

970399

BIENNIAL REPORT OF EXAMINING AND LICENSING BOARDS

(Minnesota Statutes 1996, Section 214.07)

BOARD: Podiatric Medicine
CURRENT LOCATION: 2829 University Avenue SE, Room 430
Minneapolis, Minnesota 55414
LOCATION ON 10/1/96: 2700 University Avenue W, Room 40
St. Paul, Minnesota 55114
STATUTORY AUTHORITY: Minnesota Statutes, Sections 153.01-153.26
REPORT PERIOD: July 1, 1994 to June 30, 1996
SUBMITTED BY: Joann Benesh, Executive Director
PREPARED BY: Lois Mizuno, Former Executive Director
DATE: August, 1997

In accordance with Minnesota Statutes, Section 214.07, subdivision 1, as amended by other laws, a copy of this report shall be delivered to: the Governor, and voluntarily to the Legislative Reference Library.

In accordance with Laws of 1994, Chapter 559, Section 1, the cost of preparing this report is approximately \$650, including staff time, supplies, and printing.

BOARD OF PODIATRIC MEDICINE

Clause a: GENERAL STATEMENT OF BOARD ACTIVITIES - FY 95, FY 96

The two year time period beginning July 1, 1994, and ending June 30, 1996, included finalizing and adopting rules without a public hearing. The rules streamlined and facilitated the issuance of temporary permits, licenses, and license renewals, and broadened the categories of acceptable continuing education topics required for renewal of license.

The period also included extensive and intensive participation of the Board and its staff in the development of infection control standards to be promulgated by joint rulemaking, together with the Boards of Chiropractic Examiners, Dentistry, Medical Practice, and Nursing. Following retirement of the Chair of the Steering Committee (composed of one board member and one staff person from each of the five boards), the Board's Executive Director was elected Chair. At the end of the two year period, the rules had yet to be adopted. A more detailed account will be found under Clause f.

The period began an era of relative financial security for the Board: revenues exceeded expenditures, primarily because of modest increases in the number of licensees. At the beginning of F.Y. 1995, the number of licensees was 128. The number rose to 131 at the beginning of F.Y. 1996, and to 137 at the end of F.Y. 1996. Attrition due to licensees who failed to renew their licenses slowed slightly as the number of remaining out-of-state and elderly licensees decreased.

During the period the Board issued an Order to cease practicing in Minnesota to one licensee, a Conditional License to another licensee, and the Complaint Resolution Panel entered into Corrective Action Agreements with two licensees.

The Board was an initial participant in the Health Professionals Service Program, and continued its participation throughout the two-year period. However, no licensees of the Board were enrolled in the program.

The Department of Health continued its program of monitoring persons infected with HIV or HBV who are regulated by the Boards of Dentistry, Medical Practice, Nursing, and Podiatric Medicine. Although the Board contributes funds to cover the cost of the monitoring program, no person licensed by the Board has been or is being monitored.

The Board continued its cooperation with the other health-related licensing boards by meeting regularly to address mutual problems, and by participating in committees, such as the Complaint Procedures Committee, to increase Board efficiency and standardization of procedures to the extent possible and feasible.

Monitoring of the Board's budgetary functions has been facilitated by the establishment of the Administrative Services Unit, which provides support for all the health-related boards regarding purchasing, payroll, invoice payment, etc.

Clause b: TOTAL NUMBER MEETINGS HELD FY 1995 FY 1996 FY 95 AND 96 _____

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 95	FY 96	FY 95 & 96	TYPE	FY 95	FY 96	FY 95 & 96
Fjelstad, Kim	Board Meeting	5.75	5.00	10.75	HPSP	8.00	8.00	16.00
					Infection Control St Comm	2.50	7.50	10.00
					Personal Interviews	1.00	1.00	2.00
Jones, Jane	Board Meeting	6.75	3.00	9.75				
Lochner, William	Board Meeting	6.75	8.00	14.75	HPSP		2.00	2.00
					Personal Interviews	3.00	1.00	4.00
Powless, Steve	Board Meeting	-	8.00	8.00				

Clause b: TOTAL NUMBER MEETINGS HELD FY 1995 FY 1996 FY 95 AND 96: _____

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 '95	FY '96	FY '95 & '96	TYPE	FY '95	FY '96	FY '95 & '96
Ryan, Daniel	Board Meeting	4.00	5.00	9.00	Personal Interviews	1.0	3.0	4.0
Sperling, Judith	Board Meeting	5.50	8.00	13.50	Council Bd Presidents	-	4.00	4.00
					Discipline Conferences	2.50	5.0	7.5
					Case Review	4.5		4.5
					Personal Interviews	5.0	3.0	8.0
Stone, Michael	Board Meeting	4.34		4.34	Council Bd Presidents	4.0		4.0
					Personal Interviews	1.0		1.0
Weitzel, Jean	Board Meeting	4.25	6.50	10.75	Discipline Conferences	2.5		2.5

MINNESOTA BOARD OF PODIATRIC MEDICINE

Clause c. THE RECEIPT AND DISBURSEMENT OF BOARD FUNDS

	F.Y. 95	F.Y. 96	F.Y 95,96
Total State Appropriation	30,000	31,000	61,000
Disbursements (Within budget)	29,682	22,533	52,215
Indirect Costs			
Attorney General's Costs	2,767	4,352	7,119
State-wide Indirect Costs	4,000 *	3,153	7,153
HIV/HBV Monitoring Program	1,000 *	1,052	2,052
Health Professionals Serv Prog	1,000	1,000	2,000
Administrative Services	1,000 *	876	1,876
Total Disbursements	39,449	32,966	72,415
<hr/>			
Non-dedicated Fee Receipts	39,433	40,805	80,238
Difference	- 016	+ 7,839	+ 7,823

* figure rounded to nearest thousand

BOARD OF PODIATRIC MEDICINE

Clause d: LIST OF BOARD MEMBERS WHO SERVED DURING FY 95, FY 96
 Number of Board members required by statute: 7
 Statutory term: 4 years; no limit on number of terms

DPM = Doctor of Podiatric Medicine; PM = Public Member

Member	Term
Kim Fjelstad, DPM 7373 France Avenue S #506 Edina, MN 55435	04/93 - 01/97 01/97 - 01/01
Jane P. Jones, PM 2181 Cedar White Bear Lake, Mn 55110	04/93 - 01/97 01/97 - 01/01
William Lockner, DPM Medical Arts Bldg, 8th and Nicollet Minneapolis, Mn 55402	09/94 - 01/95 01/95 - 01/99
Stephen H. Powless, DPM 3900 Park Nicollet Blvd Minneapolis, MN 55416	04/95 - 01/99
Daniel F. Ryan, DPM 216 Kingwood Street Brainerd, Mn 56401	03/92 - 01/96 01/96 - 01/00
Judith Sperling, DPM (President) 5851 Duluth Street Golden Valley, MN 55422	04/94 - 01/98
Michael L. Stone, DPM (former Pres.) MeritCare, Dept of Orthopedics Fargo, ND 58123	08/83 - 01/87 01/87 - 01/91 01/91 - 01/95
Jean Weitzel, RN, PM 1901 S mmitt St. Cloud, MN 56303	01/86 - 01/90 01/90 - 01/94 01/94 - 01/98

BOARD OF PODIATRIC MEDICINE

Clause e: LIST OF BOARD EMPLOYEES SERVING DURING F.Y. 95, F.Y. 96.

The Board had no complement of employees. Services are provided during the biennium by means of contract service performed by a former state employee who was Executive Director of the Board of Psychology and this Board, and who is now retired. The contract stipulates a maximum of 800 hours per year.

The person who provided services on a contract basis is:

Executive Director: Lois E. Mizuno

BOARD OF PODIATRIC MEDICINE

Clause f: SUMMARY OF RULES PROPOSED OR ADOPTED IN FY 95, FY 96

Infection Control Rules - Joint Rulemaking

Following the adoption of rules regarding continuing education in infection control in the first half of F.Y. 1994, the five boards engaged in joint rulemaking under MS 214.24, subdivision 4 (Chiropractic Examiners, Dentistry, Medical Practice, Nursing, and Podiatric Medicine) began the development of rules regarding infection control standards and inspection of practice sites to ensure compliance with the standards. By the end of F.Y. 1994, a Steering Committee composed of one Board member and one staff person from each of the five boards was established, as was an Advisory Committee composed of representatives of the various associations concerned with the proposed rules, the Health Department, infection control professionals, and the public. The Steering Committee began drafting rules regarding inspection procedures and the Advisory Committee began drafting rules regarding infection control standards. By the end of F.Y. 1995, the Steering Committee had approved a set of proposed rules including both of these subjects.

However, when the proposed rules were submitted to the five boards for approval, only four boards approved the rules. The Board of Medical Practice refused to approve rules regarding inspection procedures. The Steering Committee then agreed to delete the rules regarding inspection procedures and resubmitted the rules on infection control standards to the five boards, all of which approved the proposed rules.

The proposed rules were published along with the notice of intent to adopt without a public hearing. Less than 25 persons requested a hearing - all on the "unconfined lesions" rule; however, the Steering Committee met with representatives of those who requested a hearing and changed the wording to clarify that regulated persons with weeping or oozing lesions on the hand or forearm could not have direct patient contact. The rules were submitted for approval to the Attorney General in December, 1995. However, because the Board of Medical Practice was not able to certify that the notice had been sent to persons who requested to be notified, the Attorney General did not approve the rules for adoption.

The five boards then agreed to initiate the rulemaking process again, using the final version of the infection control standards that had not received approval because of the procedural fault. By the end of F.Y. 1996, the rulemaking process had proceeded to the point that the proposed rules were ready to be published with the notice of intent to adopt without a public hearing. The notice was published at the beginning of F.Y. 1997.

Rules Adopted by the Board.

In F.Y. 1995, the Board adopted changes to its rules that brought them into conformance with evolving practice standards and simplified the text to make the rules easier to understand. The rules as adopted were published in the State Register, Vol. 20, beginning on page 168. The major changes are as follows:

1. Applicants for licensure who meet all the licensure requirements except for taking and passing the state clinical

exam - the PMLexis - (some states do not require passing the PMLexis in order to become licensed) to be granted a temporary permit for one year so that the exam can be taken and passed in Minnesota.

2. Applicants who entered a post-graduate training program after June 30, 1995, are now required to provide a written verification of completion of residency from the residency supervisor, and submit surgical and other training logs.

3. Temporary permit holders are granted extension of their permits beyond the first year (by paying the temporary permit fee) in order to continue with a residency that lasts for more than a year.

4. The license renewal rule was reorganized to make the requirements easier to understand and the order of requirements more logical.

5. The rule regarding reinstatement of license after it has been allowed to lapse was amended to conform with the biennial renewal period with respect to the number of continuing education hours required to have been completed.

6. A provision was added to the continuing education rule that permits home study courses to qualify for credit toward meeting renewal requirements, provided the sponsor verifies that the licensee has completed the program, by means of an independently scored quiz or other method approved by the Board.

PODIATRIC MEDICINE

BOARD

Clause g: LIST THE NUMBER OF PERSONS HAVING EACH TYPE OF LICENSE AND REGISTRATION ISSUED BY THE BOARD AS OF JUNE 30, 1996 (IN THE YEAR OF THE REPORT)

TYPE OF LICENSE/REGISTRATION	TOTAL NUMBER IN EFFECT
LICENSE TO PRACTICE PODIATRIC MEDICINE	137
TEMPORARY PERMIT TO PRACTICE UNDER	19
SUPERVISION	

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 95									FY 96									FY 95 AND FY 96														
	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	M	F	T			
Under 18				/	/	/							/	/	/							/	/	/									
18-25				/	/	/				0	1	1	0	1	1				0	1	1	0	1	1									
26-34				/	/	/				3	1	4	3	1	4				3	1	4	3	1	4									
35-59	3	0	3	2	0	2				3	0	3	3	0	3				6	0	6	5	0	5									
60-65				/	/	/																/	/	/									
66 & Over				/	/	/																/	/	/									
Total	3	0	3	2	0	2				6	2	8	6	2	8				9	2	11	8	2	10									
Calculate % of Male and % of Female to the Total of Each Category																																	
% of Total	100	0	100	100	0	100				100	75	25	100	75	25	100				100	82	18	100	80	20	100							
				100	0								83	17								87	13										

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 95									FY 96									FY 95 AND FY 96											
	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	1				0	1	1	0	1	1				1	1	2	1	1	2						
26-34	7	1	8	7	1	8				5	0	5	4	0	4				12	1	13	11	1	12						
35-59	1	0	1	1	0	1				1	0	1	1	0	1				2	0	2	2	0	2						
60-65																														
66 & Over																														
Total	9	1	10	9	1	10				6	1	7	5	1	6				15	2	17	14	2	16						

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

% of Total	90	10	100	90	10	100	100	86	14	100	83	17	100	100	88	12	100	88	12	100	100
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State

PLEASE LIST THE TOTAL NUMBER OF NON-RESIDENTS BY STATE

IA	1	0	1	1	0	1										1	0	1	1	0	1			
IL	2	1	3	2	1	3										2	1	3	2	1	3			
IN							1	0	1	1	0	1				1	0	1	1	0	1			
MI	1	0	1	1	0	1				1	0	1	1	0	1				2	0	2	1	0	1
MO	1	0	1	1	0	1										1	0	1	1	0	1			
NC	1	0	1	1	0	1										1	0	1	1	0	1			
OH							1	0	1	1	0	1				1	0	1	1	0	1			
WI	2	0	2	2	0	2				2	1	3	3	0	3				4	1	5	2	1	3
B.C. CAN							1	0	1	1	0	1				1	0	1	1	0	1			

PODIATRIC MEDICINE

BOARD

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 95 <u>4</u>	FY 96 <u>3</u>	FY 95,96 <u>7</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	
LIC. TO PRACTICE										CREDENTIAL EVALUATION			Applicant passed PMLEXIS in another state
FY 95 BUSCH	MN			X				X		↓	X		
↓ JOHNSTON	TX			X				X		↓	X		
↓ KRIEGER	CA			X				X		↓	X		
↓ RIZZO	MN			X				X		↓	X		
FY 96 PERRY	MN			X				X		↓	X		
↓ SACCOMAN	MN				X			X		↓	X		
↓ WILLIAMS	MT				X			X		↓	X		↓

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

PODIATRIC MEDICINE

BOARD

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 95 <u>18</u>	FY 96 <u>19</u>	FY 95,96 <u>37</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.	Grant Deny		** Reasons for Granting or Denial	
		0-18	18-25	26-34	35-59	60-69	66-	M	F		Grant	Deny		
TEMPORARY PERMIT F.Y. 95														
SHEA	MN			X				X		CREDENTIAL EVALUATION	X			NO EXAMINATION REQUIRED FOR
HOLUB	MN				X			X			X			TEMPORARY PERMIT,
BENJAMIN	IN			X				X			X			ONLY D.P.M. DEGREE
ELZE	CA			X					X		X			AND ACCEPTANCE
EVANS	PA			X					X		X			INTO GRAD. PROGRAM
HEBENSTREIT	IL							X			X			
KALINSKI	NJ			X					X		X			
KLAUS	SD			X					X		X			
R. NGUYEN	SD			X				X			X			
PETERS	OH			X				X			X			
RIZZO	MN							X		✓	X			✓

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

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

PODIATRIC MEDICINE

BOARD

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 NOT TAKING EXAMS AND GRANTED LICENSES OR REGISTRATION
 FY 95 FY 96 FY 95,96

TOTAL NUMBER OF PERSONS NOT TAKING EXAMS AND DENIED LICENSES OR REGISTRATION

SEE PAGE 2
OF CLAUSE 1

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 CONT													
F.Y. 95 CONT. SACCOMAN	MN				X			X		CREDENTIAL EVALUATION	X		SEE PAGE 2
SCRIRUK	IL			X				X			X		
PETERY	MN			X				X			X		
TELLO	MN			X				X			X		
TIERNEY	MI			X				X			X		
BOBIK	PA				X			X			X		
RUSSCHER	MI			X					X		X		
F.Y. 96 GJERTSON	MN				X			X			X		
HEATH	MN			X				X			X		
STANSBERRY	SD		X						X		X		
M. NGUYEN	MN		X						X		X		
MARQUARDT	WI			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 NOT TAKING EXAMS AND GRANTED LICENSES OR REGISTRATION

FY 95 FY 96 FY 95,96

TOTAL NUMBER OF PERSONS NOT TAKING EXAMS AND DENIED LICENSES OR REGISTRATION

SEE PAGE 2
OF CLAUSE 1

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 CONT FY 96 CONT										CREDENTIAL EVALUATION			SEE PAGE 2
FURLANO	IA				X				X		X		
RYEMON	IL				X			X			X		
CHANDLER	OH			X					X		X		
STIBAL	MN			X				X			X		
RANDALL	CA			X				X			X		
SHEA	MN			X				X			X		
HEBENSTREIT	MN			X				X			X		
POOLE	WI			X				X			X		
BARNES	ME			X				X			X		
✓ TIERNEY	MN			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 NOT TAKING EXAMS AND GRANTED LICENSES OR REGISTRATION FY 95 FY 96 FY 95,96
 TOTAL NUMBER OF PERSONS NOT TAKING EXAMS AND DENIED LICENSES OR REGISTRATION _____

SEE PAGE 2
OF CLAUSE L.

FOR EACH PERSON GIVE:

Type of lic./Regis.:	State of Res.	AGE GROUP						SEX		* Method of Lic./Regis.			** Reasons for Granting or Denial
		0-17	18-25	26-34	35-59	60-65	66-	M	F		Grant	Deny	
TEMPORARY PERMIT CONCL.										CREDENTIAL EVALUATION			SEE PAGE 2
FY 96 CONCL													
ELZE	MN			X					X		X		
PETERS	MN			X				X			X		
GILLIAM	OH			X					X		X		
∇ TIMSON	IA			X				X		∇	X		∇

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

BOARD OF PODIATRIC MEDICINE

Clause m: Persons previously licensed by the Board whose licenses were revoked, suspended, or otherwise altered in status, with brief statements of the reasons for the revocation, suspension, or alteration.

	FY 95	FY 96	FYs 95,96
TOTAL number of revocations	0	0	0
TOTAL number of suspensions	0	0	0
TOTAL number of other status changes	7	8	15

Type of License	Type of Status Change			Reasons for each change in status
	Revoked	Suspended	Other	
License to Practice			9	Voluntary Termination
"			4	Termination for Non-renewal
"			1	Order for Conditional License
"			1	Order to Cease Practice in MN

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 95	<u>7</u>	Written
	No.	
	<u>6</u>	Oral
	No.	
IN FY 96	<u>6</u>	Written
	No.	
	<u>3</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 95	<u>0</u>	Written
	No.	
	<u>0</u>	Oral
	No.	
IN FY 96	<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, 1994, and complaints and communications received but not disposed of as of June 30, 1994 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	Corrective Action	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;					
(2) obtaining a license by fraud or cheating or attempting to subvert the licensing examination process;					
(3) conviction, during the previous five years, of a felony reasonably related to the practice of podiatric medicine;					
(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				
(5) advertising that is false or misleading;	3		3*		
(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;	2	1		1 [†]	
(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;	4	1	1		2
(8) failure to supervise a preceptor or resident;					

* 3 complaints against one licensee; one corrective action, but listed re all three complaints. All 3 complaints on same issue.
 † order to cease practice in Minnesota

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, 1994, and complaints and communications received but not disposed of as of June 30, 1994 should be included).

<p>SUMMARY OF COMPLAINTS AND COMMUNICATIONS BY SPECIFIC CATEGORY (Give number in each specific category)</p>	<p>SUMMARY OF RESPONSES AND DISPOSITIONS FOR EACH SPECIFIC CATEGORY (Give number in each specific category)</p>
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	Total	Dismissed	Corrective Action	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;					
(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;					
(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;	1	1			
(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;					
(13) revealing a privileged communication from or relating to a patient except when otherwise required or permitted by law;					
(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;	2			1*	1
(15) accepting, paying, or promising to pay a part of a fee in exchange for patient referrals;					
(16) engaging in abusive or fraudulent billing practices, including violations of the federal Medicare and Medicaid laws or state medical assistance laws;					
(17) becoming addicted or habituated to a drug or intoxicant;					

* conditional license

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 their post-graduate training required for licensure in most states. 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 or preceptorships. Although this type of data occurs in Clause 1, it is of interest to indicate the number of permit holders who seek licensure in Minnesota following their training period, and to summarize the data in table form.

Fiscal Year	Number Permits Granted	Number Licensed in Minnesota
1989	4	2
1990	11	6
1991	16	4
1992	12	2
1993	12	4
1994	16	4
1995	18	7
1996	19	5

The table below indicates the geographical distribution of podiatrists holding Minnesota licenses as of June 30, 1996, compared with June 30, 1994. Note that "border states" means Iowa, North Dakota, South Dakota, and Wisconsin. Most licensees in this group also practice in Minnesota.

Geographical Area	Number of Licensees		Percent in Area	
	1994	1996	1994	1996
7-county metro area	57	62	44.5	45.2
outstate Minnesota	51	51	39.7	37.3
border states	16	18	12.5	13.1
other states	4	6	3.3	4.4
Total	128	137	100.0	100.0

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, 1994, and complaints and communications received but not disposed of as of June 30, 1996 should be included).

SUMMARY OF COMPLAINTS AND COMMUNICATIONS BY SPECIFIC CATEGORY	SUMMARY OF RESPONSES AND DISPOSITIONS FOR EACH SPECIFIC CATEGORY				
(Give number in each specific category)	(Give number in each specific category)				
	Total	Dismissed	Corrective Action	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.					
(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;	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.					
Non-jurisdictional; not a violation of law	7	5			2
Non-jurisdictional; not a licensee of this Board.	3	3			

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
To Use Corrective Action: Minn. Stat. S 214.103, subd.