsibilities imposed by 1991 legislation presented too great a workload to accommodate this Board. Plans were made to be housed in a separate office and to hire one part-time Director to provide administrative support to the Board. It is anticipated that there is sufficient spending authority to cover the additional costs involved in maintaining a separate office.

During fiscal year 1992 the Board participated in the development and passage of legislation which requires continuing education in infection control, including blood-borne diseases, inspection of practice sites regarding infection control re blood-borne diseases, reporting requirements, and monitoring of practices of regulated persons who are infected with HIV or HBV. The legislation affects the licensees of the Boards of Chiropractic, Dentistry, Medical Practice, Nursing, and Podiatric Medicine, and includes an appropriation for each Board to begin rulemaking with respect to continuing education and infection control inspection.

Clause b: TOTAL NUMBER MEETINGS HELD FY 91 5 FY 92 4 FY 91 AND 92 9 (FULL BOARD)

APPROXIMATE TOTAL NUMBER OF HOURS SPENT BY BOARD MEMBERS IN MEETINGS AND ON OTHER BOARD ACTIVITIES.

BOARD MEMBER'S NAME	MEETING	HOURS			OTHER ACTIVITIES	HOURS		
	TYPE	FY 91	FY 92	FY 91 & 92	TYPE	FY 91	FY 92	FY 91 & 92
ROYAL BAKKE	FULL BOARD	1.50	3.00	4.50				
RICHARD A. LOCHNER	FULL BOARD	4.75	5.00	9.75	APPLICANT INTERVIEW		1.50	1.50
STEPHEN E. LORE	FULL BOARD	6.75	2.00	8.75	APPLICANT INTERVIEW	1.50		1.50
ANN ROTRAMEL	FULL BOARD	1.75	4.50	6.25	APPLICANT INTERVIEW	1.00	2.00	3.00

Clause b: TOTAL NUMBER MEETINGS HELD FY 91 _____ FY 92 _____ FY 91 AND 92 _____

APPROXIMATE TOTAL NUMBER OF HOURS SPENT BY BOARD MEMBERS IN MEETINGS AND ON OTHER BOARD ACTIVITIES.

BOARD MEMBER'S NAME	MEETING	HOURS			OTHER ACTIVITIES	HOURS		
	TYPE	FY 91	FY 92	FY 91 & 92	TYPE	FY 91	FY 92	FY 91 & 92
DANIEL F. RYAN	FULL BOARD		2.50	2.50			0.50	0.50
ROBERT B. SABBANN	FULL BOARD	4.50	5.00	9.50	APPLICANT INTERVIEW	0.50	1.50	2.00
S. SCOTT STANDA	FULL BOARD	2.50		2.50	APPLICANT INTERVIEW	0.50		0.50
					DISCIPLINARY CONFERENCE	3.00		3.00
MICHAEL L. STONE	FULL BOARD	5.00	5.00	10.00	APPLICANT INTERVIEW	1.50	2.00	3.50
JEAN WEITZEL	FULL BOARD	5.75	6.00	11.75	APPLICANT INTERVIEW		1.00	1.00
					DISCIPLINARY CONFERENCE	3.00		3.00

BOARD OF PODIATRIC MEDICINE

Clause c: THE RECEIPT AND DISBURSEMENT OF BOARD FUNDS

	F.Y. 91	F.Y. 92	F.Y.s 91,92
Total State Appropriation	29,682	29,581	59,263
Total Non-dedicated Fee Receipts	37,888	45,396	83,284
Total Disbursements	23,845	22,940	46,785
Total Attorney General Costs (Non-budget expenses)	12,370	5,756	18,126

COMMENTS

Because MS 214.06 requires a board's fees to as closely as possible match the board's expenditures, it is important to include the costs of services provided by the Attorney General's office, which a board must raise revenue for but which are not included in board's appropriations. Without the inclusion of those figures, it appears that the Board raises much more revenue than it needs, giving a false picture of board finances.

BOARD OF PODIATRIC MEDICINE

Clause d: LIST OF BOARD MEMBERS WHO SERVED DURING FY 91, FY 92

Number of Board members required by statute: 7

Statutory Length of Term: 4 years

DPM = Doctor of Podiatric Medicine

<u>Member</u>	<u>Term</u>
Michael L. Stone, DPN, President Fargo Clinic Dept. of Orthopedics 736 Broadway Fargo, ND 58123	08/83 - 01/87 01/87 - 05/91 05/91 - 01/95
Royal B. Bakke 13620 Havelock Trail Apple Valley, MN 55124	01/85 - 01/89 01/89 - 01/93 Public Member, Retired
Richard A. Lochner, DPM 208 S Main Crookston, MN 56716	01/86 - 01/90 01/90 - 01/94
Stephen E. Lore, DPM 17 South 7th Avenue St. Cloud, MN 56301	01/88 - 03/92
Ann Rotramel, DPM 1219 North 5th Street New Ulm, MN 56073	05/91 - 01/95
Daniel F. Ryan, DPM 216 Kingwood Street Brainerd, MN 56401	03/92 - 01/96
Robert B. Sabbann, DPM 915 3rd Avenue SE Rochester, MN 55904	01/85 - 01/89 01/89 - 01/93
S. Scott Standa 287 Marschall Road #103 Shakopee, MN 55379	08/83 - 01/87 01/87 - 05/91
Jean Weltzel 1901 Summit St. Cloud, MN 56303	01/86 - 01/90 01/90 - 01/94 Public Member, Nurse

BOARD OF PODIATRIC MEDICINE

Clause e: LIST OF BOARD EMPLOYEES SERVING DURING FY 91, FY 92

The Board had no complement of employees. Services were purchased from the Board of Psychology under an Interagency Agreement. The services that were purchased were: Executive Director, 20 percent of full-time; Clerk Typist 2, 25 percent of full-time.

The employees who provided services were:

Executive Director: Lois E. Mizuno

Clerk Typist 2: Ruth Holm

BOARD OF PODIATRIC MEDICINE

Clause f: SUMMARY OF RULES PROPOSED OR ADOPTED IN FY 91, FY 92

In June, 1991, the Board adopted amendments to the rules that were adopted in 1988 to implement the new Podiatric Medicine Practice Act passed in 1987. The rules were first published in the State Register on February 19, 1991, Volume 15, Number 34, pages 1797 to 1864, with notice of further amendment on May 6, 1991, Volume 15, Number 45, pages 2369-2424, and final adoption published on June 17, 1991, Volume 15, Number 51, pages 2621-2656.

The Rules reorganized the subparts relating to post-degree practical experience to make the requirements easier to understand; made small changes in the continuing education requirements; changed the renewal period from one year to two years and provided for phasing in the new period and for prorating the renewal fee and continuing education hours for persons whose initial licensure period is less than one year; and instituted a waiver and variance procedure.

Because the renewal period was doubled in length, the licensure fee, renewal fee and late renewal fee were also doubled, which means that there was no increase in fees.

Clauses i, j, k: MINNESOTA RESIDENTS BY TYPE OF LICENSE/REGISTRATION

List the number of Minnesota Residents only who were (1) examined and either (2) Licensed/Registered or (3) Not licensed/registered after being examined for the type of license/registration noted. Use a separate page for each type of license or registration

TYPE OF LICENSE/REGISTRATION

PODIATRIC MEDICINE LICENSE

AGE GROUP	FY 91									FY 92									FY 91 AND FY 92								
	EXAMINED			PASSED LIC.			NOT LIC/REGIS			EXAMINED			PASSED LIC.			NOT LIC/REGIS			EXAMINED			PASSED LIC.			NOT LIC/REGIS		
	M	F	T	M	F	T	M	F	T	M	F	T	M	F	T	M	F	T	M	F	T	M	F	T	M	F	T
Under 18																											
18-25																											
26-34	2	1	3	2/1	1/1	3/2	0	0	0	2	0	2	2/2	0/0	2/2	0	0	0	4	1	5	4/3	1/1	5/4	0	0	0
35-59																											
60-65																											
66 & Over																											
Total	2	1	3	2/1	1/1	3/2	0	0	0	2	0	2	2/2	0/0	2/2	0	0	0	4	1	5	4/3	1/1	5/4	0	0	0
Calculate % of Male and % of Female to the Total of Each Category																											
% of Total	66.7	33.3	100	66.7/50	33.3/50	100	0	0	100	100	0	100	100/100	0/0	100	0	0	100	80	20	100	80/75	20/25	100	0	0	100

Clauses i, j, k: NON-MINNESOTA RESIDENTS BY TYPE OF LICENSE/REGISTRATION

List the number of Non-Minnesota Residents only who were (1) examined and either (2) Licensed/Registered or (3) Not licensed/registered after being examined for the type of license/registration noted. Use a separate page for each type of license or registration.

TYPE OF LICENSE/REGISTRATION

PODIATRIC MEDICINE LICENSE

AGE GROUP	FY 91									FY 92									FY 91 AND FY 92								
	EXAMINED			PASSED LIC			NOT LIC/REGIS			EXAMINED			PASSED LIC			NOT LIC/REGIS			EXAMINED			PASSED LIC			NOT LIC/REGIS		
	M	F	T	M	F	T	M	F	T	M	F	T	M	F	T	M	F	T	M	F	T	M	F	T	M	F	T
Under 18																											
18-25	1	0	1	1/0	0/0	1/0	0	0	0	0	1	1	0/0	1/0	1/0	0	0	0	1	1	2	1/0	1/0	2/0	0	0	0
26-34	4	1	5	4/1	1/0	5/1	0	0	0	10	0	10	9/5	0/0	9/5	1	0	1	14	1	15	13/6	1/0	14/6	1	0	1
35-59	1	0	1	1/0	0/0	1/0	0	0	0	2	0	2	2/1	0/0	2/1	0	0	0	3	0	3	3/1	0/0	3/1	0	0	0
60-65																											
66 & Over																											
Total	6	1	7	6/1	1/0	7/1	0	0	0	12	1	13	11/6	1/0	12/6	1	0	1	18	2	20	17/7	2/0	19/7	1	0	1

Calculate % of Male and % of Female to the Total of Each Category

% of Total	85.7	14.3	100	85.7	14.3	100	0	0	100	94.3	7.7	100	11.3	8.3	100	100	0	100	90	10	100	81.5	10.5	100	100	0	100
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State

PLEASE LIST THE TOTAL NUMBER OF NON-RESIDENTS BY STATE

CA	0	0	0	0/0	0/0	0/0	0	0	0	1	0	1	1/0	0/0	1/0	0	0	0	1	0	1	1/0	0/0	1/0	0	0	0
IA	2	0	2	2/0	0/0	2/0	0	0	0	3	0	3	2/0	0/0	2/0	1	0	1	5	0	5	4/0	0/0	4/0	1	0	1
IL	1	1	2	1/1	1/0	2/1	0	0	0	2	1	3	2/2	1/0	3/2	0	0	0	3	2	5	3/3	2/0	5/3	0	0	0
IN	0	0	0	0/0	0/0	0/0	0	0	0	1	0	1	1/0	0/0	1/0	0	0	0	1	0	1	1/0	0/0	1/0	0	0	0

CLAUUSES i, j, k: NON-MINNESOTA RESIDENTS BY TYPE OF LICENSE/REGISTRATION

TYPE OF LICENSE/REGISTRATION

PODIATRIC MEDICINE LICENSE

[illegible]

Clause 1: THE NUMBER OF PERSONS NOT TAKING EXAMINATIONS WHO WERE LICENSED OR REGISTERED BY THE BOARD OR WHO WERE DENIED LICENSING OR REGISTRATION WITH THE REASONS FOR THE LICENSING OR REGISTRATION OR DENIAL THEREOF ,

TOTAL NUMBER OF PERSONS <u>NOT</u> TAKING EXAMS AND GRANTED <u>LICENSES</u> OR REGISTRATION	FY 91 <u>2</u>	FY 92 <u>5</u>	FY 91+92 <u>7</u>
TOTAL NUMBER OF PERSONS <u>NOT</u> TAKING EXAMS AND DENIED <u>LICENSES</u> OR REGISTRATION	<u>0</u>	<u>0</u>	<u>0</u>

FOR EACH PERSON GIVE:

Type of lic./Regis.;	State of Res.	AGE GROUP						SEX		* Method of Lic./Regis.			** Reasons for Granting or Denial
		0-18	18-25	26-34	35-59	60-65	66-	M	F		Grant	Deny	
FY 1991													
PM LICENSE	IL	ELLIS		X				X		waiver of PMLEXIS	X		PMLEXIS PASSED IN IL
↓	PA	K. ROWAN		X					X	↓	X		PMLEXIS PASSED IN PA
FY 1992													
PM LICENSE.	NM	HOUNSHELL			X			X		waiver of PMLEXIS	X		PMLEXIS PASSED IN NM
	IA	NACK		X				X			X		PMLEXIS PASSED IN IA
	MO	R. NELSON		X				X			X		PMLEXIS PASSED IN IL
	MI	MASON			X			X			X		PMLEXIS PASSED IN CO
↓	IL	PANETTA		X				X		↓	X		PMLEXIS PASSED IN IL

* IDENTIFY METHOD: e.g. Application, Reciprocity, Endorsements, Credential Evaluation, Comity, etc.
 ** REASONS FOR GRANTING OR DENIAL: Attach Additional Sheets if necessary.

Clause 1: THE NUMBER OF PERSONS NOT TAKING EXAMINATIONS WHO WERE LICENSED OR REGISTERED BY THE BOARD OR WHO WERE DENIED LICENSING OR REGISTRATION WITH THE REASONS FOR THE LICENSING OR REGISTRATION OR DENIAL THEREOF .

TOTAL NUMBER OF PERSONS <u>NOT</u> TAKING EXAMS AND GRANTED LICENSES OR REGISTRATION	FY 91 <u>16</u>	FY 92 <u>12</u>	FY 91,92 <u>28</u>
TOTAL NUMBER OF PERSONS <u>NOT</u> TAKING EXAMS AND DENIED LICENSES OR REGISTRATION	<u>0</u>	<u>0</u>	<u>0</u>

FOR EACH PERSON GIVE:

Type of lic./Regis.; TEMPORARY PERMIT	State of Res.	AGE GROUP						SEX		* Method of Lic./Regis.			** Reasons for Granting or Denial
		0-18	18-25	26-34	35-59	60-65	66-	M	F		Grant	Deny	
FY 91	IL	BENTON		X				X		DPM DEGREE, PERSONAL REFERENCE	X		MET REQUIREMENTS
	LA	BLANCHARD		X				X			X		
	MN	DELA CRUZ	X					X			X		
	IN	DE RITTER		X				X			X		
	IA	DIRKSEN	X					X			X		
	IL	ELLMAN		X				X			X		
	MN	FEIST	X					X			X		
	IN	HOFFMAN		X				X			X		
	MN	MC CUSKER		X				X			X		
	MN	MUSSEN		X				X			X		
	SD	NEMURA			X				X	✓	X		✓

* IDENTIFY METHOD: e.g. Application, Reciprocity, Endorsements, Credential Evaluation, Comity, etc.

** REASONS FOR GRANTING OR DENIAL: Attach Additional Sheets if necessary.

Clause 1: THE NUMBER OF PERSONS NOT TAKING EXAMINATIONS WHO WERE LICENSED OR REGISTERED BY THE BOARD OR WHO WERE DENIED LICENSING OR REGISTRATION WITH THE REASONS FOR THE LICENSING OR REGISTRATION OR DENIAL THEREOF .

TOTAL NUMBER OF PERSONS <u>NOT</u> TAKING EXAMS AND GRANTED LICENSES OR REGISTRATION	FY 91 <u>16</u>	FY 92 <u>12</u>	FY 91, 92 <u>38</u>
TOTAL NUMBER OF PERSONS <u>NOT</u> TAKING EXAMS AND DENIED LICENSES OR REGISTRATION	<u>0</u>	<u>0</u>	<u>0</u>

FOR EACH PERSON GIVE:

Type of Lic./Regis.	State of Res.	AGE GROUP						SEX		* Method of Lic./Regis.			** Reasons for Granting or Denial
		0-18	18-25	26-34	35-59	60-69	66-	M	F		Grant	Deny	
TEMPORARY PERMIT													
FY 91 CONT	MN	O'BORSKY		X				X		SEE PAGE 1	X		SEE PAGE 1
	MN	PATENAUD		X				X			X		
	SD	RILEY		X					X		X		
	MN	SPEKLIANG		X					X		X		
	IA	TAKACS	X					X			X		
FY 92	PA	ABER	X					X			X		
	IA	ADAMS		X					X		X		
	CA	BESTON		X				X			X		
	IA	BEEVERS		X				X			X		
	SD	BUCKMASTER			X			X			X		
	MN	BUTLER		X				X			X		

* IDENTIFY METHOD: e.g. Application, Reciprocity, Endorsements, Credential Evaluation, Comity, etc.

** REASONS FOR GRANTING OR DENIAL: Attach Additional Sheets if necessary.

Clause 1: THE NUMBER OF PERSONS NOT TAKING EXAMINATIONS WHO WERE LICENSED OR REGISTERED BY THE BOARD OR WHO WERE DENIED LICENSING OR REGISTRATION WITH THE REASONS FOR THE LICENSING OR REGISTRATION OR DENIAL THEREOF.

TOTAL NUMBER OF PERSONS <u>NOT</u> TAKING EXAMS AND GRANTED LICENSES OR REGISTRATION	FY 91 <u>16</u>	FY 92 <u>12</u>	FY 91, 92 <u>28</u>
TOTAL NUMBER OF PERSONS <u>NOT</u> TAKING EXAMS AND DENIED LICENSES OR REGISTRATION	<u>0</u>	<u>0</u>	<u>0</u>

FOR EACH PERSON GIVE:

Type of Lic./Regis.:	State of Res.	AGE GROUP						SEX		* Method of Lic./Regis.			** Reasons for Granting or Denial
		0-18	18-25	26-34	35-59	60-65	66+	M	F		Grant	Deny	
TEMPORARY PERMIT													
FY 92 CONT	MN	BOLLMAN		X				X		SEE PAGE 1	X		SEE PAGE 1
	OK	CAUTION		X				X			X		
	NC	FOUSHEE			X			X			X		
	MN	ERITZHAND	X					X			X		
	IL	MOORE	X						X		X		
	IA	RECHKEUER		X					X		X		

* IDENTIFY METHOD: e.g. Application, Reciprocity, Endorsements, Credential Evaluation, Comity, etc.
 ** REASONS FOR GRANTING OR DENIAL: Attach Additional Sheets if necessary.

Clause m: PERSONS PREVIOUSLY LICENSED OR REGISTERED BY THE BOARD
WHOSE LICENSES OR REGISTRATIONS WERE REVOKED, SUSPENDED
OR OTHERWISE ALTERED IN STATUS, WITH BRIEF STATEMENTS OF
THE REASONS FOR THE REVOCATION, SUSPENSION OR ALTERATION.

TOTAL number of revocations

TOTAL number of suspensions

TOTAL number of other status changes

FY '91	FY '92	FY's '91, '92
0	0	0
0	0	0
6	5	11

TYPE OF LICENSE OR REGISTRATION (By case)	TYPE OF STATUS CHANGE			REASONS FOR EACH CHANGE IN STATUS FOR EACH CASE
	Revoked	Suspended	Other (Specify)	
F.Y. 91 PM License			4	Termination for failure to renew license
PM License			1	Order of Conditional License: Services outside of pract scope
PM License			1	Order of Termination, negotiat- ed in lieu of Cond. Lic; facts
				underlying order are not public
F.Y. 92 PM License			5	Termination for failure to renew license

Clause n: LIST THE NUMBER OF COMPLAINTS AND OTHER COMMUNICATIONS RECEIVED BY THE EXECUTIVE SECRETARY, EACH BOARD MEMBER, EMPLOYEE OR OTHER PERSON PERFORMING SERVICES FOR THE BOARD

IN FY 91	<u>3</u>	Written
	No.	
	<u>4</u>	Oral
	No.	
IN FY 92	<u>13</u>	Written
	No.	
	<u>2</u>	Oral
	No.	

THAT ALLEGE OR IMPLY A VIOLATION OF A STATUTE OR RULE WHICH THE BOARD IS EMPOWERED TO ENFORCE. THESE TOTALS INCLUDE CASES REFERRED TO THE ATTORNEY GENERAL'S STAFF WHO ARE ASSIGNED TO ASSIST YOUR BOARD.

IN FY 91	<u>0</u>	Written
	No.	
	<u>0</u>	Oral
	No.	
IN FY 92	<u>0</u>	Written
	No.	
	<u>0</u>	Oral
	No.	

WHICH ARE FORWARDED TO OTHER AGENCIES AS REQUIRED BY M.S. 214.10.

Please indicate the number of complaints referred to each other governmental agency (Federal, State, and Local) in each fiscal year:

Clause o: SUMMARIZE, BY SPECIFIC CATEGORY, THE SUBSTANCE OF THE COMPLAINTS AND COMMUNICATIONS REFERRED TO IN CLAUSE (n) OF M.S. 214.07 AND AND, FOR EACH SPECIFIC CATEGORY, THE RESPONSES OR DISPOSITIONS THEREOF PURSUANT TO M.S. 214.10 and 214.11 (INDICATE AUTHORITY/ CITATIONS FOR DISPOSITION).

(Dispositions occurring during this period of complaints and communications received prior to July 1, 1990, and complaints and communications received but not disposed of as of June 30, 1992 should be included).

SUMMARY OF COMPLAINTS AND COMMUNICATIONS BY SPECIFIC CATEGORY

(Give number in each specific category)

SUMMARY OF RESPONSES AND DISPOSITIONS FOR EACH SPECIFIC CATEGORY

(Give number in each specific category)

	Total	Dismissed	Dismissed With Warning	Disciplined	Pending at End of Period
153.19 GROUNDS FOR DISCIPLINARY ACTION.					
Subdivision 1. Grounds listed. The board may refuse to grant a license or may impose disciplinary action as described in this section against any doctor of podiatric medicine. The following conduct is prohibited and is grounds for disciplinary action:					
(1) failure to demonstrate the qualifications or satisfy the requirements for a license contained in this chapter or rules of the board; the burden of proof shall be upon the applicant to demonstrate the qualifications or satisfaction of the requirements;	0	0	0	0	0
(2) obtaining a license by fraud or cheating or attempting to subvert the licensing examination process;	0	0	0	0	0
(3) conviction, during the previous five years, of a felony reasonably related to the practice of podiatric medicine;	0	0	0	0	0
(4) revocation, suspension, restriction, limitation, or other disciplinary action against the person's podiatric medical license in another state or jurisdiction, failure to report to the board that charges regarding the person's license have been brought in another state or jurisdiction, or having been refused a license by any other state or jurisdiction;	1	0	0	0	1
(5) advertising that is false or misleading;	1	1	0	0	0
(6) violating a rule adopted by the board or an order of the board, a state, or federal law that relates to the practice of podiatric medicine, or in part regulates the practice of podiatric medicine, or a state or federal narcotics or controlled substance law;	0	0	0	0	0
(7) engaging in any unethical conduct; conduct likely to deceive, defraud, or harm the public, or demonstrating a willful or careless disregard for the health, welfare, or safety of a patient; or podiatric medical practice that is professionally incompetent, in that it may create unnecessary danger to any patient's life, health, or safety, in any of which cases, proof of actual injury need not be established;	0	0	0	0	0
(8) failure to supervise a preceptor or resident;	0	0	0	0	0

ause o: SUMMARIZE, BY SPECIFIC CATEGORY, THE SUBSTANCE OF THE COMPLAINTS AND COMMUNICATIONS REFERRED TO IN CLAUSE (n) OF M.S. 214.07 AND AND, FOR EACH SPECIFIC CATEGORY, THE RESPONSES OR DISPOSITIONS THEREOF PURSUANT TO M.S. 214.10 and 214.11 (INDICATE AUTHORITY/ CITATIONS FOR DISPOSITION).

(Dispositions occurring during this period of complaints and communications received prior to July 1, 1990, and complaints and communications received but not disposed of as of June 30, 1992 should be included).

SUMMARY OF COMPLAINTS AND COMMUNICATIONS BY SPECIFIC CATEGORY (Give number in each specific category)	SUMMARY OF RESPONSES AND DISPOSITIONS FOR EACH SPECIFIC CATEGORY (Give number in each specific category)
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	Total	Dismissed	Dismissed With Warning	Disciplined	Pending at End of Period
153.19 GROUNDS FOR DISCIPLINARY ACTION.					
(9) aiding or abetting an unlicensed person in the practice of podiatric medicine, except that it is not a violation of this clause for a podiatrist to employ, supervise, or delegate functions to a qualified person who may or may not be required to obtain a license or registration to provide health services if that person is practicing within the scope of that person's license or registration or delegated authority;	1	0	0	0	1
(10) adjudication as mentally incompetent, or mentally ill, or as a chemically dependent person, a person dangerous to the public, or a person who has a psychopathic personality by a court of competent jurisdiction, within or without this state;	0	0	0	0	0
(11) engaging in unprofessional conduct that includes any departure from or the failure to conform to the minimal standards of acceptable and prevailing podiatric medical practice, but actual injury to a patient need not be established;	15	3	0	2	11
(12) inability to practice podiatric medicine with reasonable skill and safety to patients by reason of illness or chemical dependency or as a result of any mental or physical condition, including deterioration through the aging process or loss of motor skills;	0	0	0	0	0
(13) revealing a privileged communication from or relating to a patient except when otherwise required or permitted by law;	0	0	0	0	0
(14) improper management of medical records, including failure to maintain adequate medical records, to comply with a patient's request made under section 144.335 or to furnish a medical record or report required by law;	1	1	0	0	0
(15) accepting, paying, or promising to pay a part of a fee in exchange for patient referrals;	0	0	0	0	0
(16) engaging in abusive or fraudulent billing practices, including violations of the federal Medicare and Medicaid laws or state medical assistance laws;	0	2	0	0	4
(17) becoming addicted or habituated to a drug or intoxicant;	1	1	0	0	0

Clause o: SUMMARIZE, BY SPECIFIC CATEGORY, THE SUBSTANCE OF THE COMPLAINTS AND COMMUNICATIONS REFERRED TO IN CLAUSE (n) OF M.S. 214.07 AND AND, FOR EACH SPECIFIC CATEGORY, THE RESPONSES OR DISPOSITIONS THEREOF PURSUANT TO M.S. 214.10 and 214.11 (INDICATE AUTHORITY/ CITATIONS FOR DISPOSITION).

(Dispositions occurring during this period of complaints and communications received prior to July 1, 1990, and complaints and communications received but not disposed of as of June 30, 1992 should be included).

SUMMARY OF COMPLAINTS AND COMMUNICATIONS BY SPECIFIC CATEGORY

(Give number in each specific category)

SUMMARY OF RESPONSES AND DISPOSITIONS FOR EACH SPECIFIC CATEGORY

(Give number in each specific category)

	Total	Dismissed	Dismissed With Warning	Disciplined	Pending at End of Period
153.19 GROUNDS FOR DISCIPLINARY ACTION.					
(18) prescribing a drug for other than medically accepted therapeutic or experimental or investigative purposes authorized by a state or federal agency;	2	0	0	0	2
(19) engaging in sexual conduct with a patient or conduct that may reasonably be interpreted by the patient as sexual, or in verbal behavior which is seductive or sexually demeaning to a patient;	3	0	0	T 1	2
(20) failure to make reports as required by section 153.24 or to cooperate with an investigation of the board as required by section 153.20.	0	0	0	0	0

Disciplined: R = Revoked S = Suspended C = Conditional License
RS = Restricted License T = Terminated by Order

Statutory Authority: To Discipline: Minn. Stat. S 153.22
To Dismiss: Minn. Stat. S 214.10, subd. 1

BOARD OF PODIATRIC MEDICINE

Clause p: Any other objective information that would be useful in reviewing Board activities.

The table below indicates the number of podiatrists granted Temporary Permits to complete post-graduate training required for licensure. Permits are granted for a period of one year to podiatrists who hold the degree of Doctor of Podiatric Medicine and who have been accepted into approved residencies, preceptorships, or other graduate training opportunities. This type of data does not appear in any of the previous clauses because a Temporary Permit is not licensure to engage in practice, although many permit holders take the PMLexis exam during their training period, and are included in those data.

Fiscal Year	Number Permits Granted	Number Obtaining MN Licensure
1989	4	2
1990	11	6
1991	16	3
1992	12	2

The table below indicates the geographical distribution of podiatrists holding Minnesota licenses as of June 30, 1992:

Geographical Area	Number of Licensees	Percent in Area
7 county metro area	53	43.8
outstate Minnesota	42	34.7
other states and Canada	26	21.5
Total	121	

BOARD OF PODIATRIC MEDICINE

Clause q: For all health-related boards except the Board of Veterinary Medicine, per Minn. Stat. S 214.10, Subd. 8 (b): provide a summary of each individual case (complaint or other communication) that involved possible sexual contact of a licensee with a patient or client. Each summary must include:

- (1) a description of the alleged misconduct;
- (2) the general results of the investigation;
- (3) the nature of board activities relating to the case;
- (4) the disposition of the case; and
- (5) the reasons for board decisions concerning the disposition.

The information disclosed must not include the name or specific identifying information about any person, agency, or organization. Include cases received prior to 07/01/90, but disposed of in FY 89,90, as well as cases received prior to 07/01/92 and pending.

Submitted	Concluded	Description	Results	Bd Activities	Disposition	Reasons
F.Y. 88	F.Y. 91	Alleged sexual touching, hugging	Negotiated Settlement	Investigation Formal Conference Interview with Patient-Victim	Order of Termination	Licensee would not agree to first proposed remedy; agreed to termination because of retiring
F.Y. 91		Alleged sexual touching, hugging kissing, attempting to date patient	Pending	Complaints sent to A.G. for investigation	Pending	Investigation not completed