

Quarterly Management Report

The Florida Department of Health

THIRD QUARTER | Fiscal Year 2009-2010

FEDERATION OF STATE MEDICAL BOARDS RELEASES ITS ANNUAL SUMMARY OF BOARDS ACTIONS

The Federation of State Medical Boards released its Annual Summary of Board Actions, a compilation of disciplinary actions taken by its member boards. The Federation is a national non-profit organization representing 70 medical boards within the United States and its territories. It assists state medical boards in protecting the public's health, safety and welfare through promotion of high standards for physician licensure and regulation.

The report also includes physician populations, standard of proof required for taking disciplinary actions, and a Composite Action Index (CAI) for each member board. This index is a weighted average of actions taken by medical boards. All actions affecting a physician's license are considered, however, more serious discipline such as a revocation or suspension, are weighted more heavily. The report provides a barometer of disciplinary activity to help states track disciplinary trends within their state over time. FSMB states it is not intended that this report be used to rank states against each other because states operate with different financial resources, levels of autonomy, legal constraints, and staffing levels.

The Composite Action Index for Florida improved from 4.90 in 2008 to 5.40 in 2009. The Department of Health improved this index by

filling 4 vacancies in their prosecution unit with experienced litigation attorneys; establishing a triage team to handle priority one cases; hiring a section manager and developing team leaders who are responsible for the performance of individual attorneys and serve as legal experts to assist with processing cases. Further the unit removed all but medical cases from the medical section team and established a more robust quality review of all settlement agreements to insure consistency with board guidelines and board past actions and improve rate of board adoption of proposed settlements. These and other improvements are resulting in more efficient and timely processing of disciplinary cases presented to the Board.

Board Chairman Onelia Lage, M.D., stated "The Board of Medicine is pleased with the efforts made by our prosecution team to bolster staffing and quality review and believe that these efforts will result in sustained improvement in the numbers of cases brought to the board."

To view this report, go to the Federation website: www.fsmb.org

Board & Council Appointments January 1, 2010 - March 31, 2010

NAME	BOARD OR COUNCIL	NAME	BOARD OR COUNCIL
Melody Clancy	Acupuncture	Douglas Moore	Hearing Aid Specialists
Barbara Rezmer	Acupuncture	Robert Pickard	Hearing Aid Specialists
Mary Teisinger-Nicholson	Acupuncture	Leann Polhill	Hearing Aid Specialists
Min Tian	Acupuncture	Thomas Hollern	Hearing Aid Specialists
Linda Reynolds	Chiropractic Medicine	Amy Hagen	Massage Therapy
Ronald Wellikoff	Chiropractic Medicine	Lydia Nixon	Massage Therapy
Sandra Barlow	491	Lisa Oliver	Massage Therapy
William Day	491	Fred Bearison	Medicine
Susan Gillespy	491	Frank H. Farmer, Jr.	Medicine
Sharon Otis	491	Brigitte Goersch	Medicine
Sue White	491	Cathy Gordon	Nursing
Debra Edinger	Dentistry	Maria Kolb	Nursing
William Kochenour	Dentistry	Sandra Walker	Nursing
Carol Stevens	Dentistry	Marcella Lynch	Nursing Home Admin.
Randy Ellsworth	Hearing Aid Specialists	Anthony Hicks	Occupational Therapy

Florida Doh Joint Investigation Leads To Multiple Arrests In Miami-Dade County

The Florida Department of Health (DOH) South Florida Unlicensed Activity Unit (ULA) announced today that it has assisted the Miami Dade Police Department's Strategic & Specialized Investigations Bureau – Organized Crime Section (SSIB-OCS), with the March 2, 2010 arrests of eleven suspects in connection with racketeering, money laundering, prostitution and the unlicensed practice of massage therapy.

The year-long SSIB-OCS investigation focused on six unlicensed massage establishments owned by one of the arrestees, Michael Angelini. The police became aware while the businesses advertised massage services, for an additional fee, customers could also obtain sexual services at the locations.

On March 2, 2010 a massive simultaneous undercover operation was conducted at each of the unlicensed establishments. The establishments were located throughout Miami-Dade County. The locations were known by the following names; "Body Spa One" 108 South Miami Avenue, "Miami Lakes Spa" 4715 N.W. 157th Street, "Airport Spa" 1212 N.W. 72nd Avenue, "Nature's Own" 7309 West Flagler, "Miller Tropical Spa" 5600 S.W. 135th Avenue, and "Body Fragrance Spa" 13550 S.W. 88th Street. During the operation, undercover detectives entered each establishment seeking a massage. After paying for a massage, each detective was offered a sex act in exchange for an additional payment. Along with Angelini, the individuals

charged in connection with unlicensed massage (in addition to racketeering and/or prostitution) were identified as Derek Greenberg, Sabrina Maya, Michelle Bonilla. The remaining eight suspects are facing charges that relate to racketeering, money laundering and prostitution. None of the subjects have ever been licensed to perform massage therapy in Florida.

DOH has several resources to combat unlicensed activity:

Consumers are encouraged to use DOH's Web site www.flhealthsource.com where they can conveniently view the license information of their health care practitioner.

Complaints may be filed anonymously by completing and mailing the complaint form on the DOH Web site or calling 1-877-HALT-ULA or 1-877-425-8852 (Option #3).

The Florida Department of Health's (DOH) unlicensed activity program protects Florida residents and visitors from the potentially serious and dangerous consequences of receiving medical and health care services from an unlicensed person. The Division of Medical Quality Assurance (MQA) investigates and refers for prosecution all unlicensed health care activity complaints and allegations. The unlicensed activity unit works in conjunction with law enforcement and the state attorney's offices to prosecute individuals practicing without a license. In many instances, unlicensed activity is a

felony level criminal offense. More importantly, receiving health care from unlicensed people is dangerous and could result in further injury, disease or even death.

The mission of DOH and MQA is to promote, protect and improve the health of all people in Florida. Working in conjunction with 22 boards and six councils, MQA regulates seven types of facilities and 200-plus license types in more than 40 healthcare professions. MQA evaluates the credentials of all applicants for licensure, issues licenses, analyzes and investigates complaints, inspects facilities, assists in prosecuting practice act violations, combats unlicensed activity and provides credential and discipline history about licensees to the public. Visit <http://www.flhealthsource.com> for additional information about MQA.

THIRD QUARTER

ULA Statistics

COMPLAINTS RECEIVED	218
REFERRED FOR INVESTIGATION	164
INVESTIGATIONS COMPLETED	188
CEASE AND DESISTS ISSUED	54
REFERRALS TO LAW ENFORCEMENT	77
ARRESTS	29

ULA Finances

July 1, 2009 - March 31, 2010

BEGINNING CASH BALANCE	\$ 6,356,261
REVENUES	\$ 1,777,709
EXPENDITURES	\$ 903,344
ENDING CASH BALANCE	\$ 7,230,626

Board & Council Appointments

January 1, 2010 - March 31, 2010

NAME	BOARD OR COUNCIL	NAME	BOARD OR COUNCIL
Antonio Feroce	Opticianry	Scott Koppel	Podiatric Medicine
Dan Hess	Opticianry	Robert Morris	Podiatric Medicine
Tamara Maule	Optometry	William DeJesus	Respiratory Care
Anna Hayden	Osteopathic Medicine	Delbert Field	Respiratory Care
Alberto Garcia	Pharmacy		
Robert Wilson	Pharmacy		
Karen Baker	Physical Therapy		
Clint Lohr	Physical Therapy		
Gina Petraglia	Physical Therapy		
Chester Evans	Podiatric Medicine		

Practitioner Regulation Quarterly Summary

January 1, 2010 - March 31, 2010

BOARD	COMPLAINTS RECEIVED	LEGALLY SUFFICIENT	INVESTIGATIONS COMPLETED	CITATIONS ISSUED	DISMISSED BY PANEL	PC FOUND	PC FOUND DISMISSED	FINAL ORDERS	ULA COMPLAINTS	CONSUMER SERVICES	INVESTIGATIVE SERVICES	PROSECUTION SERVICES	TOTAL SERVICES
ACUPUNCTURE	1	2	3	0	0	0	0	2	2	3	7	15	25
ANESTHESIOLOGY ASSISTANTS	1	1	0	0	0	0	0	0	0	0	0	0	0
ATHLETIC TRAINERS	1	0	3	0	0	0	0	0	0	1	0	8	9
CERTIFIED NURSING ASST	451	189	169	1	147	73	12	190	1	175	85	325	585
CERTIFIED SOCIAL WORKERS	0	0	0	0	0	0	0	0	0	0	0	0	0
CHIROPRACTIC MEDICINE	105	55	28	4	15	16	0	12	11	63	49	141	253
CLINICAL LAB PERSONNEL	17	12	7	0	2	2	0	0	2	13	5	22	40
CLINICAL SOCIAL WORKERS	30	5	2	0	1	1	0	0	4	3	8	19	30
DENTAL HYGIENISTS	4	2	3	0	1	0	0	1	0	3	2	9	14
DENTAL LABORATORIES	5	2	1	2	8	1	0	1	0	3	3	1	7
DENTISTRY	310	103	97	2	36	15	0	23	17	128	109	303	540
DIETETICS AND NUTRITION	26	18	0	0	0	0	0	0	2	24	4	1	29
DRUGS, DEVICES & COSMETICS	89	57	74	0	29	0	0	3	0	14	73	188	275
ELECTROLYSIS	18	13	15	2	11	19	0	7	1	9	7	78	94
ELECTROLYSIS FACILITIES	3	0	0	0	0	0	0	0	2	2	4	4	10
EMERGENCY MEDICAL TECH	85	53	12	0	1	2	1	0	0	61	5	99	165
HEARING AID SPECIALISTS	35	15	8	0	6	0	0	0	5	33	9	17	59
MARRIAGE & FAMILY THERAPISTS	9	3	2	0	1	3	0	0	2	2	7	5	14
MASSAGE ESTABLISHMENTS	68	47	16	2	13	22	1	5	61	20	88	78	186
MASSAGE THERAPY	188	150	42	3	14	27	0	19	52	135	107	171	413
MEDICAL PHYSICISTS	1	0	6	14	12	0	0	0	0	1	0	1	2
MEDICINE	2,111	373	290	34	401	61	12	44	16	935	343	1,263	2,541
MENTAL HEALTH COUNSELORS	28	11	7	0	3	2	0	7	6	16	12	39	67
MIDWIFERY	5	3	3	0	0	3	0	0	0	2	2	12	16

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Practitioner Regulation Quarterly Summary (cont'd)

BOARD	COMPLAINTS RECEIVED	LEGALLY SUFFICIENT	INVESTIGATIONS COMPLETED	CITATIONS ISSUED	DISMISSED BY PANEL	PC FOUND	PC FOUND DISMISSED	FINAL ORDERS	ULA COMPLAINTS	CONSUMER SERVICES	INVESTIGATIVE SERVICES	PROSECUTION SERVICES	TOTAL SERVICES
NATUROPATHIC MEDICINE	0	0	0	0	0	0	0	0	0	0	0	0	0
NURSING - ARNP	67	20	18	0	33	6	0	9	0	28	10	47	85
NURSING - LPN	347	216	107	50	96	73	5	114	1	165	82	265	512
NURSING - RN	762	506	200	59	161	161	5	167	3	475	124	509	1,108
NURSING HOME ADMINISTRATORS	49	3	3	0	4	5	0	5	1	35	3	9	47
OCCUPATIONAL THERAPY	14	12	7	0	0	2	0	4	1	17	6	17	40
OPTICAL ESTABLISHMENTS	1	1	1	0	0	0	0	0	3	1	3	1	5
OPTICIANRY	11	6	2	0	2	3	1	0	1	3	7	5	15
OPTOMETRY	20	13	2	3	3	4	2	2	0	5	6	20	31
OPTOMETRY BRANCH OFFICES	1	0	0	0	0	0	0	0	0	1	0	0	1
ORTHOTISTS & PROSTHETISTS	4	1	1	0	7	8	0	4	0	2	2	17	21
OSTEOPATHIC MEDICINE	163	25	31	1	53	27	2	9	1	95	26	193	314
PAIN MANAGEMENT CLINICS	9	5	0	0	0	0	0	0	1	2	8	0	10
PARAMEDICS	58	44	24	0	2	5	4	0	0	43	14	208	265
PHARMACIES	100	38	45	0	45	9	0	8	2	22	53	170	245
PHARMACISTS	198	141	57	15	52	16	0	29	1	93	71	215	379
PHYSICAL THERAPY	32	6	9	0	3	3	0	7	3	17	11	45	73
PHYSICIAN ASSISTANTS	228	179	17	8	12	6	0	4	1	99	10	54	163
PODIATRIC MEDICINE	28	7	8	0	11	2	3	1	0	9	3	32	44
PSYCHOLOGY	30	7	9	0	3	5	1	1	0	18	10	43	71
RADIOLOGIC TECHNOLOGY	27	14	20	0	0	0	0	4	0	20	4	50	74
RESPIRATORY CARE	177	140	14	21	1	4	1	8	1	100	11	33	144
SCHOOL PSYCHOLOGY	1	0	0	0	0	0	0	0	0	0	0	2	2
SPEECH-LANGUAGE PATH/AUDIO	17	13	4	0	0	1	0	0	1	7	10	11	28
TOTAL FOR ALL BOARDS	5,935	2,511	1,367	221	1,189	587	50	690	205	2,903	1,403	4,745	9,051