

KENTUCKY BOARD OF PODIATRY
REGULAR BOARD MEETING MINUTES
April 14, 2023

A regular meeting of the Kentucky Board of Podiatry was held on April 14, 2023 via Zoom teleconferencing and in person in the Mayo-Underwood Hearing Room 133CW at 500 Mero Street, Frankfort, KY 40601.

MEMBERS PRESENT

Matthew Enzweiler, DPM
Paul Krestik, DPM
Thomas Childress, DPM
R. Neil Lively, Citizen-at-Large
Keith Myrick, DPM, President/Chair

DEPARTMENT OF PROFESSIONAL LICENSING

Kristen Lawson, Commissioner
Jamar Carter, Administrative Section I Supervisor
Tasha Stewart, Administrative Section II Supervisor

MEMBERS ABSENT

OTHERS

Clayton Patrick, Board Counsel
Nicholas Hart

CALL TO ORDER

Board Chair, Keith Myrick called the meeting to order at 9:33 a.m.

MINUTES

Dr. Krestik made a motion to approve the December 9, 2022 meeting minutes. Thomas Childress seconded the motion and it carried.

FINANCIAL REPORT

The Board reviewed the December 2022 – March 2023 Financial Reports.

DPL REPORT

No Report

LEGAL REPORT

No Report

OLD BUSINESS

The board discussed the Radiology & Resident License & Residency Requirements. Board counsel will forward the drafted bill to all members for review to be discussed during August meeting

NEW BUSINESS

EMG Question- A motion was made by Mr. Myrick to notify the licensee they cannot use electromyography and must stay within the Scope of Practice and only treat 1/3 of the lower extremities drafted by board counsel. Mr. Childress seconded the motion & the motion carried.

CLOSED SESSION

Dr. Childress moves and Dr. Krestik seconds entering into closed session at 9:51am, pursuant to KRS 61.810(1)(j) for deliberations of quasi-judicial bodies regarding DOI & NPDB Reports at which information protected by KRS 61.810(1)(k) may be discussed.

Dr. Krestik moves and Dr. Enzweiler seconds returning to open session & the motion carried.

Chair Dr. Myrick announces time returned from Closed Session at 10:12am.

The board reviewed the following DOI reports & made the following recommendations.

- DOI Report M.C.
 - Request additional information regarding Claim ID 20554
- DOI Report G.W.
 - Request additional information regarding Claim ID 20560 & a discrepancy on the 2022 renewal.

A motion was made by Dr. Myrick to accept the board recommendation, Dr. Krestik seconded the motion & the motion carried.

The board discussed the NPDB Report for T.H with a motion made by Mr. Krestik to remove “Probation” from the licensure status, Neil Lively seconded the motion & the motion carried. Dr. Enzweiler & Dr. Myrick recused from the vote.

The board reviewed the CME Regulations correspondence & denied the request with a recommendation that the licensee must comply with 201 KAR 25:031 Section 1 (2)(a)(b). Dr. Krestik made a motion to accept the recommendation, Dr. Enzweiler seconded the motion and the motion carried.

INTERVIEW CANDIDATES

Dr. Krestik made a motion to approve eleven applications for licensure & two approved pending background check receipt. Dr. Enzweiler seconded the motion and it carried.

- A.B. M.I.
- A.H. M.L.
- B.P. N.C.
- B.R. N.G.
- K.L. R.C.
- K.A.

CLOSED SESSION

Dr. Myrick made a motion to enter closed session at 10:40a.m. pursuant to KRS 61.810(1)(c), (j), and (k) to deliberate regarding complaints, Dr. Krestik seconded the motion and it carried.

A motion was made by Dr. Krestik to end closed session. R. Neil Lively seconded the motion and it carried. No final actions were taken during closed session.

Board Chair Dr. Myrick announces time returned from Closed Session at 11:07a.m

COMPLAINTS/MALPRACTICE/ADMINISTRATIVE HEARINGS

The board reviewed the following complaints/malpractices/administrative hearings and provided the following recommendations:

- **2022BOP00001**
 - Dismissed, no violation to statute or regulation

A motion was made by Dr. Myrick to accept the board's recommendation, Dr. Krestik seconded the motion & the motion carried.

- **2022BOP00003 & 2022BOP00004 Proposed Amended Agreed Order**

A motion was made by Dr. Krestik to accept the amended agreed order under the substantial terms, R. Neil Lively seconded the motion & the motion carried. Dr. Enzweiler & Dr. Myrick recused from the vote. Agreed Order will be signed by Dr. Enzweiler

- **2022BOP00005**

A motion was made by Dr. Myrick to follow up with the licensee & counsel and give 90 days to respond. R. Neil Lively seconded the motion & the motion carried.

- **2023BOP00001**

A motion was made by Dr. Childress to dismiss the complaint due to the complaint being a Civil Matter, Dr. Krestik seconded the motion & the motion carried.

- **P.K. Malpractice**

A motion was made by Dr. Enzweiler to table until August meeting, Dr. Krestik seconded the motion and the motion carried.

NEXT MEETING

August 11, 2023

TRAVEL

There was no travel of board members to approve.

ADJOURN

Dr. Enzweiler made a motion to adjourn the meeting at 11:20 a.m. Dr. Krestik seconded the motion and it carried.



Keith Myrick, DPM, President/Chair