WEST VIRGINIA BOARD OF OSTEOPATHY

405 Capitol Street
Suite 402
Charleston, WV 25301
http://www.wvbdosteo.org
BOARD COMPOSITION

• 3 Licensed Osteopathic Physicians with at least five years of practice

• 2 Lay Members

• Appointed by the Governor with the Consent of the Senate
BOARD RESPONSIBILITIES

• Appropriately license Osteopathic Physicians and PA’s who work for Osteopathic Physicians

• Investigate and take disciplinary action against physicians or PA’s who violate our rules or laws

• Maintain a permanent record, current and historical, of all licensees and applicants
LICENSURE REQUIREMENTS

• Evidence of graduation from a medical school approved by the American Osteopathic Association

• Successful passage of the National Board of Osteopathic Medicine Examination (NBOME)
NEWLY REVISED LICENSURE REQUIREMENT

• Evidence of the completion of a minimum of 1 year clinical training under either of the following options:

• Post-Graduate, clinical training in a program approved by the American Osteopathic Association, which may also include a program approved under the Association’s Resolution 42 procedure;

OR

• Post-Graduate, clinical training in a program approved by the Accreditation Council for Graduate Medical Education and 40 hours of continuing medical education in Osteopathic Medicine with Osteopathic Manipulative Treatment in courses approved, and classified as Category 1A, by the American Osteopathic Association.
CURRENT LICENSURE STATISTICS

PHYSICIANS (TOTAL) 1,021
PHYSICIANS PRACTICING IN WV 774
PHYSICIAN ASSISTANTS 162
TOP 10 WAYS TO GRAB THE BOARD’S ATTENTION

• 10 Deny releasing patient records
• 9 Dismiss your patients without notice
• 8 Be rude to your patients
• 7 Advertise you are the World’s Best
• 6 Maintain poor patient records
• 5 Lie on your application
• 4 Don’t do your CME/End of Life Course
• 3 Have sexual contact with your patients
• 2 Provide narcotics to family, friends, neighbors
• 1 Become addicted to drugs or alcohol
WAYS TO AVOID THE TOP 10

OSTEOPATHIC OATH

I will be ever vigilant…
not engaging in those practices
which will in any way bring
shame or discredit upon myself
or my profession
KNOW YOUR RULES AND REGULATIONS

http://www.sos.wv.gov/administrative-law

Search for Title 24 Under Osteopathy
CONTROLLED SUBSTANCE VIOLATIONS

TITLE ‘24.18.2

… “Dishonorable, unethical or unprofessional conduct of a character likely to deceive, defraud or harm the public or any member thereof” includes, but is not limited to:

Prescribing or dispensing any “Controlled Substance” as defined in WV Code ’60A-1-101 to 60A-1-707:
With the intent or knowledge that a controlled substance will be used or is likely to be used other than medicinally or for an accepted therapeutic purpose;

With the intent to evade any law with respect to the sale, use or disposition of the controlled substance;

For the licensee’s personal use;

For the use of his or her immediate family for any period of treatment, or sequence of such periods, exceeding three days;

Without making an in-person examination of the patient at least once out of every six months for the duration of the treatment;
Without making and keeping documentation of the examination of the patient, diagnosis, basis for treatment, and treatment plan, in a manner consistent with;

In amounts that the licensee knows or has reason to know, under the attendant circumstances, that the amounts so prescribed or dispensed are excessive under accepted and prevailing medical practice standards; or

When the licensee knows, or has reason to know, that an abuse or improper diversion of the prescribed or dispensed substance is occurring or is likely to occur.
PRESCRIPTION PRACTICES

• Do **NOT** pre-sign blank prescription pads

• If you prescribe any meds to a family member, create a complete patient chart

• Don’t prescribe controlled substances to your immediate family or significant others

• Don’t take shortcuts when prescribing narcotic pain meds. Document your process!
Be Aware of Special Restrictions

**Phentermine, Other Stimulants –**
When used for appetite suppression, do not prescribe for more than two weeks out of any six-week period.

**ADD Stimulants –**
Concerta, Ritalin, etc.  Document the symptoms showing moderate to severe distractibility, hyperactivity, emotional lability, etc.
The program began receiving data late in 2002 from dispensing pharmacies within the state. The program has 3 basic goals:

1) To limit access only to those with legitimate medical need

2) To establish the ability to identify and track instances in which controls are compromised

3) To identify potential controlled substance abusers and steer them into treatment
WV BOARD OF PHARMACY

http://www.wvbop.com

Board has an application to request online database access to practitioners
PHYSICIANS HEALTH PROGRAM (PHP)

• Is a State-Wide, multifaceted rehabilitation and monitoring program for healthcare practitioners who find themselves dealing with substance abuse disorders or other types of mental illnesses

• The PHP receives reports of professional impairment, investigates, collects collateral information and refers appropriately

• Provides a supportive, structured, monitored environment of recovery to a total abstinence model
• Goals of PHP are two-fold:
  1) Helping practitioners improve their lives and careers
  2) Protecting the public from impaired practitioners

Board-Recognized PHP in West Virginia:

West Virginia Medical Professionals Health
P. Bradley Hall, MD
Medical Director
wvsam@west virginia.com
KEEP CURRENT WITH REQUIRED CME’s

Completion of 32 hours of AOA approved education refresher course training

16 Hours shall be Category I

Plan ahead – AOA reporting period is different from Licensing Board reporting period - Calendar year vs. Licensing Year which runs July 1 through June 30
DISCIPLINARY COMPLAINTS

• Disciplinary complaints may happen to anyone, regardless of the degree of professional care or the conscientiousness of the physician.

• It is possible to prevent some of the common causes for complaints.

• If a complaint is filed, understanding the procedure may help you deal with that process.
FLOWCHART OF COMPLAINT PROCEDURE

Complaint Filed with Board

Licensee notified of complaint. Receives copy of complaint and a request for a response

Board staff/Counsel/Complaint Committee investigate to determine merits of complaint and report to the Board

Probable cause not identified. Complaint dismissed by Board. Closed

Probable cause identified by Board
PROBABLE CAUSE IDENTIFIED

Board votes to proceed against Licensee

- Consent Agreement Offered
  - Accepted by D.O. and Board Agreement is public and reported to Data Bank
  - Rejected
    - Hearing transcript and recommendations reviewed by Board

Hearing scheduled then held with Hearing Examiner

Final order issued. Could include probationary license, suspension, revocation. Orders are Public and reported to Data Bank
RENEWAL APPLICATIONS
(ANSWER TRUTHFULLY!)

Since the submission of your last application for license or renewal of license, have you, in any jurisdiction for any reason:

1) Been charged with, convicted of, or pled nolo contendere to any felony or misdemeanor (other than a traffic ticket alleging a speed violation or failure to obey a traffic control device)?
1) Been charged with, cited for, convicted of, or determined to have violated the Controlled Substance Act or any other state, federal or local law pertaining to the manufacture, distribution, prescribing, or dispensing of controlled substances, in any court, forum or administrative proceeding?
1) Had limitations, restrictions or conditions placed upon your license to practice or professional privileges, or been charged or named in, any kind of disciplinary or administrative action relating to a professional license, privileges or right to perform, or receive benefits for, your professional license, privileges or right to perform, or receive benefits for, your professional services including, but not limited to, any hospital, any licensing Board, Medicare, Medicaid, or Workers Compensation?
KEEP CONTACT INFORMATION CURRENT

NEW ADDRESS
The WV Board of Osteopathy website contains a list of all Osteopathic physicians and physician assistants who are currently licensed as of the date listed on the website.

www.wvbdosteo.org

Written verifications may be requested at a cost of $25 per request.
FEE LIST

- Licensure Application $200.00
- Biennial Renewal Application $200.00
- Late Renewal $50.00
- Duplicate Licenses $10.00
- Wall Certificate $20.00
- Educational Training Permit $50.00
- State Board Scores $10.00
- Corporation Application $500.00
- Corporation Renewal $250.00
- PLLC Application or Renewal $100.00
- Written Licensure Verification $25.00