

IN AND BEFORE THE OKLAHOMA STATE BOARD OF
MEDICAL LICENSURE AND SUPERVISION

STATE OF OKLAHOMA

STATE OF OKLAHOMA, ex rel,
OKLAHOMA STATE BOARD OF
MEDICAL LICENSURE AND
SUPERVISION,

Plaintiff

v.

RODNEY LEE JONES, M.D.
Medical License No. 16811

CASE NO. 89-01-775

Defendant

FINAL ORDER
REDUCING LEVEL OF PROBATION

This cause came on for hearing before the Oklahoma Board of Medical Licensure and Supervision on May 19, 1990, at the office of the Oklahoma Board of Medical Licensure and Supervision, 5104 N. Francis, Suite C, Oklahoma City, Oklahoma, pursuant to notice given as required by law and the rules of the Board.

Daniel J. Gamino, Attorney, appeared for the Plaintiff; and Rodney Lee Jones, M.D., Defendant, appeared by announcement by and through his letter of January 18, 1990.

The Board of Medical Licensure and Supervision en banc reviewed exhibits, and being fully advised in the premises, the Board of Medical Licensure and Supervision finds as follows:

FINDINGS OF FACT

1. That Defendant, Rodney Lee Jones, M.D., holds Oklahoma Medical License No. 16811.

2. That the Oklahoma Board of Medical Licensure and Supervision en banc has jurisdiction over the subject matter herein and that notice has been given in all respects as required by law and the rules of the Board.

3. That following its meeting of January 12, 1989, the Oklahoma Board of Medical Licensure and Supervision placed Defendant on a period of five year probation beginning on March 2, 1989, under certain enumerated terms and conditions.

4. That since that date Defendant has been under the terms and conditions of probation and in compliance therewith.

5. That presently Defendant has an active medical practice in Wichita, Kansas, and has continued his recovery from chemical dependency. Defendant is an active member of the Kansas Medical Society Impaired Physicians Program. Defendant has completed his monitoring contract with the Kansas program one and one-half years ago and continues to submit to random drug screens from the Kansas Medical Society Impaired Physician Program. Currently Defendant is Chief Consulting Physician for the Parallax, Alcohol and Drug Rehabilitation Program, Wichita, Kansas, and hopes to take the ASMA exam to be certified in addiction treatment in December, 1990.

6. Therefore, Defendant requests reduction in the level of supervision by the Oklahoma Board.

7. That based on the Defendant's past history that public health, safety and welfare would not be threatened by the Board reducing its level of probation from Level II to Level IV and requiring the Defendant to appear before the Oklahoma Board before reinstating active practice in Oklahoma.

CONCLUSIONS OF LAW

1. That Rodney Lee Jones, M.D., holding Oklahoma Medical License No. 16811, remains under the direct jurisdiction of the Oklahoma Board of Medical Licensure and Supervision and the exact level of probation supervision is within the discretion and judgment of the Board.

ORDER

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

1. That the Defendant, Rodney Lee Jones, M.D., Oklahoma Medical License No. 16811, shall remain on probation to the Oklahoma State Board of Medical Licensure and Supervision for a period of five years beginning on March 2, 1989, under the following terms and conditions, with the proviso that his level of supervision is being reduced from Level II to Level IV, and that in addition to the foregoing he must appear before the Oklahoma Board before reinstating active practice in Oklahoma and comply with any additional terms and conditions imposed, to-wit:

(a) During the period of probation Defendant will not prescribe, administer or dispense any medications for his personal use, to specifically include controlled dangerous substances.

(b) During the period of probation Defendant will take no medication except that which is authorized by a physician treating him for a legitimate medical need and Defendant shall have an affirmative duty to inform any physician treating him of Defendant's previous substance abuse.

(c) During the period of probation Defendant will abstain from consuming alcohol or any substance, specifically including but not limited to controlled dangerous substances, which would adversely affect his ability to practice medicine or surgery as interpreted by the Oklahoma State Board of Medical Licensure and Supervision.

(d) During the period of probation Defendant will submit biological fluid specimens to include, but not limited to, blood and urine, for analysis, upon request of any investigator or other agent representing the Oklahoma State Board of Medical Licensure and Supervision, and Defendant will pay for testing and analysis of those specimens.

(e) Defendant shall authorize in writing investigators of the Kansas State Board of Healing Arts to communicate with investigators of the Oklahoma State Board of Medical Licensure and Supervision regarding facts and circumstances of his case.

(f) During the period of probation Defendant will continue all supportive programs, specifically including but not limited to the Physician Recovery Committee of the Oklahoma

State Medical Association, and if directed by the Board or the Secretary psychiatric care wherein Defendant shall authorize psychiatrists to report to the Board periodically on Defendant's progress.

(g) During the period of probation Defendant will furnish to the office of the Oklahoma State Board of Medical Licensure and Supervision all current legal addresses and any change of address in writing.

(h) That Defendant shall appear before the Board or a designated member thereof whenever requested to do so.

(i) During the period of probation Defendant will submit to the Investigation Division of the Oklahoma State Board of Medical Licensure and Supervision any required reports and forms on a timely and prompt basis.

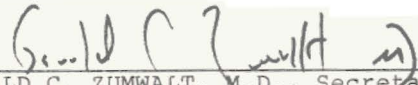
(j) Pursuant to Section 26, H.B. 1478, 1987 Legislature, Defendant shall promptly pay upon receipt of invoice from the Investigation Division of the Board the costs of investigation, prosecution and probation of this case.

(k) That violation of any of the terms and conditions of probation shall be grounds for additional charges to be presented to the Board after notice to the Defendant.

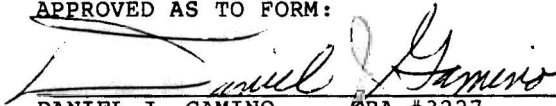
2. That the jurisdiction of the Board in this individual proceeding will continue until the terms and conditions of probation are modified or lifted by the Oklahoma Board of Medical Licensure and Supervision on their own motion or on the motion of the Defendant.

3. Defendant further agrees that failure to meet any of the above terms of probation will constitute cause for the Board to initiate additional proceedings to suspend or revoke his Oklahoma Medical License, after additional due notice and hearing.

DATED this 24 day of May, 1990


GERALD C. ZUMWALT, M.D., Secretary
State Board of Medical Licensure
and Supervision

APPROVED AS TO FORM:


DANIEL J. GAMINO OBA #3227
Daniel J. Gamino & Associates, P.C.
3315 NW 63
Oklahoma City, OK 73116
(405) 840-3741
ATTORNEY FOR PLAINTIFF

CERTIFICATE OF MAILING

I hereby certify that a true and correct copy of the above and foregoing instrument was mailed, postage prepaid thereon, this 25 day of May, 1990, to:

RODNEY LEE JONES, M.D.
1040 Rutland
Wichita, KS 67206

RODNEY LEE JONES