

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, 1988 to June 30, 1990
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 3.195 (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

At the beginning of the F.Y. 1988-1989 biennium the Board adopted a completely revised set of rules which were necessitated by the amended Podiatric Medicine Practice Act passed by the Legislature in 1987. The rules provide for post-graduate training, clinical examinations, renewal of license, continuing education, and grounds for discipline.

The rule amendments were initiated in the preceding biennium. However, unexpected opposition to the proposals forced a hearing. Consequently, final adoption was delayed until after the close of the biennium.

The new law requires podiatrists to complete one year of post-graduate practical training and to pass a clinical examination before becoming licensed. As a result, in this biennium 14 podiatrists applied for and were granted temporary permits to provide podiatric medical services under supervision of a licensee, and 15 applicants took the clinical examination, which was developed by the Virginia Board of Podiatric Medicine and sold to the Federation of Podiatric Medical Boards before the end of F.Y. 1989.

Prior to F.Y. 1989, administrative services to the Board were provided by the staff of the Board of Nursing. When new responsibilities were added to the Board of Nursing, it could no longer provide services to the Board of Podiatric Medicine. The administration of the Board was then transferred to the staff of the Board of Psychology. Because the Board of Psychology did not have the resources to provide the services without reimbursement (unlike the Board of Nursing), fees paid by licensees had to be increased to cover the cost of services - 20 percent of full-time for an Executive Director, 25 percent of full-time for a Clerk Typist 2. The fee increases became effective in time for the renewal period ending June 30, 1989.

The fee increase resulted in a net loss of approximately 20 licensees who resided out of state but who had continued their Minnesota licenses because the fees were so minimal. The loss represents 14 percent of the number licensed before the fee increase. Although there is an increasing number of new licensees, attrition due to age, retirement and death has kept the number of licensees fairly constant at around 120.

The Board also began to work on a revision of the rules, the primary purposes of which are to institute a biennial renewal cycle (half the licensees renewing each year) and to permit risk management as an acceptable continuing education topic. In addition, the revision is designed to streamline the rules and make them easier to understand. The process was not completed by the end of the biennium, but is expected to be completed by June, 1991.

Two licensees were disciplined during the biennium for violation of MS 153.19.

Clause b: TOTAL NUMBER MEETINGS HELD FY 89 4 FY 90 4 FY 89 AND 90 8 (FULL BD)

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 89	FY 90	FY 89 & 90	TYPE	FY 89	FY 90	FY 89 & 90
ROYAL BAKKE	FULL BOARD	4.75	4.25	9.0				
RICHARD A. LOCHNER	FULL BOARD	4.50	5.50	10.0	APPLICANT INTERVIEW		0.5	0.5
STEPHEN E. LORE	FULL BOARD	7.75	4.50	12.25	RULES COMMITTEE		4.00	4.0
					FED. POD. MED. BOARDS		16.00	16.0
					APPLICANT INTERVIEW	0.50	0.50	1.0
ROBERT B. SABBANN	FULL BOARD	5.75	3.50	9.25	APPLICANT INTERVIEW	1.0	1.50	2.5

Clause b: TOTAL NUMBER MEETINGS HELD FY 89 _____ FY 90 _____ FY 89 AND 90 _____

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 89	FY 90	FY 89 & 90	TYPE	FY 89	FY 90	FY 89 & 90
S. SCOTT STANDA	FULL BOARD	7.75	6.75	14.50	DISCIP CONF/CASE REVIEW	15.0	20.5	35.5
					APPLICANT INTERVIEW	1.0	2.5	3.5
MICHAEL L. STONE	FULL BOARD	7.75	5.50	13.25	APPLICANT INTERVIEW	1.50	1.50	3.0
JEAN WEITZEL	FULL BOARD	4.25	6.75	11.00	DISCIP CONF/CASE REVIEW	15.0	20.5	35.5
					RULES COMMITTEE		4.0	4.0
					APPLICANT INTERVIEW	0.50		0.5

BOARD OF PODIATRIC MEDICINE

Clause c: THE RECEIPT AND DISBURSEMENT OF BOARD FUNDS

	F.Y. 89	F.Y. 90	F.Y.s 89,90
Total State Appropriation	14,656	27,599	42,255
Total Non-dedicated Fee Receipts	26,771	25,949	52,720
Total Disbursements	13,656	22,007	35,663
Total Attorney General Costs (Non-budget expenses)	7,996	8,241	16,237

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.

It should be noted that the large increase in appropriations and expenditures between F.Y. 1989 and F.Y. 1990 was due to the cost of purchasing staff services from the Board of Psychology. Prior to that, the Board of Nursing provided staff services without charging for them.

BOARD OF PODIATRIC MEDICINE

Clause d: LIST OF BOARD MEMBERS WHO SERVED DURING FY 89, FY 90

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
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
Robert B. Sabbann, DPM 915 3rd Avenue SE Rochester, MN 55904	01/85 - 01/89 01/89 - 01/93
S. Scott Standa 287 Marshall Road #103 Shakopee, MN 55379	08/83 - 01/87 01/87 - 05/91
Jean Weitzel 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 89, FY 90

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 89, FY 90

On August 8, 1988, the Board adopted a new set of rules that were needed to implement the new Podiatric Medicine Practice Act passed in 1987. The rules were published in the State Register on November 21, 1988, Volume 13, Number 21, pages 1219 to 1258. The rules became effective on November 26, 1988.

The Rules established requirements for post-doctoral training, renewal of license, continuing education, clinical examinations, and grounds for disciplinary action, and set fees for temporary permits, licensure, renewal, and late renewal.

A fee increase was initiated on September 23, 1988, to cover the added cost of staff services provided to the Board by the Board of Psychology. The proposed fees were published in the State Register on February 6, 1989, Volume 13, Number 32, pages 1891-1954. Final adoption occurred on March 25, 1989, and the notice was published in the State Register on May 1, 1989, Volume 13, Number 44, pages 2667-2706. Effective date was May 7, 1989, in time for the notices of license renewal to be sent to all licensees. The rule raised the renewal fee from \$100 per year to \$225 per year.

EXAMINATION:

[illegible][illegible]

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 89									FY 90									FY 89 AND FY 90								
	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				/	/	/				4	1	5	3	1	4	1	0	1	4	1	5	3	1	4	1	0	1
35-59				/	/	/							/	/	/							/	/	/			
60-65				/	/	/							/	/	/							/	/	/			
66 & Over				/	/	/							/	/	/							/	/	/			
Total	0	0	0	0	0	0	0	0	0				3	1	4	1	0	1	4	1	5	3	1	4	1	0	1

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

% of Total	0	0	100	0	0	100			100	80	20	100	75	25	100	100	0	100	80	20	100	75	25	100	100	0	100
				0	0								100	0								100	0				

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 89									FY 90									FY 89 AND FY 90								
	EXAMINED			PASSED			NOT LIC/REGIS			EXAMINED			PASSED			NOT LIC/REGIS			EXAMINED			PASSED			NOT LIC/REGIS		
				LIC									LIC														
	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	0	2	1	0	1	1	0	1	6	0	6	5	0	5	1	0	1	8	0	8	6	0	6	2	0	2
35-59																											
60-65																											
66 & Over																											
Total	2	0	2	1	0	1	1	0	1	6	0	6	5	0	5	1	0	1	8	0	8	6	0	6	2	0	2

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

% of Total			100	100	0	100	100	0	100	100	0	100	100	0	100	100	0	100	100	0	100	100	0	100	100	0	100
------------	--	--	-----	-----	---	-----	-----	---	-----	-----	---	-----	-----	---	-----	-----	---	-----	-----	---	-----	-----	---	-----	-----	---	-----

State

PLEASE LIST THE TOTAL NUMBER OF NON-RESIDENTS BY STATE

GA	0	0	0	0	0	0	0	0	0	1	0	1	1	0	1	0	0	0	1	0	1	1	0	1	0	0	0
IA	0	0	0	0	0	0	0	0	0	1	0	1	1	0	1	0	0	0	1	0	1	1	0	1	0	0	0
IL	1	0	1	1	0	1	0	0	0	0	0	0	0	0	0	0	0	0	1	0	1	1	0	1	0	0	0
MO	0	0	0	0	0	0	0	0	0	1	0	1	1	0	1	0	0	0	1	0	1	1	0	1	0	0	0

TYPE OF LICENSE/REGISTRATION

PONTIATRIC MEDICINE LICENSE

Page 3 of 3 pages for Clauses i, j, k (Non-Residents)

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 89 <u>4</u>	FY 90 <u>6</u>	FY 89,90 <u>10</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. PM LICENSE	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 89	IL	ENGER		X				X		WAIVER OF P.M. LEXIS	X		PASSED P.M. LEXIS IN IA
	NJ	ENGBLOOM		X				X			X		IN PA
	MI	SULLIVAN		X				X			X		IN IA
↓	WI	QUINN		X				X			X		IN PA
FY 90	IL	POJMAN		X				X			X		IN IL
	IL	KELLEY		X				X			X		IN IA
	OH	STOLARSKI			X			X			X		IN TN
	MN	MUHA		X				X			X		IN IL
	UT	LONGO-BASILE		X				X			X		IN PA
↓	MN	CARLSON		X				X			X		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 89 <u>4</u>	FY 90 <u>11</u>	FY 89,90 <u>15</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 89	MN	HAGEN		X					X	DPM DEGREE, PERSONAL REFERENCE	X		MET REQUIREMENTS
	IL	KELLEY		X				X		↓	X		↓
	MN	LERIGHT		X				X		↓	X		↓
	IL	POJMAN		X				X		↓	X		↓
FY 90	MN	CARLSON		X				X		↓	X		↓
	OH	EBELING		X				X		↓	X		↓
	MI	JOHNSON		X				X		↓	X		↓
	MN	MAHER		X				X		↓	X		↓
	MN	D. MCGEE		X				X		↓	X		↓
	MN	M MCGEE		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 89 <u>4</u>	FY 90 <u>11</u>	FY 89, 90 <u>15</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 90 CONT.	MN	MAIKOU		X				X		SEE PAGE 1	X		SEE PAGE 1
	IL	MONTGOMERY		X					X	1	X		↓
	MA	MUHA		X	X			X			X		
	WA	RENNER						X			X		
	SD	YOUNT		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 89	FY 90	FY'S 89, 90
0	0	0
0	1	1
9	8	17

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. 89 PT License	0	0	3	Termination for failure to renew license
PT License	0	0	1	Order lifting conditions previously imposed
F.Y. 90 PT License	0	1	0	Failure to abide by require- ments of previous order
PT License	0	0	8	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 89 9 Written
 No.

5 Oral

No.

IN FY 90 14 Written
 No.

6 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 89 0 Written
 No.

0 Oral

No.

IN FY 0 Written
 No.

0 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, 19⁸⁸, and complaints and communications received but not disposed of as of June 30, 19⁹⁰ 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;	0	0	0	0	0
(5) advertising that is false or misleading;	1	0	0	0	1
(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;	1	0	0	1	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;	1	1	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, 19⁸⁸, and complaints and communications received but not disposed of as of June 30, 19⁹⁰ 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.					
(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;	0	0	0	0	0
(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;	12	5	1	0	6
(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	0	0	0	1
(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;	9	7	0	0	2
(17) becoming addicted or habituated to a drug or intoxicant;	1	0	0	0	1

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, 19⁸⁸, and complaints and communications received but not disposed of as of June 30, 19⁹⁰ 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.	0	0	0	0	0
(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;	2	0	0	C-R 1	1
(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 153.20
To Dismiss: Minn. Stat. S 214.10, sub. 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

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 07/01/88, but disposed of in FY 89,90, as well as cases received prior to 07/01/90 and pending.

Submitted	Concluded	Description	Results	Bd Activities	Disposition	Reasons
F.Y. 88		Alleged sexual touching, hugging	Pending	Investigation Formal Conference Interview with Patient-Victim	Pending	Licensee would not agree to proposed remedy; negotiations cont.
F.Y. 89	F.Y. 90	Sexually seductive and demeaning remarks to female patient	Negotiated Settlement	Formal Conference with Licensee	Order of Ltrd/Cond. License	Licensee admitted conduct could be construed as sexually demeaning