

**STATE MEDICAL BOARD OF OHIO
SUMMARY OF DISCIPLINARY ACTIONS 2004 - 2008**

	2004	2005	2006	2007	2008
TOTAL DISCIPLINARY ACTIONS	202	178	183	175	187
Revocations	38	31	41	35	36
Indefinite Suspensions	60	56	44	46	51
Definite Suspensions	10	10	4	5	3
Probations	30	37	42	47	46
Reprimands	12	4	11	12	9
Practice Limitations	1	4	5	1	5
Surrenders/Retirements	19	7	11	7	4
Licensure denials or application withdrawals for disciplinary reasons	10	12	14	13	21
Summary Suspensions	15	12	5	3	8
Automatic Suspensions	2	2	1	2	2
Immediate Suspensions	5	1	3	1	2
Interim Agreement	0	0	0	3	0
No Penalty Imposed	0	2	2	0	0

**STATE MEDICAL BOARD OF OHIO
SUMMARY OF DISCIPLINARY ACTIONS BY LICENSE TYPE
2004 – 2008**

LICENSE TYPE	2004 202 actions	2005 178 actions	2006 183 actions	2007 175 actions	2008 187 actions
MD	124	125	125	107	108
DO	25	19	20	26	26
DPM	10	6	7	7	3
Massage Therapist	16	10	9	13	30
Cosmetic Therapist	0	1	1	0	0
Physician Assistant	9	5	4	8	11
Acupuncturist	0	0	0	0	0
Training certificate holders	18	12	17	14	8
Anesthesiologist Assistant	0	0	0	0	1

**STATE MEDICAL BOARD OF OHIO
PRIMARY BASIS FOR DISCIPLINARY ACTION**

	2004	2005	2006	2007	2008
Total Number of Actions taken	202	178	183	175	187
Actions by other state medical boards or federal agencies	27	8	29	15	16
Continuing Medical Education (CME) violations	7	3	3	5	4
Child support suspension	1	2	0	2	1
Criminal actions/convictions	37	20	23	33	25
Ethics violations	1	0	1	4	2
Failure to cooperate with a Board investigation	2	1	0	3	3
Failure to fully & accurately disclose information to the Board	13	12	16	13	15
Fraudulent misrepresentation in course of practice	1	0	0	0	0
Impairment (alcohol/chemical dependency or illness)	81	83	79	70	92
Inappropriate prescribing	5	13	6	4	1
Licensure application/renewal process issues	1	0	1	0	2
Minimal standards of care violations	9	9	6	13	9
PA utilization issues	2	0	0	0	0
Sexual improprieties	2	2	1	1	1
Unlicensed / illegal practice	2	2	0	2	4
Other	2	0	0	0	3
Violation of a license limitation	15	23	18	10	9

TOP THREE REASONS FOR DISCIPLINARY ACTIONS:

2004	2005	2006	2007	2008
1. Impairment	1. Impairment	1. Impairment	1. Impairment	1. Impairment
2. Criminal actions	2. Violation of License Limitation	2. Actions by other Boards	2. Criminal actions	2. Criminal actions
3. Actions by other Boards	3. Criminal actions	3. Criminal actions	3. Actions by other Boards	3. Actions by other Boards

**STATE MEDICAL BOARD OF OHIO DISCIPLINARY ACTIONS
FORMAL ACTION METHODS**

	2004		2005		2006		2007		2008	
Total disciplinary actions	202		178		183		175		187	
Board Orders issued (following administrative hearing)	63	31%	40	22%	55	30%	53	30%	49	26%
Findings, Orders & Journal Entries (no hearing requested; exam refusal; child support default)	8	4%	11	6%	17	9%	8	5%	26	14%
Consent Agreements ratified	68	34%	92	52%	78	43%	85	49%	76	41%
Voluntary Agreements (in lieu of further disciplinary action)	37	18%	20	12%	23	12%	20	11%	24	13%
Pre-hearing Suspensions (summary suspensions, immediate suspension, automatic suspensions)	22	11%	15	8%	9	5%	6	3%	12	6%
Interim Agreements	4	2%	0	0	1	<1%	3	2%	0	0

STATE MEDICAL BOARD OF OHIO DISCIPLINARY SANCTION DEFINITIONS

Disciplinary sanctions imposed by the Medical Board include the following:

PERMANENT REVOCATION	The permanent loss of a certificate to practice in Ohio and the inability, at any time, to reapply for or hold any certificate to practice in Ohio. An individual whose certificate has been permanently revoked shall forever thereafter be ineligible to hold any certificate to practice, and the board shall not accept from that individual an application for reinstatement or restoration of the certificate or for issuance of a new certificate. (Chapter 4731-13-36 (A), Ohio Administrative Code)
REVOCATION	The loss of a certificate to practice in Ohio. An individual whose certificate has been revoked shall be eligible to submit an application for a new certificate. All disciplinary action taken by the board against the revoked certificate shall be made a part of the board's records for any new certificate granted under this rule. (Chapter 4731-13-36 (B), Ohio Administrative Code)
SUSPENSION	The temporary loss of a certificate to practice in Ohio. A suspension shall be imposed for either a definite or an indefinite period of time. (Chapter 4731-13-36 (C), Ohio Administrative Code)
LIMITATION	Precludes the certificate holder from engaging in a particular conduct or activity, to impose conditions on the manner in which that conduct or activity may be performed, or to require the certificate holder to abide by specific conditions in order to continue practicing medicine. A limitation shall be either temporary or permanent. (Chapter 4731-13-36 (D), Ohio Administrative Code)
PROBATION	A situation whereby the certificate holder shall continue to practice only under conditions specified by the board. Failure of the certificate holder to comply with the conditions of probation may result in further disciplinary action being imposed by the board. The probation period shall be for either a definite or indefinite term. If probation is for an indefinite term, the board shall establish a minimum probation period and the board shall release the certificate holder from the conditions of probation upon completion of the minimum probation period and upon the board's determination that the purpose of probation has been fulfilled. (Chapter 4731-13-36 (E) Ohio Administrative Code)
PERMANENT DENIAL	The permanent denial of an application for a certificate to practice in Ohio. An individual whose application for a certificate has been permanently denied shall forever thereafter be ineligible to apply to the board for any certificate to practice, and the board shall not accept from that individual an application for issuance of a certificate. (Chapter 4731-13-36 (J), Ohio Administrative Code)
DENIAL	The denial of an application for a certificate to practice in Ohio. An individual whose application for a certificate has been denied shall be eligible to submit a new application for a certificate. In determining whether to grant a new application, the board may consider any statutory violations that were committed by the individual before or after the denial of the individual's previous application, including those that formed the basis for the denial. (Chapter 4731-13-36 (K), Ohio Administrative Code)
REPRIMAND	The certificate holder is formally and publicly reprimanded in writing. (Chapter 4731-13-36 (F), Ohio Administrative Code)

DISCIPLINARY SANCTION DEFINITIONS - cont.

CONSENT AGREEMENT	Conditions and limitations placed on licensee's practice by mutual agreement with the Medical Board.
VOLUNTARY SURRENDER	Practitioner surrenders license to practice in lieu of further disciplinary proceedings; may authorize the Board to revoke the practitioner's license without further legal proceedings.
DISMISSAL	The board finds that no violation has occurred. (Chapter 4731-13-36 (H), Ohio Administrative Code)
SUMMARY SUSPENSION	License to practice is suspended prior to a hearing based on clear and convincing evidence that continued practice by the licensee poses a danger of immediate and serious harm to the public. (Section 4731.22 (G), Ohio Revised Code)
AUTOMATIC SUSPENSION	License to practice is suspended prior to a hearing when a licensee pleads guilty to, is found by a judge or jury to be guilty of, or is found eligible for intervention in lieu of conviction in this state or treatment or intervention in lieu of conviction in another jurisdiction for specified crimes of violence. (Section 4731.22 (I), Ohio Revised Code)
IMMEDIATE SUSPENSION	License to practice is suspended prior to a hearing pursuant to Section 3719.121, Ohio Revised Code, when a licensee pleads guilty to, is found by a judge or jury to be guilty of, or is found eligible for treatment in lieu of conviction of a felony drug abuse offense.
APPLICATION CONDITIONALLY APPROVED	License approved subject to satisfaction of specific requirements(s) ordered by the Board, such as successful completion of an examination measuring current clinical abilities.
INTERIM AGREEMENT	Licensee agrees to cease practice or to practice with limitations until the administrative hearing process is completed and the Board issues a Final Order imposing a disciplinary sanction.
CITATION LETTER:	In compliance with Ohio's Administrative Procedures Act (Chapter 119, Ohio Revised Code), a citation letter is the formal notice sent to an individual informing them that the Medical Board intends to take disciplinary action based upon the reasons listed in the letter. The letter also advises that they may request a hearing on the matter but the hearing request must be received within 30 days of the date the notice was mailed by the Board.