

Medical Memo

STATE BOARD OF MEDICAL EXAMINERS

A report on Board activities prepared as an information service for physician and surgeon licensees

STATE BOARD OF MEDICAL EXAMINERS / 1020 N STREET, SACRAMENTO, CALIFORNIA 95814

NOVEMBER-DECEMBER, 1973

License Renewal Includes Survey

The Board of Medical Examiners requests that, as part of the renewal process this year, physician and surgeon licensees fill out a short questionnaire. The purpose of the questionnaire is to provide information to develop a profile of licensees. This information will benefit the medical profession by indicating the type and scope of medical care available in California.

The survey will involve the following areas: specialty, type of practice (full-time, retired, etc.), education (California, out-of-state), work setting (partnership, hospital, etc.), patient load and continuing education (hours per year).

Board of Medical Examiners Clarifies Contract Policy

The Board of Medical Examiners wishes to clarify its current policy concerning the Contracts Review Program.

On June 4, 1973, the Board passed a resolution concerning Contracts Review. The resolution was enacted after extensive investigation and research into the problem of contracts between professional corporations and non-medically licensed entities, such as hospitals.

Mandatory Review

Current policy regarding this resolution is a limited scope approach. The Board requires a mandatory review of all professional corporation-hospital contracts. Physician-hospital contracts, however, are handled on an individual complaint basis. In adopting this approach, the Board did not waive nor abandon its authority over any contract entered into by one of its licensees. If such contracts are brought to the attention of the Board for determination of legality, the Board will investigate such contracts under its authority from the Business and Professions Code.

Further inquiries concerning the Contracts Review Program should be directed to Robert H. Powell, Assistant Executive Secretary, 1020 N Street, Room 434, Sacramento, CA 95814.

Physicians Alerted to Dangers of Aiding Illegal Medical Practice

Patient-consumer complaints, testimony during public hearings, and spot checks on physician's practices disclose that many physicians in California are utilizing unauthorized personnel illegally. This situation may result in charges by the State Board of Medical Examiners against the physician of aiding an unlicensed person in the illegal practice of medicine, and of unprofessional conduct jeopardizing the physician's license to practice medicine.

Dr. Paul J. Dugan, President of the State Board of Medical Examiners and Chairman of the State Advisory Committee on Physician Assistant and Nurse practitioners, said: "There are presently three approved programs graduating Physicians' Assistants. While these graduates are extremely capable professionals whose utilization under the supervision of a physician is valuable, the physician utilizing these personnel is legally required to have prior authorization from the Board of Medical Examiners. These controls are designed to prevent abuses of over utilization; to insure proper supervision; to insure properly trained

personnel; and to insure that California's patient-consumers continue to receive quality medical practice." Current reports indicate that the Physician Assistant concept, being utilized under physicians who have been authorized by the Board to do so, has been very successful.

Additionally, many other para-medical personnel concepts are being experimented with or implemented in California. Physicians, hospitals, and other entities utilizing these personnel should inquire with the state board to insure legal regulations are being satisfied.

It should also be noted that there are recommendations pending and legislation being proposed concerning physicians utilizing Nurse Practitioners.

Physicians desiring to utilize Physician Assistants must apply and receive prior approval from the State Board of Medical Examiners. Interested persons should contact: Mrs. Delores Rios, Executive Officer, Advisory Committee on Physician's Assistant and Nurse Practitioner Programs, 1020 N Street, Sacramento, CA 95814, telephone: (916) 322-2670.

Dugan Describes Increasing Public Health Awareness

Dr. Paul J. Dugan, President of the Board of Medical Examiners, in a recent address to the California Hospital Association annual convention in San Francisco, described an increasing public awareness concerning the quality of health care. He explained that, "this growth in public concern is providing the Medical Board with a new source of information for actively pursuing its responsibilities in the area of consumer patient protection."

Dr. Dugan commended the California Hospital Association and the California Medical Association, "for their cooperation with the Medical Board in developing new policy considerations concerning the issues of informed consent for patients and physician-hospital contracts. Only through increased cooperation by

these groups will the problems of health care delivery be solved by the health care industry itself."

He said that the Board of Medical Examiners is a division of the state's Department of Consumer Affairs with jurisdiction over physicians and the practice of medicine. The Board's responsibilities involve not only the initial examining and licensing of physicians but also the continuing responsibility of protecting the patient consumer from possible poor medical care.

Activities of the Board have increased markedly in the past few years, he stated. Just a few years ago the Board was receiving about 700 complaints per year. The Board is currently processing more than 200 complaints a month. The Board has increased its staff significantly to process all complaints quickly and efficiently. Dr. Dugan reemphasized that this new growth in cooperation between the public and the Board is increasing the Board's ability to achieve maximum consumer protection.

BOARD BUSINESS

MEETING AND EXAMINATION DATES

DECEMBER AND JANUARY

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| Board Meeting, December 12-14 Los Angeles | Physician Asst. and Nurse Pract. Meeting, December 19 Sacramento |
| FLEX exam, December 4, 5, 6 San Francisco and Los Angeles | Podiatry Meeting, December 12, 13 Oakland |
| Hearing Aid Dispensers Meeting, December 13 Sacramento | Psychology Meeting, December 7, 8 Sacramento |

Eligible applicants will be notified several weeks before every examination about the date, days, time and place where each test will be held.

DECEMBER AND JANUARY HEARINGS

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| Dwight F. Babcock, P.T. Dec. 1, 1973 Los Angeles | Fayette A. Carlin, M.D. Dec. 12, 1973 Los Angeles |
| Ernest P. Ortega, H.A.D. Dec. 3, 1973 Los Angeles | James Dohm, M.D. Dec. 17-18, 1973 Los Angeles |
| Boris Arnov, M.D. Dec. 4, 1973 Los Angeles | J. Lawrence Hawkins, Jr., M.D. Dec. 18, 1973 Los Angeles |
| Richard L. Hoech, M.D. Dec. 4-6, 1973 Los Angeles | Paul L. Rosenberg, M.D. Dec. 19, 1973 Los Angeles |
| Harry Weiner, M.D. Dec. 5, 1973 Los Angeles | Wesley Karude, M.D. Dec. 20-21, 1973 Los Angeles |
| Clarence H. Horton, P.T. Dec. 7, 1973 Los Angeles | Gordon H. Anderson, M.D. Dec. 21, 1973 San Francisco |
| John R. Schenken, M.D. Dec. 11, 1973 Los Angeles | John B. Eils, H.A.D. Jan. 7, 1974 Los Angeles |

DISCIPLINARY ACTIONS

September 13, 1973 to November 21, 1973

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| Robert K. McReynolds, M.D., Glendale, California October 1, 1973 | Restored, probation 5 years, terms and conditions |
| Henry Chaker, M.D., Mesa, Arizona October 15, 1973 | Petition for waiver of condition that he must take and pass parts II and III of Flex prior to restoration denied |
| Zora O. Young, M.D., Sacramento, California October 15, 1973 | Restored, probation 5 years, terms and conditions |
| William F. Strong, M.D., Chico, California October 16, 1973 | Modification or termination of probation denied |
| Jack L. Mahoney, M.D., Hamilton, Montana October 16, 1973 | Revoked |
| Felix C. Mapa, M.D., San Francisco, California October 17, 1973 | Restoration revoked, certificate denied |
| Bobby Joe Brooks, M.D., La Mesa, California October 24, 1973 | Revoked, stayed, probation 3 years, terms and conditions |
| Thomas H. Hindle, M.D., Cypress, California October 24, 1973 | Dismissed due to death of respondent |
| Donald Y. Stewart, M.D., France October 24, 1973 | Revoked |
| Robert E. Benveniste, M.D., Los Angeles, California October 24, 1973 | Restored, probation 5 years, terms and conditions |
| Vincent C. Kent, M.D., Los Angeles, California October 24, 1973 | Probation terminated, license fully restored |
| Lillian Duncan, P.T., Barstow, California November 19, 1973 | Restored, probation 5 years, terms and conditions |

For additional information about accusations, decisions and other aspects of disciplinary actions, consult official records of the Board at the Department of Consumer Affairs, 1020 N Street, Sacramento, California 95814.

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STATE BOARD OF MEDICAL EXAMINERS

DEPARTMENT OF

Board of Medical Examiners
1020 N Street
Sacramento, California 95814

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