



Douglas A. Ducey,
Governor

Arizona State Board of
Podiatry Examiners
“Protecting the Public’s Health”

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OPEN SESSION MINUTES

October 9, 2019

Members of the Arizona State Board of Podiatry Examiners (“Board”) held a meeting at 8:30 a.m. on Wednesday, October 9, 2019, at 1740 West Adams St., Boardroom C, Phoenix, Arizona 85007. No Executive Sessions were held.

BOARD MEMBERS PRESENT:

Barbara Campbell, DPM..... Board President and Practitioner Member
John Rhodes Secretary and Public Member
Joseph Leonetti, DPM.....Practitioner Member
Vacancy..... Public Member

BOARD MEMBERS ABSENT:

Mark Forman, DPM..... Practitioner Member

STAFF AND ASSISTANT ATTORNEY GENERAL PRESENT:

Heather Broaddus..... Executive Director
Marc Harris, Esq. Assistant Attorney General

GUEST(S) PRESENT AND/OR PARTICIPATING

☎ Jennifer Pappalard, DPM.....Licensee
Donald Oliva..... Public Guest
Mary Peters, DPM.....Public Guest

☎ Appeared telephonically

OPEN SESSION

Dr. Campbell called the meeting to order at 8:30 a.m. The Board considered the following order of business.

DECLARATION OF CONFLICTS OF INTEREST – A.R.S. § 38-503

There were no declarations of conflicts of interest.

REVIEW, DISCUSSION AND POSSIBLE ACTION ON BOARD MEETING MINUTES

Discussion and approval of the Open Session Minutes from the September 11, 2019, Board meeting

The Americans with Disabilities Act: Persons with disabilities may request reasonable accommodations, such as sign language interpreters. Requests should be made as early as possible to allow time to arrange the accommodation. This document is available in alternative format upon request.

Board members noted that Dr. Patrick Farrell is listed as an attorney instead of a licensee. Dr. Leonetti made a motion, seconded by Mr. Rhodes, to approve the September 11, 2019, Open Session Minutes with the noted correction. The motion carried unanimously, 3-0.

	Dr. Campbell	Dr. Leonetti	Dr. Forman	Mr. Rhodes	VACANCY
Yay	X	X		X	
Nay					
Recused					
Abstained					
Absent			X		

ITEMS FOR BOARD REVIEW, DISCUSSION AND POSSIBLE ACTION

Issuance of Licenses

1. Shipley, Sarah, DPM
2. Walker, Scott David, DPM

After review of the applications, Dr. Leonetti made a motion, seconded by Mr. Rhodes, to approve the applications of Sarah Shipley, DPM, and Scott David Walker, DPM, upon payment of the license issuance fee. The motion carried unanimously, 3-0.

	Dr. Campbell	Dr. Leonetti	Dr. Forman	Mr. Rhodes	VACANCY
Yay	X	X		X	
Nay					
Recused					
Abstained					
Absent			X		

Presentation by Donald Oliva regarding cebroker

Ms. Broaddus provided a brief summary stating that the Board previously discussed the possibility of implementing cebroker. Subsequently, Mr. Oliva with cebroker was invited to further discuss cebroker. Mr. Oliva discussed the following:

- Cebroker’s framework
- Scalability
- Reporting options
- The Board suite
- The Provider suite
- Auditing and reports
- Licensee account types
- Support center
- Renewal email system

- System availability and redundancy
- Implementation process
- Cebrocker employee, client base and office locations

Renewal Applications for Arizona Podiatric License and Dispensing Registration

Jennifer Pappalardo, DPM

Dr. Pappalardo was present telephonically. Board members noted that Dr. Pappalardo is requesting an extension of time to complete the continuing education requirement. Dr. Pappalardo provided a detailed explanation of why she is requesting the extension to complete her continuing education. After deliberation, Dr. Leonetti made a motion, seconded by Mr. Rhodes, to grant a 60-day extension for Dr. Pappalardo to complete the required continuing education. The 60-day extension is calculated from the time the Board approved the request. Upon receipt of documentation verifying Dr. Pappalardo completed the required continuing education, her 2019 renewal application will be approved. The motion carried unanimously, 3-0.

	Dr. Campbell	Dr. Leonetti	Dr. Forman	Mr. Rhodes	VACANCY
Yay	X	X		X	
Nay					
Recused					
Abstained					
Absent			X		

Compliance Update

Hayman, Brad, DPM

Ms. Broaddus provided a summary stating that Dr. Hayman submitted correspondence indicating that he has not performed any osteotomies. Dr. Hayman indicated that he will keep the Board apprised. The Board took no action in this matter.

Malpractice Matter Submitted with 2019 Renewal Application(s)

Chad Westphal, DPM

Dr. Westphal was not present. Board members noted that it previously reviewed Dr. Westphal’s “yes” answer to question #4.1 of the 2019 online renewal application and it requested that Dr. Westphal provide additional information. Board members discussed the medical malpractice matter. Board members noted that correspondence from Dr. Westphal’s attorney was submitted indicating that the malpractice matter will be dismissed. After deliberation, Dr. Campbell made a motion, seconded by Dr. Leonetti, to request that Dr. Westphal provide documentation verifying that the malpractice matter has been dismissed. Once the documentation is received, the Board will take no further action in this matter. The motion carried unanimously, 3-0.

	Dr. Campbell	Dr. Leonetti	Dr. Forman	Mr. Rhodes	VACANCY
Yay	X	X		X	

Nay					
Recused					
Abstained					
Absent			X		

Steven Moore, DPM

Dr. Moore was not present. Board members noted that it previously reviewed Dr. Moore’s “yes” answer to question #5. a. of the 2019 renewal application and it requested that Dr. Moore provide additional information. Board members discussed the medical malpractice matter. Board members noted that this matter has not been through the entire Court process. After deliberation, it was the consensus of the Board to table this matter and to request that Dr. Moore keep the Board apprised. Dr. Moore will provide monthly updates or, an update after each Court hearing whichever comes first.

Board Meeting Calendar for Calendar Year 2020

Ms. Broaddus provided a summary stating that a few meetings are scheduled for Tuesday or Thursday. Ms. Broaddus stated that this is due to room availability and holidays. Ms. Broaddus indicated that she will continue to check the meeting room calendar for Wednesday availability. The Board did not note any issues with the Board meeting dates.

CONSENT AGENDA

Renewal Applications for Arizona Podiatric License and Dispensing Registration

1. Bland, Devin, DPM	2. Martin, Richard, DPM	3. Rex, Brian, DPM
4. Siegel, Donald, DPM	5. Warheit, Michael, DPM	

Dr. Campbell made a motion, seconded by Dr. Leonetti, to approve the renewal applications listed under the Consent Agenda. The motion carried unanimously, 3-0.

	Dr. Campbell	Dr. Leonetti	Dr. Forman	Mr. Rhodes	VACANCY
Yay	X	X		X	
Nay					
Recused					
Abstained					
Absent			X		

EXECUTIVE DIRECTOR’S REPORT

Ms. Broaddus provided a summary stating that the Governor’s Office responded to the Board’s June 2019, exemption request from the rule-making moratorium. At this time, the Governor’s Office has not approved the Board’s request to raise the annual renewal fee. The Governor’s Office did approve the Board’s request to allow licensees to obtain all of the required continuing education via electronic means. The Governor’s office did not address whether it would approve prorating the initial license fee. Ms. Broaddus spoke with Ms. Rajakovich and the request to

prorate the license issuance fee will be forwarded to the Office of Strategic Planning and Budgeting.

Ms. Broaddus stated that at its September 11, 2019, meeting, the Board voted to implement a fee for the Temporary License Application mandated by SB 1086. The Board voted to charge a \$100.00 fee for the application and, once approved, the issuance of the license. On September 19, 2019, an exemption request from the rule-making moratorium was sent to Ms. Rajakovich. To date, the Board has not received a response.

Ms. Broaddus provided a summary of the legislative process. Two emails were sent to Senator Brophy McGee inquiring whether she would be willing to sponsor legislation in 2020. The emails detailed the legislation the Board wishes to run in 2020.

Ms. Broaddus provided an update on the Complaint log.

CALL TO THE PUBLIC

There were no requests to speak.

DISCUSSION AND POSSIBLE ACTION ITEMS FOR FUTURE MEETING AGENDAS

A request was made that the Board review the American Podiatric Medical Association’s Code of Ethics.

NEXT BOARD MEETING DATE

Wednesday, November 13, 2019 at 8:30 a.m.

ADJOURNMENT

A motion was made by Dr. Campbell, seconded by Dr. Leonetti, and passed unanimously, 3-0, to adjourn the meeting at 9:53 a.m.

	Dr. Campbell	Dr. Leonetti	Dr. Forman	Mr. Rhodes	VACANCY
Yay	X	X		X	
Nay					
Recused					
Abstained					
Absent			X		