

From: [Sunset Advisory Commission](#)
To: [Janet Wood](#)
Subject: FW: Public Input Form for Agencies Under Review (Public/After Publication)
Date: Tuesday, November 08, 2016 8:00:11 AM

-----Original Message-----

From: sundrupal@capitol.local [<mailto:sundrupal@capitol.local>]
Sent: Monday, November 07, 2016 7:30 PM
To: Sunset Advisory Commission
Subject: Public Input Form for Agencies Under Review (Public/After Publication)

Agency: TEXAS MEDICAL BOARD

First Name: john

Last Name: james

Title: CEO

Organization you are affiliated with: Patient Safety America

Email:

City: Houston

State: Texas

Your Comments About the Staff Report, Including Recommendations Supported or Opposed: The recommendation were far too superficial. These need to be augmented with the recommendations below.

Any Alternative or New Recommendations on This Agency:

The goal of the Medical Board is to "enhance the public's health, safety and welfare ... ensuring quality health care for all the citizens of Texas." It cannot achieve that goal as long as the following continue to exist (with proposed solutions):

- 1) Verification of CME completion by only 1% of the doctor-licensees each year. This should be 100% each year.
- 2) Evaluation of medical records using "standard of care," which is extremely vague. This must be replaced with evaluation against "evidence based medicine."
- 3) Failing to evaluate records to ensure that the patient was fully informed of the risks and benefits of proposed, invasive medical procedures. Abuse of informed is known to be widespread; this constitutes unethical practice of medicine.
- 4) Failing to evaluate records to determine if a patient was harmed by off-label prescription of a drug. Off-label prescribing without clear evidence of safety and effectiveness places the patient at a high risk of harm without benefit.
- 5) Continuing to "stack" the board with doctors. There must be at least 50% non-doctors on the board that evaluates doctor competency. If patients do not have a comparable voice to the doctors on the board, then its decisions will be strongly biased in favor of potentially harmful doctors.
- 6) Failure to require doctors on diversion for drug, alcohol and sexual offenses to explicitly inform their patients of their probationary status.

Patients must be informed to make wise decisions about their healthcare.

Without these changes, the citizens of Texas are not being protected from dangerous medical care by licensees.

My Comment Will Be Made Public: I agree