



Douglas A. Ducey,
Governor

Arizona State Board of
Podiatry Examiners
“Protecting the Public’s Health”

1740 West Adams St., Suite 3004
Phoenix, Arizona 85007
P: (602)542-8151
W: www.podiatry.az.gov

NOTICE OF MEETING
OF THE ARIZONA STATE BOARD OF PODIATRY EXAMINERS
(Second AMENDED February 11, 2019)

Pursuant to Arizona Revised Statute (“A.R.S”) § 38-431.02, notice is hereby given to the members of the Arizona State Board of Podiatry Examiners (“Board”) and to the general public that the Board will hold a meeting open to the public on **Wednesday, February 13, 2019 at 8:30 a.m.** The meeting will be held in Boardroom C located at 1740 West Adams Street, Phoenix, Arizona 85007. One or more members of the Board may participate in the meeting by telephonic communications.

The meeting is open to the public. However, the Board may vote to go into Executive Session pursuant to A.R.S. § 38-431.03(A)(3) for any matter listed on the Agenda in order to obtain legal advice from counsel. In addition, the Board may vote to go into Executive Session pursuant to A.R.S. § 38-431.03(A)(2) as indicated on the Agenda for the purpose of considering or reviewing records exempt by law from public inspection, including the receipt and discussion of information or testimony that is specifically required to be maintained as confidential by state or federal law. The executive session is not open to the public.

Information concerning the Board’s Agenda, including a copy of the Agenda and any amendments, can be obtained at the Board’s office, through the Board’s website at <https://podiatry.az.gov/>, or by calling the Board’s office at 602.542.8151. The Agenda is subject to change up to 24 hours prior to the meeting. Agenda items are noted by number and letter for convenience and reference. The Board may address the agenda items in any order within the time frame indicated and may set over matters to a later time when necessary. The Board reserves the right to change the order of the agenda items, except for matters set for a specific time.

Title 2 of the Americans with Disabilities Act prohibits the Board from discriminating on the basis of disability in its public meetings. Persons with a disability may request a reasonable accommodation, such as a sign language interpreter, by contacting Kristina C. Gomez, Executive Director at 602.542.8151. Requests should be made as early as possible to allow time to arrange the accommodation.

ARIZONA STATE BOARD OF PODIATRY EXAMINERS

Kristina C. Gomez, Executive Director

Posted:

<https://podiatry.az.gov>

on February 11, 2019

(Second AMENDED February 11, 2019 at 10:20 a.m.)



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February 13, 2019
Board Meeting Agenda
(Second AMENDED February 11, 2019)

The Arizona State Board of Podiatry Examiners' ("Board") President reserves the right to change the order of items on the agenda, except for public hearings set for a specific time.

During the Board meeting and upon a vote of the majority of a quorum, the Board may go into executive session to obtain legal advice from the Board's attorney(s) pursuant to Arizona Revised Statute ("A.R.S.") § 38-431.03(A)(3) on any agenda items listed on the agenda. Any and all legal action will take place in open session.

I. CALL TO ORDER – 8:30 a.m.

II. DECLARATION OF CONFLICTS OF INTEREST – A.R.S. § 38-503

III. REVIEW, DISCUSSION AND POSSIBLE ACTION ON BOARD MEETING MINUTES

Upon a vote of the majority of a quorum, the Board may go into executive session, pursuant to A.R.S. § 38-431.03(A)(2) to discuss or consider records exempt, by law, from public inspection, including the receipt and discussion of information or testimony that is specifically required to be maintained as confidential by state or federal law.

- A. January 9, 2019 – General Session board meeting minutes.
- B. January 31, 2019 – General Session board meeting minutes.
- C. January 31, 2019 – Executive Session board meeting minutes.
- D. February 5, 2019 – General Session board meeting minutes.
- E. February 5, 2019 – Executive Session board meeting minutes.

IV. ITEMS FOR BOARD REVIEW, DISCUSSION AND POSSIBLE ACTION

Upon a vote of the majority of a quorum, the Board may go into executive session, pursuant to A.R.S. § 38-431.03(A)(2) to discuss or consider records exempt, by law, from public inspection, including the receipt and discussion of information or testimony that is specifically required to be maintained as confidential by state or federal law.

A. Investigation Files

Board to review, discuss and take possible action on investigation files, including any complaints, respondents' responses, medical records, investigative reports and any other documentation received in the course of the investigation for the following files:

- 1. 18-26-C; Farrell, Patrick, DPM
- 2. 19-08-C; Demidowich, Lisa, DPM

3. 19-09-C; Saunders, Daniel, DPM
4. 19-10-C; Shih, Alan, DPM
5. 19-11-C; Farahani, Kamran

B. Investigation Files Recommended for Dismissal

Board to review, discuss and take possible action on investigation files recommended for dismissal by Staff.

1. Gendy, George, MD

V. BOARD PRESIDENT'S REPORT

Board President to provide an update and/or summary on the following item: the listed item is subject to Board discussion.

- A. The National Board of Podiatry Medical Examiners (APMLE) – Clinical Skills Patient Encounter

VI. LEGISLATIVE UPDATE AND DISCUSSION

- A. Board to receive an update regarding Arizona State Legislature bill, which includes SB 1086, SB 1096, SB 1123, SB 1103, SB 1108, SB 1105, SB 1029, HB 2075, HB 2118, HB 2231, HB 2463, HB 2519, HB 2113, HB 2068, HB 2058 and/or any other related legislation.

VII. REVIEW, DISCUSSION AND POSSIBLE ACTION REGARDING PROPOSED CHANGES TO BOARD STATUTES AND RULES

- A. Board to review, discuss and take possible action on proposing modifications to A.R.S. § 32-854.01(11).

VIII. REVIEW, DISCUSSION ON MEDICAL PRACTITIONER REGARDING DISCRETIONARY UP-CODING BY MEDICAL CODERS / BILLING

- A. Presentation by Barry Kaplan, DPM

IX. EXECUTIVE DIRECTOR'S REPORT

Executive Director to provide an update and/or summary on the following items: the listed items are subject to Board discussion and may result in action by the Board.

- A. Budget Update
- B. Agency Operations
- C. Complaint Log

X. SUMMARY OF CURRENT EVENTS

By law, the summary of current events is limited to summarizing recent occurrences. The Board cannot propose, discuss, deliberate or take legal action on any matter in the summary unless the specific matter is properly noticed for legal action.

XI. CALL TO THE PUBLIC

Pursuant to A.R.S. § 38-431.01(H), the Board may make an open call to the public during a public meeting, subject to reasonable time, place and manner restrictions, to allow individuals to address the public body on any issue within the jurisdiction of the public body. However, members of the Board are not allowed to discuss or take legal action on matters raised during an open call to the public unless the matters are properly noticed for discussion and legal action. The Board, however, may ask staff to review a matter or may ask that a matter be put on a future agenda.

XII. DISCUSSION AND POSSIBLE ACTION ITEMS FOR FUTURE MEETING AGENDAS

XIII. NEXT BOARD MEETING DATE

A. Wednesday, March 13, 2019

XIV. ADJOURNMENT