

# Vermont Board of Medical Practice

July 5, 2023

Remote Via Microsoft Teams

Dial: (802) 828-7667 Conference ID: 286 252 245 #

10:30 AM Licensing Committee

---

12:00 PM Vermont Board of Medical Practice

- **Call to Order; Roll Call; Acknowledge Guests:**
- **Public Comment:**
- **Approval of Minutes of the June 7, 2023, and June 21, 2023, Board Meetings**
- **Board Issues (Dr. Hildebrant):**
- **Administrative Update (David Herlihy):**
- **Presentation of Applications**
- **Convene hearing to discuss any stipulations or disciplinary matters that are before the Board (12:45 PM – 1:15 PM)**
- **In re: Robert Micley, MD – Stipulation and Consent Order – MPN 084-1020**
- **Other Business:**
  - **Consideration of Licensee Request for Finding of Unreasonable Hardship with Regard to Tax Status under 32 V.S.A. § 3113(g)(4).** A podiatrist who is unable to certify good standing with regard to taxes owed to the State of Vermont for the current renewal of podiatry licenses has submitted a request for the Board to find that requiring immediate payment of taxes due and payable would impose an unreasonable hardship on him. 32 V.S.A. § 3113(b) prohibits issuance of a license or renewal unless the licensee certifies that they are in good standing with respect to taxes. However, 32 V.S.A. § 3113(g)(4) allows an agency (including a board) to issue a renewal on terms designed to get the licensee to achieve good standing quickly:

*(4) in the case of a licensee, the agency finds that requiring immediate payment of taxes due and payable would impose an unreasonable hardship. If the agency finds an unreasonable hardship, it may condition renewal on terms that will place the person in good standing with respect to any and all taxes as soon as reasonably possible.*

The request and other materials submitted by the licensee will be considered and the Board will be asked to determine if relief should be granted in response to the request.

- **Discussion of Scheduling a Monthly Meeting as a Retreat.** For several years the Board has identified a meeting as a retreat, typically in September or October. The practice has been to begin the meeting an hour early and to minimize routine business to allow for a block of time beginning at noon that is devoted to topics that are: informational; for professional development of members; or, a more involved discussion of a policy issue than time allows in a regular meeting. Examples of past topics include: workshops on diversity, equity, and inclusion; trauma-informed handling of cases; corporate practice of medicine; and a facilitated discussion of physician wellness and how the Board may impact the wellness of licensees. This discussion will address whether members would like to have such a meeting and, if they do, continue with discussion of possible topics.
- **Status of Rules Update:** David Herlihy will provide a brief update regarding revision of the Board's rules.
- **Reconvene meeting; Executive Session to discuss:**
  - **Investigative cases recommended for closure**
  - **Other matters that are confidential by law; if any**

- Return to Open Session; Board Actions on matters discussed in Executive Session:
  - Board Actions on Committee recommendations regarding any non-confidential matters:
  - Upcoming Board meetings, Committee meetings, hearings, etc.: **Locations are subject to change. A notification will be provided if a change takes place.**
    - July 13, 2023, North Investigative Committee Meeting, 9:00 AM. **Remote via Teams.**
    - July 14, 2023, Central Investigative Committee Meeting, 9:00 AM. **Remote via Teams.**
    - July 19, 2023, Board Meeting mid-month on pending applications, 12:10 PM. **Remote via Teams.**
    - July 19, 2023, South Investigative Committee Meeting, 12:15 PM. **4<sup>th</sup> Floor Conference Room, Bloomer State Office Building, Rutland, VT and remote via Teams.**
    - August 2, 2023, Licensing Committee Meeting, 10:30 AM. **Remote via Teams.**
    - August 2, 2023, Board Meeting, 12:00 PM. **Remote via Teams.**
  - Open Forum:
  - Adjourn:
- 

**Non-Board Members / General Public**

**Remote via Microsoft Teams**

**Dial: (802) 828-7667 Conference ID: 286 252 245 #**

If you join the meeting during the time the Board is in Executive Session, the line will be open and monitored by staff. You are welcome to remain on the line until the Board returns to Open Session.

**If you have any questions about this meeting, contact phone: (802) 657-4220 or email: [AHS.VDHMedicalBoard@vermont.gov](mailto:AHS.VDHMedicalBoard@vermont.gov)**