## 2010 - 2011 ANNUAL REPORT

# **Medical Board of California**

2005 Evergreen Street, Suite 1200, Sacramento, CA 95815 • (916) 263-2389 • www.mbc.ca.gov

## **Executive Summary**

The Medical Board is a special-fund entity, which means it operates solely on revenues received from its licensing and enforcement authority. During the 2010-2011 fiscal year, the Board faced restrictions from a general hiring-freeze mandate. With vacancies increasing, due in part to the large number of employees opting to retire, staying current with all Board responsibilities was a challenge - but a challenge we ambitiously met.

One important and ever-present challenge the Board faces is maintaining the lowest applicant processing times possible, with a goal to be less than half the regulatory maximum. A valuable service the Board provides to teaching hospitals and physician recruiters, through its educational outreach program, has proven to be a great success. This program responds to requests from hospitals throughout the state to assist residents, fellows, and incoming physicians with the Board's licensing process. This fiscal year the Board

visited 40 teaching hospitals and spoke with more than 2,000 potential applicants. The licensing process can be daunting and the Board views this program as mission critical knowing that assistance is helpful and encouraging to applicants.

Physician well-being and access to care continue to be an important focus of this Board - enough so to form committees of the same names. Each quarterly issue of the Board's MBC Newsletter includes an informational and educational piece on physician wellness and shares warning signs and suggestions to overcome the many obstacles that can arise from the stressful life of a medical doctor. The Access to Care Committee's focus is on collaborative practice models in medicine to address some of the health care shortage issues, and the Board views access to quality health care as a high priority to reinforce and promote with collaborators across the state and the nation.

### **Current Physician and Surgeon Licenses by County**

Data reflects 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 - 2,291, Out of State - 3,981, Total - 6,272.

Alameda	4,531	Inyo	43	Monterey	870	San Luis Obispo	777	Trinity	7
Alpine	2	Kern	1,108	Napa	476	San Mateo	2,690	Tulare	486
Amador	65	Kings	136	Nevada	298	Santa Barbara	1,196	Tuolumne	123
Butte	471	Lake	77	Orange	9,240	Santa Clara	7,140	Ventura	1,687
Calaveras	55	Lassen	36	Placer	1,015	Santa Cruz	691	Yolo	502
Colusa	10	Los Angeles	27,704	Plumas	30	Shasta	428	Yuba	41
Contra Costa	3,004	Madera	201	Riverside	2,777	Sierra	0	California	
Del Norte	42	Marin	1,449	Sacramento	4,380	Siskiyou	81	total	100,544
El Dorado	289	Mariposa	10	San Benito	41	Solano	895	Out-of-State	
Fresno	1,830	Mendocino	203	San Bernardino	3,665	Sonoma	1,334	total	23,854
Glenn	10	Merced	231	San Diego	9,559	Stanislaus	934	Current	
Humboldt	290	Modoc	4	San Francisco	5,935	Sutter	187	licenses	
Imperial	134	Mono	30	San Joaquin	1,045	Tehama	49	total	124,398

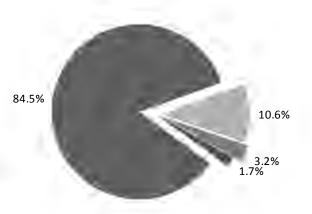
#### The mission of the Medical Board of California

The mission of the Medical Board of California is to protect health care consumers through 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.

### Medical Board of California 2010–2011 Fiscal Year

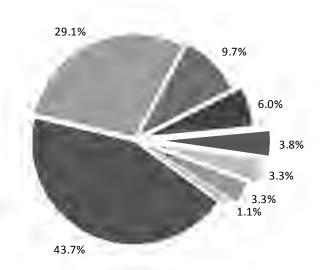
#### **Revenues & Reimbursements**

Total Receipts	\$51,540,000	
Other Regulatory Fees, Delinquency/ Penalty/Reinstatement Fees, Interest on Fund, Miscellaneous	860,000	1.7%
Reimbursements	1,628,000	3.2%
Application & Initial License Fees	5,481,000	10.6%
Physician & Surgeon Renewals	\$43,571,000	84.5%



#### **Budget Distribution**

Enforcement Operations	\$22,660,000	43.7%
Legal & Hearing Services	15,060,000	29.1%
Licensing	5,045,000	9.7%
Information Systems	3,118,000	6.0%
Executive	1,944,000	3.8%
Probation Monitoring	1,735,000	3.3%
Administrative Services	1,688,000	3.3%
Operation Safe Medicine	577,000	1.1%
Total	\$51,827,000	



## **Licensing Program**

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 professionals. The Licensing Program also issues fictitious name permits, and licenses non-nurse midwives, research psychoanalysts, spectacle and contact lens dispensers, and registered dispensing optician businesses. It also approves accreditation agencies that accredit outpatient surgical centers in which general anesthesia is being used.

During the last fiscal year, the Licensing Program received 6,047 new physicians' and surgeons' applications and issued 5,272 licenses. The Licensing Program also conducted one international medical school site visit for a school applying for recognition and recognized two English language international medical school programs. In addition, all physicians' and surgeons' applications were reviewed well below the 60 working days regulatory time frame. These accomplishments were achieved despite multiple staff vacancies. Staff continues to identify opportunities to streamline and improve the application process, and improve the Program's outreach efforts.

ii 2010-2011 ANNUAL REPORT Medical Board of California

### **Licensing Program Activity**

	FY 09-10	FY 10-11
Physician Applications Received	5,964	6,047
Physician Licenses Issued		
FLEX/USMLE <sup>1</sup>	4,357	4,419
NBME <sup>1</sup>	266	302
Reciprocity with other states	487	551
Total new licenses issued	5,110	5,272
Renewal licenses issued – with fee	56,066	57,663
Renewal licenses issued – fee exempt <sup>2</sup>	4,748	4,993
Total licenses renewed	60,814	62,656
Physician Licenses in Effect <sup>3</sup>		
California address	98,816	100,544
Out-of-state address	23,635	23,854
Total	122,451	124,398
Fictitious Name Permits		
Issued	1,118	1,288 <sup>4</sup>
Renewed	4,968	4,943
Total number of permits in effect	12,549	13,094

	FY 09-10	FY 10-11
Special Faculty Permits		
Permits issued	2	0
Permits renewed	5	11
Total active permits	14	14
Licensing Enforcement Activity		
Licenses Issued with Public Letter of		
Reprimand	7	13
Probationary license granted	19	23
License denied (no hearing requested)	3	3
Statement of Issues to deny license filed	2	6
Statement of Issues granted (license denied)	3	1
Statement of Issues denied (license granted)	3	0
Statement of Issues withdrawn	1	1

- FLEX: Federation Licensing Examination
   USMLE: United States Medical Licensing Examination
   NBME: National Board Medical Examination
- Includes physicians with disabled, retired, military, or voluntary service license status
- Reporting for FY 10/11 excludes physicians with inactive, retired, or disabled license status
- <sup>4</sup> Includes 22 FNPs issued on behalf of the Board of Podiatric Medicine

### **Verification & Reporting Activity Summary**

Application Status Verifications	FY 09-10	FY 10-11
WAAS application look-up <sup>1</sup>	39,405	98,996
License Status Verifications		
Telephone verifications	15,371	29,081
Non-verification telephone calls	70,334	51,434 <sup>2</sup>
Authorized LVS <sup>3</sup> Internet users	575	490
Online LVS³ access verifications	2,331,033	2,631,385
Web license look-up	7,702,498	6,458,770
Certification Letters and Letters of Good Standing	11,791	11,706
Reporting Activities		
B&P Code §805 reports of health facility discipline received	995	94 <sup>6</sup>
Disciplinary reports mailed to health facilities upon written request pursuant to B&P Code §805.5	532	319
Adverse Actions reported to the NPDB <sup>4</sup>	547 <sup>7</sup>	486 <sup>8</sup>

# Allied Health Care Professions Licenses/Registrations

	Issued	Current
Licensed Midwife	40	252
Dispensing Optician	69	1,161
Contact Lens Dispenser	73	902
Non-Resident Contact Lens Seller	0	11
Spectacle Lens Dispenser	196	2,182
Research Psychoanalyst	8	92
Accreditation Agencies for Outpatient Settings	0	4
Podiatrist	58	2,086 <sup>9</sup>

- <sup>1</sup> WAAS: Web Applicant Access System reporting started 1/28/10
- Does not include the 19,355 listed under Consumer Inquiries on page vi
- <sup>3</sup> LVS: Licensing Verification System
- <sup>4</sup> NPDB: National Practitioner Data Bank
- <sup>5</sup> Includes 99 MDs and 0 Podiatrists
- <sup>6</sup> Includes 93 MDs and 1 Podiatrist
- Includes 473 MDs, 9 Podiatrists, 26 Physician Assistants, 21 Registered Dispensing Optician Program Registrants, 7 Licensed Midwives and 11 Denials by Licensing Program
- Includes 417 MDs, 19 Podiatrists, 31 Physician Assistants, 4 Registered Dispensing Optician Program Registrants, 1 Licensed Midwife and 14 Denials by Licensing Program

9 Includes fee-exempt licenses

Medical Board of California 2010-2011 ANNUAL REPORT iji

## 2010 Licensed Midwife Annual Report Summary<sup>1</sup>

-	_	
	2009	2010
Clients served as primary caregiver at the onset of care	3,023	3,115
Clients served with collaborative care available through or given by a licensed physician and surgeon	1,461	1,802
Clients served under the supervision of a licensed physician and surgeon	285	203
Planned out-of-hospital births at the onset of labor	1,974	2,245
Planned out-of-hospital births completed in an out-of-hospital setting:	1,621	1,840
Twin Births	8	5
Multiple Births (other than Twin Births)	2	0
Breech Births	11	13
VBAC (vaginal births after the performance of a Cesarean section)	90	109
Complications - Resulting in the mortality of the mother prior to transfer	0	0
Complications - Resulting in the mortality of the mother after transfer	1	0
Complications - Resulting in the mortality of the infant prior to transfer	2	0
Complications - Resulting in the mortality of the infant after transfer	2	2
Antepartum - Primary care transferred to another health care practitioner (elective)	209	240
Antepartum - Urgent or emergency transport of expectant mother	56	49
Intrapartum - Elective hospital transfer	282	333
Intrapartum - Urgent or emergency transfer of an infant or mother	42	53
Postpartum - Elective hospital transfer of mother	32	28
Postpartum - Elective hospital transfer of Infant	27	22
Postpartum - Urgent or emergency transfer of a mother	27	21
Postpartum - Urgent or emergency transfer of an infant	24	37

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.

Faced with a substantial increase in

complaints received in the future.

During the fiscal year, the Enforcement Program focused on identifying areas of concern and best practices to improve case timelines and was successful in the implementation of several process improvements, including: updating manuals; reviewing policies and recommending changes to the Board; and, reconciling data and statistics on a monthly basis to track timelines and trends.

Although the Enforcement Program was again faced with operational challenges including staffing shortages, the average Complaint Unit time frame was reduced despite receiving 583 more complaints than last year. The Notice to Consumer Regulation, requiring physicians in California to inform their patients that they are licensed by the Medical Board of California and provide the Board's contact information, was a large factor in the nearly 10 percent increase in complaints and is anticipated to continue to increase the amount of

consumer complaints, the reduction of the investigative time frame remained a high priority throughout the year. The Enforcement Program was successfully able to reduce the overall time frame to complete an investigation by 5 percent. This decrease is, in part, due to the extensive training

provided to Enforcement Program investigators including training for time management, multi-tasking skills, and utilizing technological tools to improve individual tracking methods.

SB700 (Negrete McLeod, Chapter 505, Statutes of 2010), became effective this year, requiring the Board to create a new reporting form pursuant to 805.01 of the California Business and Professions Code and to post an 805 (Peer Review Process) Fact sheet on the Board's website. The law requires hospitals to inform the Board of a formal investigation within 15 days and

allows the Board access to relevant documents upon the notification versus having to wait until the hospital disciplinary hearing has been held. SB700 will enable the Enforcement Program to process 805 cases in a more expedited manner resulting in better consumer protection.

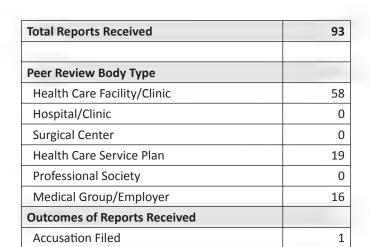
The Board's Operation Safe Medicine (OSM) was responsible for seizing more than \$100,000 of contraband contact lenses and arresting several unlicensed individuals who were illegally selling them. OSM was largely responsible for the 41 cases referred to the District Attorney or City Attorney resulting in an impressive 23 criminal complaints being filed. The volume and seriousness of the cases investigated and submitted for prosecution continues to underscore the importance of having a unit dedicated solely to the issue of unlicensed practice and demonstrates the Enforcement Program's goal of protecting the consumers of California.

iv 2010-2011 ANNUAL REPORT Medical Board of California

## **Malpractice Settlement Reports**

## Received per Business and Professions Code section 801.01 by Specialty Practice

Specialty/Subanacialty	No. of	No. of
Specialty/Subspecialty	Reports <sup>1</sup>	Physicians <sup>2</sup>
Allergy and Immunology	2	5 003
Anesthesiology	34	5,093
Cardiology	19	3,064
Colon and Rectal Surgery	4	161
Critical Care	1	1,123
Dermatology	4	1,908
Emergency Medicine	13	3,753
Gastroenterology	11	1,541
General/Family Practice	51	8,376
General Surgery	39	4,311
Geriatric Medicine	1	741
Gynecology	16	5,337
Infectious Disease	1	777
Internal Medicine	53	24,684
Neonatal/Perinatal Medicine	7	599
Neurological Surgery	11	550
Neurology	7	1,882
Obstetrics	28	5,337
Oncology	3	1,589
Ophthalmology	9	2,699
Orthopedic Surgery	32	3,200
Otolaryngology	8	1,472
Pain Medicine	2	530
Pathology	7	3,501
Pediatrics	9	9,818
Physical Medicine & Rehabilitation	2	923
Plastic Surgery	31	927
Psychiatry	6	6,450
Pulmonology	4	1,402
Radiation Oncology	1	537
Radiology	29	5,322
Rheumatology	1	626
Sleep Medicine	1	196
Thoracic Surgery	1	670
Urology	13	1,260
Vascular Surgery	6	253



**Pending Disposition** 

**Cases Closed** 

2010-2011 ANNUAL REPORT



# Reports per Business and Professions Code section 805

61

31

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

<sup>&</sup>lt;sup>2</sup> California physicians certified in specialty according to the American Board of Medical Specialties 2010 Certificate Statistics report

# **Enforcement Program Action Summary Physicians & Surgeons**

	FY 09-10	FY 10-11
Complaints/Investigations <sup>1</sup>		
Complaints received	6,539	7,122
Complaints closed by		
Complaint Unit	5,251	5,670
Investigations		
Cases opened	1,312	1,338
Cases closed	1,290	1,411
Cases referred to the		
Attorney General (AG)	569	594
Cases referred for		
criminal action	35	41
Number of probation		
violation reports		
referred to the AG	32	35
Consumer Inquiries		
Consumer inquiries	20,447	19,355
Jurisdictional inquiries	11,246	10,645

#### **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 09-10		FY 10-11	
Complaint Unit processing	76	63	74	77
Investigation	328	292	312	283
AG Processing to preparation of an accusation	106	66	107	72
Other stages of the legal process (e.g., after charges filed)	368	312	417	324

#### **Enforcement Field Operations Caseload<sup>2</sup>**

FY 10-11 <sup>6</sup>	Statewide	Per Investigator
Active investigations	1,205	16
AG assigned cases <sup>3</sup>	660	9
Probation Unit Caseload <sup>4</sup>	Statewide	Per Inspector
Monitoring Cases⁵	402	25

- Some cases closed were opened in a prior fiscal year
   Includes physicians and surgeons, licensed midwives, research psychoanalysts, dispensing opticians, podiatrists, physician assistants, psychologists, and osteopathic physicians and
- 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.
- Includes physicians and surgeons, licensed midwives, research psychoanalysts, and dispensing opticians
- 5 103 additional monitoring cases were inactive because the probationer was out of state as of June 30, 2011
- 6 Average is determined by using the total number of authorized positions, including vacant positions.

### **Complaints Received by Type & Source**

	Fraud	Health & Safety <sup>1</sup>	Non-Jurisdictional <sup>2</sup>	Gross Negligence/ Incompetence <sup>3</sup>	Other Category	Personal Conduct <sup>4</sup>	Unprofessional Conduct <sup>5</sup>	Unlicensed/ Unregistered	Total
Public	42	68	1,047	2,427	0	55	1,041	138	4,818
B&P Code <sup>6</sup>	0	1	0	787	0	86	25	0	899
Licensee/ Prof. Group <sup>7</sup>	11	13	20	50	0	42	137	32	305
Government Agency <sup>8</sup>	8	20	7	84	64	247	401	96	927
Misc./ Anonymous	20	15	11	29	0	13	45	40	173
Totals	81	117	1,085	3,377	64	443	1,649	306	7,122

- Health and Safety complaints, e.g., excessive prescribing, sale of dangerous drugs, etc.
- 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.
- <sup>3</sup> Gross Negligence/Incompetence complaints are related to the quality of care provided by licensees
- 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.
- 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
- Licensee/Professional Group includes the following complaint sources: other Licensee, Society/Trade Organization, and Industry
- <sup>8</sup> 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 09-10	FY 10-11
Medical Malpractice		
Insurers: B&P Code §801.01	556	482
Attorneys or Self-Reported or Employers: B&P Code §801.01	253	224
Courts: B&P Code §803	8	4
Total Malpractice Reports	817	710
Coroners' Reports: B&P Code §802.5	18	15
Criminal Charges & Convictions: B&P Code §§802.1 & 803.5	122	74
Health Facility Discipline Reports Medical Cause or Reason: B&P Code §805	99	93
Outpatient Surgery Settings Reports Patient Death: B&P Code §2240(a)	6	5

Vi 2010-2011 ANNUAL REPORT Medical Board of California

## **Enforcement Program Action Summary**

	FY	FY
	09-10	10-11
Administrative Actions		
Accusation	276	265
Petition to Revoke Probation	24	35
Amended Accusation/Petition to Revoke Probation	62	78
Number of completed investigations referred to the AG awaiting the filing of an Accusation as of June 30, 2011	156	173
Number of cases over 6 months old that resulted in the filing of an Accusation	224	213
Administrative Outcomes		
Revocation	34	38
Surrender (in lieu of Accusation or with Accusation pending)	71	46
Suspension Only	0	0
Probation with Suspension	13	15
Probation	93	82
Probationary License Issued	19	23
Public Reprimand	116	108
Other Actions (e.g., exam required, educational course, etc.)	3	5
Accusation Withdrawn <sup>1</sup>	11	14
Accusation Dismissed	8	7
Dispositions of Probation Filings		
Probation Revoked or License Surrendered	14	11
Additional Suspension and Probation	2	1
Additional Suspension or Probation	9	3
Public Reprimand	0	1
Other	1	1
Petition Withdrawn/Dismissed	1	1
Referral and Compliance Actions		
Citation and Administrative Fines Issued	111	65

in Addidii danimai y		
	FY	FY
	09-10	10-11
Petition Activity		
Petition for Reinstatement of License Filed	16	20
Petition for Reinstatement of Licensed Granted	5	5
Petition for Reinstatement of License Denied	6	7
Petition for Penalty Relief <sup>2</sup> Granted	26	26
Petition for Penalty Relief <sup>2</sup> Denied	9	8
Petition to Compel Exam Filed	20	19
Petition to Compel Exam Granted	20	11
Petition to Compel Exam Denied	0	0
License Restrictions/Suspensions Imposed While Administrative Action Pending		
Interim Suspension Orders	19	21 <sup>3</sup>
Temporary Restraining Orders	0	1
Other Suspension Orders	31	384
License Restrictions/Suspensions/Temporary Restrait Orders Sought and Granted by Case Type	ning	
Note: Some orders granted were sought in prior fiscal year.	Sought	Granted
Gross Negligence/Incompetence	12	13
Inappropriate Prescribing	6	6
Unlicensed Activity	1	2
Sexual Misconduct	6	7
Mental/Physical Illness	3	11
Self-Abuse of Drugs or Alcohol	6	6
Fraud	4	4
Criminal Charges/Conviction of a Crime	2	7
Unprofessional Conduct	5	4
Total	45	60

Administrative Outcomes by Case Type<sup>5</sup>

	Revocation	Surrender	Suspension Only	Probation with Suspension	Probation	Probationary License Issued	Public Reprimand	Other Action	Total Actions
Gross Negligence/Incompetence	4	13	0	1	35	0	70	2	125
Inappropriate Prescribing	6	5	0	4	8	0	7	0	30
Unlicensed Activity	0	0	0	0	1	0	1	0	2
Sexual Misconduct	7	6	0	2	3	0	2	0	20
Mental/Physical Illness	6	2	0	0	1	0	1	0	10
Self-Abuse of Drugs/Alcohol	0	4	0	2	12	0	1	0	19
Fraud	0	1	0	0	0	0	11	0	12
Conviction of a Crime	10	8	0	6	9	0	2	0	35
Unprofessional Conduct	5	7	0	0	9	23	13	1	58
Miscellaneous Violations	0	0	0	0	4	0	0	2	6
Totals by Discipline Type	38	46	0	15	82	23	108	5	317

- 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.
- Penalty Relief includes Petitions for Modification of Penalty and Petitions for Termination of Probation
- Pursuant to B&P Code §2220.05(c), ISOs and TROs were granted in the following priority categories: 2-gross negligence/incompetence resulting in death or serious bodily injury, 0-drug or alcohol abuse involving death or serious bodily injury, 2-excessive prescribing, 2-sexual misconduct with a patient, and 0-practicing under the influence of drugs/alcohol
- Includes 4—Automatic Suspension Orders per B&P Code §2236, 10-license restrictions per Penal Code §23, 20-out-of-state suspension orders per B&P Code §2310, 1–stipulated agreement to suspend or restrict the practice of medicine, and 3–suspension orders issued by the Chief of Enforcement for violation of probation condition
- Pursuant to B&P Code §2220.05(c), disciplinary actions were taken in the following priority categories: 38-gross negligence/incompetence resulting in death or serious bodily injury, 0-practicing under the influence resulting in death or serious bodily injury, 13-excessive prescribing, 16-sexual misconduct with a patient, and 1-practicing under the influence of drugs/alcohol

Medical Board of California 2010-2011 ANNUAL REPORT Vii

# **Enforcement Action Summary Allied Health Care Professionals**<sup>1</sup>

	FV 00 10	FV 10 11
Complaints/Investigations	FY 09-10	FY 10-11
Complaints/Investigations	270	400
Complaints received	378	488
Complaints closed by Complaint Unit	309	379
Investigations	240	100
Cases opened	210	196
Cases closed	201	229
Cases referred to the AG	102	108
Cases referred for criminal action	6	18
Number of Probation Violation Reports referred to AG	2	3
License Restrictions/Suspensions Imposed		
While Administrative Action is Pending		
Interim Suspension Orders	2	7
Other Suspension Orders	2	3 <sup>2</sup>
Administrative Actions		
Accusation	22	31
Petition to Revoke Probation	2	2
Amended Accusation/Petition to Revoke Probation	6	3
Statement of Issues to deny application	5	2
Number of completed investigations referred to AG's		
Office awaiting the filing of an Accusation as of	29	15
June 30, 2011		
Administrative Outcomes		
Revocation	1	13
Surrender (in lieu of Accusation	6	6
or with Accusation pending)		
Probation with Suspension	2	0
Probation	17	11
Probationary License Issued	1	5
Public Reprimand	0	1
Other Actions	0	0
(e.g., exam required, educational course, etc.)		
Statement of Issues Granted (License Denied)	1	2
Statement of Issues Denied (License Granted)	5	0
Accusation/Statement of Issues Withdrawn	4	4
Accusation Dismissed	0	1
Dispositions of Probation Filings	0	4
Additional Probation or Suspension	0	1
Probation Revoked or License Surrendered	1	3
Petition Withdrawn or Dismissed	0	1
Referral and Compliance Actions	4.4	
Citation and Administrative Fines Issued	11	6
Office Conferences Conducted	1	0
Petition Activity	0	
Petition for Reinstatement of license filed	0	0
Petition for Reinstatement of license granted	3	0
Petition for Reinstatement of license denied	0	0
Petition for Penalty Relief <sup>3</sup> granted	3	1
Petition for Penalty Relief <sup>3</sup> denied	2	0
Petition to Compel Exam granted	0	0
Petition to Compel Exam denied	0	0

#### Reports Received Based Upon Legal Requirements

	FY	FY
	09-10	10-11
Medical Malpractice		
Insurers: B&P Code §§801 and 801.01	10	14
Attorneys or Self-Reported or Employers: B&P Code §§801 and 801.01	2	3
Courts: B&P Code §803	0	1
Total Malpractice Reports	12	18
Coroners' Reports: B&P Code §802.5	0	1
Criminal Charges & Convictions: B&P Code §§802.1 & 803.5	7	2
Health Facility Discipline Reports Medical Cause or Reason: B&P Code §805	0	1
Outpatient Surgery Settings Reports Patient Death: B&P Code §2240(a)	0	1

- Allied Health Care Professionals includes licensed midwives, research psychoanalysts, dispensing opticians, podiatrists, 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
- Includes 2-license restrictions per Penal Code §23, and 1-stipulated agreement to suspend or restrict the licensee's practice
- Penalty Relief includes Petitions for Modification of Penalty and Petitions for Termination of Probation

## **Medical Board of California**

	Officers	Members		
	Barbara Yaroslavsky	Jorge Carreon, M.D.		
	President	Silvia Diego, M.D.		
		John Chin, M.D.		
	Frank V. Zerunyan, J.D.	Shelton Duruisseau, Ph.D.		
	Vice President	Eric Esrailian, M.D., M.P.H.		
		Sharon Levine, M.D.		
	Hedy Chang Secretary	Reginald Low, M.D.		
		Mary L. Moran, M.D.		
	,	Janet Salomonson, M.D.		
		Gerrie Schipske, R.N.P., J.D.		

viii 2010-2011 ANNUAL REPORT Medical Board of California