

CONCLUSIONS OF LAW

1 The Board has jurisdiction to reinstate the license of a physician pursuant to 59 O.S. §508.1.

2. The Board may impose practice parameters and other restrictions as necessary to protect the health, safety and welfare of the public under 59 O.S. §480 *et seq.*

ORDER

IT IS THEREFORE ORDERED by the Board of Medical Licensure and Supervision as follows:

1. Defendant's medical license shall be reinstated under the following terms and conditions of **PROBATION**, which shall continue for an indefinite period of time from the date of reinstatement under the following terms and conditions:

A. Defendant shall not apply for registration with the Oklahoma Bureau of Narcotics and Dangerous Drugs Control (OBN) or the United States Drug Enforcement Agency (DEA) to prescribe, dispense, administer or possess any controlled dangerous drugs.

B. Defendant will affiliate with the Physicians' Recovery Program in whichever state he is practicing.

C. Defendant will request all hospitals, clinics and other facilities in which he practices to furnish to the Board a written statement monitoring his practice whenever so requested by the Board or its designee.

D. Defendant will execute such releases of medical and psychiatric records during the entire term of probation as necessary for use by the Compliance Consultant or other Board designee to obtain copies of medical records and authorize the Compliance Consultant or other Board designee to discuss Defendant's case with Defendant's treating physicians and/or any physicians holding Defendant's records.

E. Defendant will not prescribe, administer, dispense or possess any drugs in Schedules II through V.

F. Defendant will not prescribe, administer or dispense any medications for personal use.

- G. Defendant will take no medication except that which is authorized by a physician treating him for a legitimate medical need. Defendant has the affirmative duty to inform any and every doctor treating him of this Board Order immediately upon initiation, or continuation, of treatment.
- H. Defendant will have the affirmative duty not to ingest any substance which will cause a body fluid sample to test positive for prohibited substances.
- I. Defendant shall promptly notify the Board of any relapse, including any entry, or re-entry, into a treatment program for substance abuse.
- J. Defendant shall promptly notify the Board of any citation or arrest for traffic or for criminal offenses involving substance abuse.
- K. Defendant will conduct his practice in compliance with the Oklahoma Allopathic Medical and Surgical Licensure and Supervision Act as interpreted by the Board. Any question of interpretation regarding the Act or this order shall be submitted in writing to the Board, and no action based on the subject of the question will be taken by Defendant until clarification of interpretation is received by Defendant from the Board or its designee.
- L. Defendant will furnish a copy of this order to each and every state in which he holds licensure or applies for licensure and to all hospitals, clinics or other facilities in which he holds or anticipates holding any form of staff privileges or employment.
- M. Defendant will not supervise allied health professionals that require surveillance of a licensed physician.
- N. Defendant will keep the Board informed of his current address.
- O. Defendant will keep current payment of all assessment by the Board for prosecution, investigation and monitoring of his case, including but not limited to a \$100.00 per month probation monitoring fee.

P. Until such time as all indebtedness to the Board has been satisfied, Defendant will reaffirm said indebtedness in any and all bankruptcy proceedings.

Q. Defendant shall make himself available for one or more personal appearances before the Board or its designee upon request.

R. Defendant shall obtain the prior approval of the Board Secretary for his practice location and scope of practice.


S. Defendant shall submit any required reports and forms on a timely and prompt basis to the Compliance Coordinator or designee.

T. Failure to meet any of the terms of your Board Order will constitute cause for the Board to initiate additional proceedings to suspend, revoke or modify your license after due notice and hearing.

2. This Order of Reinstatement Under Terms of Probation will go into effect and his license will be reinstated only upon payment in full of all costs and expenses incurred by the State of Oklahoma prior to March 25, 2004 or worked out a repayment plan satisfactory to the Board.

3. A copy of this written order shall be sent to Defendant as soon as it is processed.

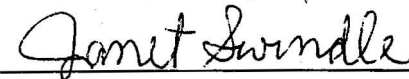
Dated this 2 day of ~~March~~^{April}, 2004.



Gerald C. Zumwalt, M.D., Secretary
Oklahoma State Board of Medical
Licensure and Supervision

Certificate of Service

On the 2 day of April, 2004, a true and correct copy of this order was mailed, postage prepaid, to Michael Beason, 5421 Kent Avenue, Shreveport, LA 71108.



Janet Swindle