



2013 - 2014 ANNUAL REPORT Medical Board of California

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Executive Summary

In fiscal year 2013-2014, the issues of prescription drug abuse and inappropriate prescribing (particularly opioids) were top priorities for the Medical Board of California.

In June 2013, the Board established a Prescribing Task Force focused on promoting appropriate prescribing. As part of this effort, the Task Force revised the Board's [Guidelines for Prescribing Controlled Substances for Pain](#).

Also in June 2013, the Board identified the need to focus on cases alleging overprescribing. In response, a temporary strike force named Operation Rx was created to investigate the most serious overprescribing cases. The strike force performed numerous search warrants, filed a number of actions, and arrested multiple physicians.

In March of 2014, the Board produced a video designed to educate physicians about appropriately prescribing controlled substances to patients. The Board also produced a public service announcement (PSA) geared towards consumers, featuring Olympic swimmer and gold medalist Natalie Coughlin. This video was designed to alert consumers to the dangers of abusing prescription drugs. Both the video and PSA are available at <http://www.youtube.com/watch?v=Unt-RjFWJcl> and <https://www.youtube.com/watch?v=KUookXfAM4k>

The Board also established an Outpatient Surgery Setting (OSS) Task Force in 2013 to review the Board's existing OSS Program and laws to explore ways to improve consumer protection. This Task Force held several meetings to obtain stakeholder feedback on the Board's proposed statutory changes that would increase consumer protection. These proposed changes were approved for inclusion in legislation next year. In addition, the Board made significant improvements to the OSS database and website to make it more consumer friendly. The Board also began to receive Adverse Event Reports directly from the OSSs pursuant to a bill that became effective January 1, 2014, making the Board aware of potential consumer protection issues earlier.

In an effort to encourage consumer participation at its Quarterly Board and Committee Meetings, the Board began allowing the public to listen and comment at its meetings via telephone. The public is allowed to make comments and provide input on all agenda items. Consumers have successfully participated in Board and Committee Meetings by telephone since this change was implemented.

In January 2014, Senate Bill (SB) 304 (Lieu, Chapter 515, Statutes of 2013) took effect, extending the Board's sunset date to January 1, 2018. This bill included several improve-

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Current Physician and Surgeon Licenses by County

Data is for physicians with a renewed and current license excluding those in an inactive, retired, or disabled license status. The breakdown of those license statuses is: California - 2,210, Out of State - 4,384, Total - 6,594.

Alameda	4,959	Inyo	45	Monterey	880	San Luis Obispo	781	Trinity	10
Alpine	2	Kern	1,101	Napa	485	San Mateo	2,892	Tulare	507
Amador	60	Kings	131	Nevada	240	Santa Barbara	1,237	Tuolumne	122
Butte	491	Lake	71	Orange	9,790	Santa Clara	7,747	Ventura	1,781
Calaveras	50	Lassen	41	Placer	1,177	Santa Cruz	707	Yolo	519
Colusa	8	Los Angeles	29,120	Plumas	22	Shasta	424	Yuba	45
Contra Costa	3,229	Madera	216	Riverside	2,987	Sierra	0	California total	106,284
Del Norte	31	Marin	1,507	Sacramento	4,640	Siskiyou	83	Out-of-State total	24,442
El Dorado	320	Mariposa	12	San Benito	37	Solano	937	Current licenses total	130,726
Fresno	1,947	Mendocino	202	San Bernardino	3,854	Sonoma	1,420		
Glenn	10	Merced	259	San Diego	10,144	Stanislaus	985		
Humboldt	272	Modoc	5	San Francisco	6,254	Sutter	187		
Imperial	144	Mono	32	San Joaquin	1,078	Tehama	47		

The Mission of the Medical Board of California

The mission of the Medical Board of California is to protect health care consumers through the proper licensing and regulation of physicians and surgeons and certain allied health care professions and through the vigorous, objective enforcement of the Medical Practice Act, and to promote access to quality medical care through the Board's licensing and regulatory functions.

Executive Summary *(continued from page i)*

ments and changes to the Board's laws recommended by the Board via its Sunset Review Report. SB 304 also transferred the Board's investigators, medical consultants, and their support staff to the Department of Consumer Affairs' (DCA) Division of Investigation, creating a new unit called the Health Quality Investigation Unit (see more on this transition in the Enforcement Summary).

In May 2014, the Board approved an updated Strategic Plan. The new Strategic Plan is available on the Board's website at http://www.mbc.ca.gov/Publications/Strategic_Plan/strategic_plan_2014.pdf

Finally, the Board transitioned to a new database system called BreEZe in October 2013. This new database replaced the Board's prior licensing and enforcement information technology systems and consolidated both into one database. The project included conversion of data from the Board's legacy systems and training staff on how to use the new system.

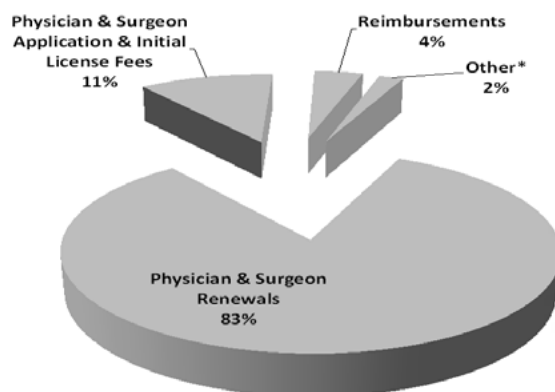
After transition to BreEZe, new reports were developed to collect the same data historically reported in the Board's Annual Report. While compiling this year's statistics, certain report attributes were not available to obtain the standard information for accurate year to year comparisons. For instance, the 'Enforcement Processing Time Frames' chart includes time elapsed between any closed and reopened activities, resulting in a greater number of days being counted than the actual number of days to complete the processes listed. Additionally, certain practice specialties are not available in the database resulting in the '2013-2014 Malpractice Settlement Reports Received per Business and Professions Code section 801.01 by Specialty Practice' chart excluding certain practice specialties. The Board is pursuing improvements to the system's reporting capabilities as well as modifications to the BreEZe database itself. In the meantime, the information in this Annual Report is based upon these new reports and the data cannot be completely verified until further modifications are made to the BreEZe database.

Medical Board of California 2013–2014 Fiscal Year

Revenues & Reimbursements¹

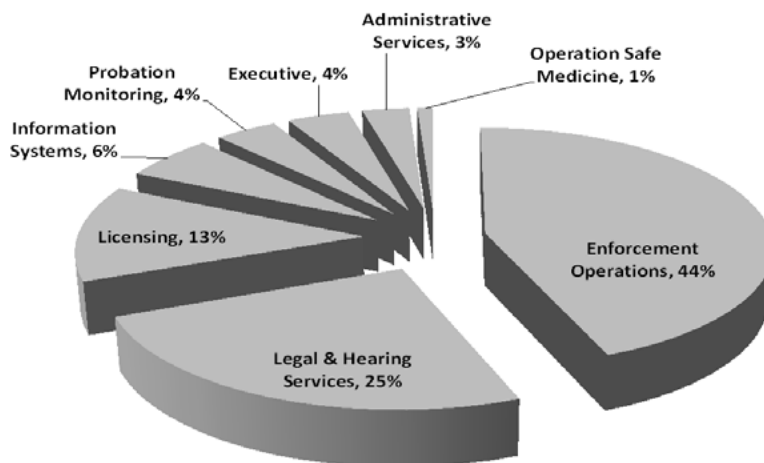
Physician & Surgeon Renewals	\$48,644,000	83%
Physician & Surgeon Application & Initial License Fees	\$6,377,000	11%
Reimbursements	\$1,995,000	4%
Other Regulatory Fees, Delinquency/Penalty/ Reinstatement Fees, Interest on Fund, Miscellaneous*	\$1,383,000	2%
Total Receipts	\$58,399,000	100%

¹ BreEZe revenue collections for FY 13-14 included revenue in advance, thereby overstating the Board's revenue in FY 13-14. This should be realized in FY 14-15.



Budget Distribution

Enforcement Operations	\$26,040,000	44%
Legal & Hearing Services	\$14,907,000	25%
Licensing	\$7,568,000	13%
Information Systems	\$3,364,000	6%
Executive	\$2,304,000	4%
Probation Monitoring	\$2,281,000	4%
Administrative Services	\$1,834,000	3%
Operation Safe Medicine	\$716,000	1%
Total	\$59,014,000	100%



Licensing Summary

The Medical Board of California's Licensing Program continues to achieve its mission of protecting the health care of consumers through the proper licensing of physicians and surgeons and certain allied health care professions. The Licensing Program also issues fictitious

name permits, and licenses non-nurse midwives, research psychoanalysts, spectacle and contact lens dispensers, registered dispensing optician businesses, and polysomnographic trainees, technicians and technologists. The Licensing Program also approves accreditation

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Licensing Summary *(continued from page ii)*

agencies that accredit outpatient surgical settings in which general anesthesia is being used.

During the last fiscal year, the Licensing Program received 6,308 new physician's and surgeon's applications and issued 5,522 new physician's and surgeon's licenses. This was an increase of 83 more new licenses issued than the previous fiscal year. The Licensing Program recognized 68 international medical schools pursuant to California Code of Regulations (CCR), Title 16, Division 13, Section 1314.1(a)(1) and one international medical school pursuant to CCR Section 1314.1(a)(2).

This year several bills became effective on January 1, 2014 that significantly impacted the Board's Licensing Program. Assembly Bill 1308 (Bonilla, Chapter 665) removed the physician supervision requirement for licensed midwives, and authorized licensed midwives to directly obtain needed drugs and supplies, order tests and receive reports related to the practice of midwifery. The

bill also required licensed midwives to disclose to patients the specific arrangements for the referral of complications to a licensed physician.

Assembly Bill 1288 (V. Perez, Chapter 307) required the Board to develop a process to give priority review to the application of an applicant who can demonstrate that he or she intends to practice in a medically underserved area or population in California. The following is the link to the Board's website for this process:

http://www.mbc.ca.gov/Applicants/Physicians_and_Surgeons/Underserved.aspx

Lastly, Senate Bill 809 (DeSaulnier, Chapter 400) required the Board, effective April 1, 2014, to collect an additional \$12.00 during each physician's and surgeon's license renewal. This \$12.00 will be transferred directly to the California Department of Justice to fund the Controlled Substance Utilization Review and Evaluation System (CURES), Prescription Drug Monitoring Program (PDMP).

Licensing Program Activity

	FY 12-13	FY 13-14
Physician Applications Received	6,697	6,308
Physician Licenses Issued		
FLEX/USMLE ¹	4,481	4,571
NBME ¹	287	284
Reciprocity with other states (B&P Code §2135)	671	667
Total new licenses issued	5,439	5,522
Renewal licenses issued – with fee	57,830	59,963
Renewal licenses issued – fee exempt ²	5,094	4,751
Total licenses renewed	62,924	64,714
Physician Licenses in Effect³		
California address	104,422	106,284
Out-of-state address	24,219	24, 442
Total	128,641 ⁴	130,726⁵
Fictitious Name Permits		
Issued	1,301 ⁶	1,130⁷
Renewed	5,045	3,833
Total number of permits in effect	14,106	10,835

¹ FLEX: Federation Licensing Exam.

USMLE: United States Medical Licensing Exam.

NBME: National Board Medical Exam.

² Includes physicians with disabled, retired, military, or voluntary services license status.

³ Excludes physicians with an inactive, retired, or disabled license status.

⁴ Grand Total Physician Licenses in Effect – 135,208.

⁵ Grand Total Physician Licenses in Effect – 137,320.

⁶ Includes 20 Fictitious Name Permits issued on behalf of the Board of Podiatric Medicine.

⁷ Includes 26 Fictitious Name Permits issued on behalf of the Board of Podiatric Medicine.

	FY 12-13	FY 13-14
Special Faculty Permits		
Permits issued	4	1
Permits renewed	12	2
Total active permits	17	19
Licensing Enforcement Activity		
Licenses Issued with Public Letter of Reprimand	4	0
Probationary license granted	27	15
License denied (no hearing requested)	4	0
Statement of Issues to deny license filed	4	4
Statement of Issues granted (license denied)	1	3
Statement of Issues denied (license granted)	7	0
Statement of Issues withdrawn	1	0

2013-2014 Allied Health Care Professions Licenses/Registrations

	Issued	Current
Licensed Midwife	28	313
Dispensing Optician	55	1,047
Contact Lens Dispenser	63	921
Non-Resident Contact Lens Seller	0	6
Spectacle Lens Dispenser	186	2,110
Research Psychoanalyst	3	76
Polysomnographic Trainee	19	30
Polysomnographic Technician	35	78
Polysomnographic Technologist	114	554
Accreditation Agencies for Outpatient Settings	1	5

Verification & Reporting Activity Summary

Application Status Verifications	FY 12-13	FY 13-14
Web Applicant Access System (WAAS) application look-up	97,556	30,148 ¹
License Status Verifications		
Telephone verifications	23,284	13,788
Non-verification telephone calls	59,164 ²	67,366 ³
Authorized Licensing Verification System (LVS) Internet users	516	534
Online LVS access verifications	4,989,838	1,014,134 ⁴
Web license look-up	5,611,016	1,560,289 ⁴
Certification Letters and Letters of Good Standing	8,776	8,413
Reporting Activities		
Disciplinary reports mailed to health facilities upon written request pursuant to B&P Code §805.5	379	323
Adverse Actions reported to the National Practitioner Data Bank (NPDB)	530 ⁵	640 ⁶
B&P Code §805 reports of health facility discipline received	115 ⁷	105 ⁸

¹ Due to transition to BreEZe on 10/8/13, the WAAS application lookup is no longer available.

² Does not include the 11,243 listed under Consumer Inquiries on page vi.

³ Does not include the 8,005 listed under Consumer Inquiries on page vi.

⁴ Due to transition to BreEZe on 10/8/13, the Online LVS no longer contains current data; the Web License lookup (now DCA BreEZe Online Services) cannot track lookup activity related to the Board's professions.

⁵ Includes 495 MDs, 7 Doctors of Podiatric Medicine, 19 Physician Assistants, 2

Registered Dispensing Optician Program Registrants, 3 Licensed Midwives and 4 Denials by Licensing Program.

⁶ Includes 607 MDs, 13 Doctors of Podiatric Medicine, 15 Physician Assistants and 2 Denials by Physician Assistant Board, 3 Registered Dispensing Opticians Program, 0 Licensed Midwives and 0 Denials by Licensing Program.

⁷ Includes 107 MDs, 5 Doctors of Podiatric Medicine and 3 Physician Assistants.

⁸ Includes 98 MDs, 3 Doctors of Podiatric Medicine and 4 Physician Assistants.

2013 Licensed Midwife Annual Report Summary¹

	2012	2013
Clients served as primary caregiver at the onset of care	4,370	5,052
Clients served with collaborative care available through or given by a licensed physician and surgeon	2,532	2,720
Clients served under the supervision of a licensed physician and surgeon	296	444
Planned out-of-hospital births at the onset of labor	2,784	3,028
Planned out-of-hospital births completed in an out-of-hospital setting:	2,316	2,559
Twin Births	4	6
Multiple Births (other than Twin Births)	1	0
Breech Births	13	20
VBAC (vaginal births after the performance of a Cesarean section)	118	109
Complications - Resulting in the mortality of the mother prior to transfer	0	0
Complications - Resulting in the mortality of the mother after transfer	0	0
Complications - Resulting in the mortality of the infant prior to transfer	0	3
Complications - Resulting in the mortality of the infant after transfer	2	10
Antepartum - Primary care transferred to another health care practitioner (elective)	269	308
Antepartum - Urgent or emergency transport of expectant mother	76	89
Intrapartum - Elective hospital transfer	397	398
Intrapartum - Urgent or emergency transfer of an infant or mother	44	58
Postpartum - Elective hospital transfer of mother	38	41
Postpartum - Elective hospital transfer of infant	29	37
Postpartum - Urgent or emergency transfer of a mother	21	42
Postpartum - Urgent or emergency transfer of an infant	26	32

¹ Conclusions should not be drawn from this summary as data does not specify whether the death is fetal, intrapartum or neonatal; whether the affected perinate had congenital anomalies incompatible with life; or whether the perinate was born in or out of a hospital. Births are attended by the licensed midwife as the primary caregiver.

Enforcement Summary

During fiscal year (FY) 13-14, the Enforcement Program focused on the implementation of Senate Bill 304 (Lieu, Chapter 515, Statutes of 2013), which mandated the transfer of the Medical Board of California's (Board) investigators (sworn peace officers), medical consultants and investigative support staff to the Department of Consumer Affairs (DCA), Division of Investigation effective July 1, 2014. These individuals were transferred into a new unit within DCA entitled the Health Quality Investigative Unit. Although this bill required the transition of the investigative staff to DCA, the Board's Enforcement Program consisting of the Central Complaint Unit, Complaint Investigation Office, Discipline Coordination Unit, and Probation Unit remain under the purview and authority of the Board. Therefore, the Board retains the ability to conduct a triage review of complaints received; perform investigations by non-sworn special investigators; issue citations and fines; initiate disciplinary actions against its licensees; and conduct probation monitoring for its licensees on probation. In addition, the Board still retains the authority to make the final determination on all disciplinary matters. In summary, only the investigation process, which is handled by sworn investigators, has been moved to DCA.

In FY 13-14, the Board received 8,329 complaints against physicians and surgeons. This is an increase of 870 complaints from FY 12-13. Although the exact reason for the significant increase cannot be determined, one notable factor appears to be the implementation of the Board's new computer database, BreEZe. With the BreEZe system, individuals now have the ability to submit a complaint online. This makes the filing of a complaint easier and, therefore, is a likely contributor to the increase. One obstacle the Central Complaint Unit encounters is the lack of pertinent information submitted with an online complaint. In order to pursue a complaint, the Board must be

provided with the identity of the individual against whom the complaint is filed and the patient who received care (if applicable). Details regarding the complaint allegations must also be provided. If this information is not included with the original complaint submission, staff must take steps to gather this needed information prior to proceeding with the standard review process. Both the new online option for filing a complaint and insufficient information submitted via the online system resulted in a substantial increase in staff's workload.

Finally, in response to the rising concerns about excessive prescribing of controlled substances, the Board established a prescription drug strike force. The strike force identified physicians who were prescribing controlled substances without a legitimate medical purpose and pursued these cases criminally.

Enforcement Program Action Summary

Physicians & Surgeons

2013-2014 Malpractice Settlement Reports Received Per Business and Professions Code Section 801.01 by Specialty Practice

Specialty/Subspecialty ¹	No. of Reports ²	No. of Physicians ³
Anesthesiology	31	5,387
Colon and Rectal	2	169
Dermatology	3	2,079
Emergency Medicine	36	4,084
General/Family Practice	139	9,311
General Surgery	116	4,230
Gynecology	36	5,581
Internal Medicine	74	25,648
Neurological Surgery	45	580
Neurology	12	2,207
Obstetrics	59	5,581
Otolaryngology	12	1,542
Pain Medicine	1	575
Pathology	14	3,523
Pediatrics	18	10,504
Physical Medicine & Rehabilitation	3	1,076
Plastic Surgery	13	951
Psychiatry	12	7,043
Radiology	42	5,420
Spine Surgery	2	40
Thoracic Surgery	10	643
Urology	13	1,173
Vascular Surgery	1	270

¹ Due to transition to BreEZe, certain practice specialties are not available in the database. If the procedure was performed in a practice specialty/subspecialty not available in BreEZe, a similar category was selected.

² The procedure was performed in the practice specialty/subspecialty; however, the physician may or may not have been certified in the specialty/subspecialty area.

³ California physicians certified in specialty according to the American Board of Medical Specialties 2012 Certificate Statistics report.

Reports Per Business and Professions Code Section 805

	FY 13-14
Total Reports Received	98
Peer Review Body Type	
Health Care Facility/Clinic	58
Surgical Center	1
Health Care Service Plan	19
Professional Society	0
Medical Group/Employer	20
Outcomes of Reports Received	
Accusation Filed	0
Pending Disposition	64
Cases Closed	34

Enforcement Program Action Summary

Physicians & Surgeons

	FY 12-13	FY 13-14
Complaints/Investigations¹		
Complaints received	7,459	8,329
Complaints closed by Complaint Unit	5,840	5,341
Investigations		
Cases opened	1,502	1,562
Cases closed	1,564	1,331
Cases referred to the Attorney General (AG)	566	491
Cases referred for criminal action	122	67
Number of probation violation reports referred to the AG	24	27
Consumer Inquiries		
Consumer inquiries	11,243	8,005
Jurisdictional inquiries	6,184	4,403

¹ Some cases closed were opened in a prior fiscal year.

Enforcement Field Operations Caseload¹

	FY 13-14 ²	
	Statewide	Per Investigator
Active investigations	1,215	16
AG assigned cases ³	525	7
Probation Unit Caseload ⁴	Statewide	Per Inspector
Monitoring Cases ⁵	530	31

¹ Includes physicians and surgeons, licensed midwives, research psychoanalysts, dispensing opticians program, outpatient surgery settings, polysomnographic program, doctors of podiatric medicine, physician assistants, psychologists, and osteopathic physicians and surgeons.

² Average is determined by using the total number of authorized positions, including vacant positions.

³ These cases are at various stages of AG processing and may require supplemental investigative work, such as subpoena services, interviewing new victims or witnesses, testifying at hearings, etc.

⁴ Includes physicians and surgeons, licensed midwives, research psychoanalysts, and dispensing opticians program.

⁵ 117 additional monitoring cases were inactive because the probationer was out of state as of June 30, 2014.

Enforcement Processing Time Frames

Average and median time (calendar days) in processing complaints during the fiscal year, for all cases, from date of original receipt of the complaint, for each stage of discipline, through completion of judicial review:

	FY 12-13		FY 13-14 ¹	
	AVG	MED	AVG	MED
Complaint process	67 days	54 days	67 days	43 days
Investigation process	268 days	245 days	245 days	205 days
AG process (time to file Accusation)	90 days	75 days	110 days	86 days
Other stages of the legal process (e.g., after charges filed)	435 days	366 days	443 days	402 days

¹ The report used to obtain this information does not accurately exclude the days between any closed and reopened activities, resulting in the number of days being greater than the actual number of days to complete these processes.

Complaints Received by Type & Source

	Fraud	Health & Safety ¹	Non-Jurisdictional ²	Gross Negligence/ Incompetence ³	Other Category	Personal Conduct ⁴	Unprofessional Conduct ⁵	Unlicensed/ Unregistered	Total
Public	84	13	332	3,004	25	177	1,583	118	5,336
B&P Code⁶	1	6	0	827	7	66	23	0	930
Licensee/ Prof. Group⁷	23	38	13	48	21	47	115	29	334
Government Agency⁸	21	0	2	112	259	294	430	82	1,200
Misc./ Anonymous	17	5	30	142	16	67	198	54	529
Totals	146	62	377	4,133	328	651	2,349	283	8,329

¹ Health and Safety complaints, e.g., excessive prescribing, sale of dangerous drugs, etc.

² Non-jurisdictional complaints are not under the authority of the Board and are referred to other agencies such as the Department of Health Care Services, Department of Managed Health Care, etc.

³ Gross Negligence/Incompetence complaints are related to the quality of care provided by licensees.

⁴ Personal Conduct complaints, e.g., licensee self-abuse of drugs/alcohol, conviction of a crime, etc.

⁵ Unprofessional Conduct complaints include sexual misconduct with patients, discipline by another state, failure to release medical records, etc.

⁶ Reference is to B&P Code §§800 and 2240(a) and includes complaints initiated based upon reports submitted to the Medical Board by hospitals, insurance companies and others, as required by law, regarding instances of health facility discipline, malpractice judgments/settlements, or other reportable activities.

⁷ Licensee/Professional Group includes the following complaint sources: other Licensee, Society/Trade Organization, and Industry.

⁸ Governmental Agency includes the following complaint sources: Internal, Law Enforcement Agency, other California State Agency, other State, other Unit of Consumer Affairs, and Federal or other Governmental Agency.

Reports Received Based Upon Legal Requirements

	FY 12-13	FY 13-14
Medical Malpractice		
Insurers: B&P Code §801.01	556	570
Attorneys or Self-Reported or Employers: B&P Code §801.01	181	145
Courts: B&P Code §803	6	6
Total Malpractice Reports	743	721
Coroners' Reports: B&P Code §802.5	8	2
Criminal Charges & Convictions: B&P Code §§802.1 & 803.5	98	41
Health Facility Discipline Reports Medical Cause or Reason: B&P Code §805	107	98
Health Facility Reports: B&P Code §805.01	9	2
Outpatient Surgery Settings Reports Patient Death: B&P Code §2240(a)	12	12

Enforcement Program Action Summary

	FY 12-13	FY 13-14
Administrative Actions		
Accusation	291	273
Petition to Revoke Probation/Accusation and Petition to Revoke	28	30
Amended Accusation/Petition to Revoke	78	60
Number of completed investigations referred to the AG awaiting the filing of an Accusation as of June 30, 2014	160	112
Number of cases over 6 months old that resulted in the filing of an Accusation	227	229
Administrative Outcomes		
Revocation	58	51
Surrender (in lieu of Accusation or with Accusation pending)	80	77
Suspension	4	1
Probation with Suspension	19	16
Probation	119	121
Probationary License Issued	27	15
Public Reprimand	80	90
Other Actions (e.g., exam required, educational course, etc.)	7	4
Accusation Withdrawn ¹	18	17
Accusation Dismissed	9	0
Dispositions of Probation Filings		
Probation Revoked or License Surrendered	11	12
Additional Suspension and Probation	2	1
Additional Suspension or Probation	8	12
Public Reprimand	1	1
Other	0	0
Petition Withdrawn/Dismissed	5	3
Referral and Compliance Actions		
Citation and Administrative Fines Issued	157	45

	FY 12-13	FY 13-14
Petition Activity		
Petition for Reinstatement of License Filed	15	14
Petition for Reinstatement of License Granted	7	8
Petition for Reinstatement of License Denied	13	7
Petition for Penalty Relief ² Granted	30	35
Petition for Penalty Relief ² Denied	5	11
Petition to Compel Exam Filed	5	12
Petition to Compel Exam Granted	5	12
Petition to Compel Exam Denied	0	0
License Restrictions/Suspensions Imposed While Administrative Action Pending		
Interim Suspension Orders	27	21 ³
Temporary Restraining Orders	0	0 ³
Other Suspension Orders	33	53 ⁴
License Restrictions/Suspensions/Temporary Restraining Orders Sought and Granted by Case Type		
<i>Note: Some orders granted were sought in prior fiscal year.</i>	Sought	Granted
Gross Negligence/Incompetence	10	9
Inappropriate Prescribing	16	14
Unlicensed Activity	1	0
Sexual Misconduct	3	3
Mental/Physical Illness	13	12
Self-Abuse of Drugs or Alcohol	8	7
Fraud	9	9
Criminal Charges/Conviction of a Crime	10	5
Unprofessional Conduct	17	15
Total	87	74

- ³ Pursuant to B&P Code §2220.05(c), ISOs and TROs were granted in the following priority categories: 0 - gross negligence/incompetence resulting in death or serious bodily injury, 0 - drug or alcohol abuse involving death or serious bodily injury, 4 - excessive prescribing, 0 - sexual misconduct with a patient, and 1 - practicing under the influence of drugs/alcohol.
- ⁴ Includes 7 - Automatic Suspension Orders per B&P Code §2236, 17- license restrictions per Penal Code §23, 15 - out-of-state suspension orders per B&P Code §2310, 1 - stipulated agreement to suspend or restrict the practice of medicine, and 13 - suspension/cease practice orders issued by the Chief of Enforcement for violation of probation condition.

- ¹ Accusations withdrawn for the following reasons: physician passed a competency exam; physician met stipulated terms and conditions; physician was issued a citation/fine instead; physician died, etc.
- ² Penalty Relief includes Petitions for Modification of Penalty and Petitions for Termination of Probation.

Administrative Outcomes by Case Type¹

	Revocation	Surrender	Suspension Only	Probation with Suspension	Probation	Probationary License Issued	Public Reprimand	Other Action	Total Actions
Gross Negligence/ Incompetence	13	26	0	3	40	0	68	3	153
Inappropriate Prescribing	6	12	0	2	10	0	8	0	38
Unlicensed Activity	0	2	0	0	2	0	3	0	7
Sexual Misconduct	5	7	0	4	10	0	0	0	26
Mental/Physical Illness	5	9	1	0	4	0	1	0	20
Self-Abuse of Drugs/Alcohol	5	8	0	3	12	0	0	0	28
Fraud	5	0	0	1	1	0	1	0	8
Conviction of a Crime	6	4	0	2	23	0	0	0	35
Unprofessional Conduct	6	9	0	1	19	15	9	1	60
Miscellaneous Violations	0	0	0	0	0	0	0	0	0
Totals by Discipline Type	51	77	1	16	121	15	90	4	375

- ¹ Pursuant to B&P Code §2220.05(c), disciplinary actions were taken in the following priority categories: 10 - gross negligence/incompetence resulting in death or serious bodily injury, 3 - practicing under the influence resulting in death or serious bodily injury, 23 - excessive prescribing, 15 - sexual misconduct with a patient, and 3 - practicing under the influence of drugs/alcohol.

Enforcement Action Summary

Allied Health Care Professions¹

	FY 12-13 ¹	FY 13-14 ²
Complaints/Investigations		
Complaints received	498	126
Complaints closed by Complaint Unit	382	58
Investigations		
Cases opened	253	54
Cases closed	255	46
Cases referred to the AG	118	5
Cases referred for criminal action	21	2
Number of Probation Violation Reports referred to AG	2	0
License Restrictions/Suspensions Imposed While Administrative Action is Pending		
Interim Suspension Orders	5	0
Other Suspension Orders	13	0
Administrative Actions		
Accusation	26	7
Petition to Revoke Probation	1	0
Amended Accusation/Petition to Revoke Probation	1	0
Statement of Issues to deny application	3	0
Number of completed investigations referred to AG's Office awaiting the filing of an Accusation as of June 30, 2014	16	0

¹ Allied Health Care Professions include licensed midwives, research psychoanalysts, dispensing opticians program, outpatient surgery settings, polysomnographic program, doctors of podiatric medicine, physician assistants, except in the categories of Investigations and License Restrictions/Suspensions Imposed While Administrative Action is Pending, which also includes psychologists and osteopathic physicians and surgeons.

² Effective with Fiscal Year 13/14 and forward, Allied Health Care Professionals includes information for the programs under the Medical Board only -- licensed midwives, research psychoanalysts, dispensing opticians program, outpatient surgery settings, and polysomnographic program.

³ Penalty Relief includes Petitions for Modification of Penalty and Petitions for Termination of Probation.

	FY 12-13 ¹	FY 13-14 ²
Administrative Outcomes		
Revocation	6	2
Surrender (in lieu of Accusation or with Accusation pending)	4	1
Probation with Suspension	1	0
Probation	10	0
Probationary License Issued	3	0
Public Reprimand	2	0
Other Actions (e.g., exam required, Education course, etc.)	0	0
Statement of Issues Granted (License Denied)	0	0
Statement of Issues Denied (License Granted)	2	0
Accusation/Statement of Issues Withdrawn	0	0
Accusation Dismissed	0	0
Dispositions of Probation Filings		
Additional Probation or Suspension	0	0
Probation Revoked or License Surrendered	0	0
Petition Withdrawn or Dismissed	0	0
Referral and Compliance Actions		
Citation and Administrative Fines Issued	11	0
Office Conferences Conducted	1	0
Petition Activity		
Petition for Reinstatement of License filed	0	0
Petition for Reinstatement of License granted	0	0
Petition for Reinstatement of License denied	0	0
Petition for Penalty Relief ³ granted	0	0
Petition for Penalty Relief ³ denied	0	0
Petition to Compel Exam granted	0	0
Petition to Compel Exam denied	0	0

Medical Board of California

Fiscal Year 2013 - 2014 Board Members

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