

# WEST VIRGINIA BOARD OF OSTEOPATHY

## NEWSLETTER

### MAY 2010

#### New Office Location

The Board of Osteopathy is now located in their new Charleston Office.

On December 11, 2009, the office moved to their new address:

405 Capitol Street, Suite 402  
Charleston, WV 25301  
(304) 558-6095 (304) 558-6096 (Fax)

When you are in Charleston, please come by and see the office and meet the staff. Your Board Office Staff consists of:

Diana Shepard, Executive Director  
Doren Burrell, Board Attorney  
Christine Wroniak, Records Secretary

#### New Legislative Rules Passed During 2010 Legislative Session

##### H.B. 4108:

Authorized the WV Board of Osteopathy to promulgate the following legislative rules:

24 CSR 1 §4.2.4

Acceptance of post-graduate, clinical training in a program approved by the AOA, which may also include a program approved under the AOA's Resolution 42 procedure;

**OR**

Post graduate clinical training in a program approved by the ACGME AND 40 hours of continuing medical education in osteopathic medicine with osteopathic manipulative treatment in courses approved and classified as Category IA, by the AOA.

24 CSR 5 §5.2

Revisions to current fee schedules:

	<u>From</u>	<u>To</u>
Application for Licensure	\$200	\$400
Biennial Renewal	\$200	\$400
Corporation Renewal	\$250	\$400
Written License Verification	\$ 25	\$ 35
Late Renewal Fee	\$ 50	\$100
Duplicate Wallet License	\$ 10	\$ 30
Wall Certificate	\$ 20	\$ 50
Educational Permit	\$ 50	\$100
PLLC Registration	\$100	\$200

##### S.B. 618:

§30-14A-1(p)

Revisions to correlate osteopathic physician assistant's prescriptive writing privileges with allopathic physician assistant's prescriptive writing privileges; i.e., **deleting antipsychotics** as an exclusion and changing the time limitations for refills from forty-eight (48) to seventy-two (72) hours for Schedule III drugs.

#### NEW RULES FOR PROFESSIONAL CONDUCT

##### SEXUAL MISCONDUCT

The Board has chosen to draw a bright line regarding physician-patient boundaries and to change its rule to parallel the AOA Code of Ethics. It is now grounds for disciplinary action if a physician engages in sexual contact with a current patient who is not their spouse.

##### PRESCRIBING CONTROLLED SUBSTANCES

The Board has additional requirements relating to Controlled Substances. It is grounds for disciplinary action to prescribe controlled substances without making an in-person examination of the patient at least one out of every six months of treatment. Physicians must make and keep thorough documentation of patient exams, along with notes on the diagnosis, basis for and plan of treatment.

##### TREATING FAMILY MEMBERS

In addition, the Board now allows a physician to prescribe a Controlled Substance to a member of the physician's immediate family for a period of up to three (3) days, after which the family member should obtain care from another physician. "Immediate Family" is defined as a person within one degree of kinship, or a relative living in the physician's household.

WEST VIRGINIA SCHOOL OF OSTEOPATHIC MEDICINE  
11<sup>th</sup> CONSECUTIVE YEAR OF BEING RANKED AS A TOP MEDICAL SCHOOL  
IN THE NATION BY US NEWS & WORLD REPORT



## WV Osteopathy Board Actions 2009 - 2010

Richard Burton Boone, DO:	Board did not renew license in 2008 due to pending complaint and investigation. License was reinstated 7/2009 with Consent Order. Lapsed time considered suspension of license.
Sheila Faye Hockman, DO:	Ordered to cease practice due to Wisconsin order. WV order STAYED until first 2010 Board meeting. Previous order was RESCINDED 2/2010.
David Lee Tolliver, DO:	Probationary license REINSTATED with no restrictions.
Jerome David Homish, DO:	License SUSPENDED until further order by the Board.
Brian Lee Seyler, DO:	License SUSPENDED until further order by the Board.
Nelson E. Velazquez, DO:	Suspension of license TERMINATED 11/12/09. All other terms of Consent Order remain in full force.
Paul Hollis Cochrane, DO:	Renewal of licensure DENIED.
Aginah M. DeBerry, DO:	Reinstatement of licensure DENIED.
Robert Rowan Summers, DO:	Application for licensure DENIED.

## Memorials 2009 - 2010

Joseph Nieto, DO  
4/19/2009

Thomas Wallace, DO  
12/4/2009

Paul Kleman, DO  
2/26/2010

## WV Board of Osteopathy

<b>President:</b>	<b>Ernest Miller, DO</b>
<b>Vice President:</b>	<b>Robert Whitley</b>
<b>Secretary:</b>	<b>Thomas Gilligan, DO</b>
<b>Physician Member:</b>	<b>Arthur Rubin, DO</b>
<b>Lay Member:</b>	<b>Elizabeth Blatt, PhD</b>

## 2010 State Holidays - Board Office Closed

May 11, 2010:	Election Day
May 31, 2010:	Memorial Day
June 21, 2010:	West Virginia Day
July 5, 2010:	Independence Day
Sept 6, 2010:	Labor Day
Oct 11, 2010:	Columbus Day
Nov 2, 2010:	Election Day
Nov 11, 2010:	Veterans' Day
Nov 25 & 26:	Thanksgiving
Dec 24, 2010:	Christmas Eve
Dec 31, 2010:	New Year's Eve

# IMPORTANT INFORMATION ON 2010 RENEWALS

## LICENSE RENEWALS

Those osteopathic physicians whose license expires on June 30, 2010, will receive their renewal applications the first week of May. **PLEASE COMPLETE IMMEDIATELY** to insure no lapse in licensure. The renewal fees have increased to \$400. Any renewal application postmarked after June 30, 2010, will be charged an additional \$100 fee. **REMEMBER**, it is the responsibility of each licensee to notify the Board of any address changes. Renewal applications will be mailed to the last known address provided by the licensee. If mail is returned, it could jeopardize your license.

## PLLC ANNUAL RENEWALS

If you, as a physician, are practicing as a PLLC, Professional Limited Liability Corporation, you are required to send the Board Office, on or before **July 1, 2010** the following:

- 1) PLLC Renewal Application
- 2) Documentation of at least \$1,000,000 of professional liability insurance
- 3) A copy of your annual report that was filed with the Secretary of State's Office
- 4) \$200 Renewal Fee

## OSTEOPATHIC CORPORATION RENEWALS

The renewals for Corporations are due every two years as per WV Code §30-14-9b. Renewal applications are due prior to July 1, 2010 with a renewal fee of \$400.