

**SOUTH DAKOTA BOARD OF MEDICAL AND OSTEOPATHIC EXAMINERS (BMOE)**

**September 11, 2025**

**Unapproved Draft Minutes**

**9:00 AM (Central Time)**

**Public Regular Board Meeting**

**101 N. Main Ave., Suite 306**

**Sioux Falls, SD 57104**

**Unapproved Draft Minutes<sup>1</sup>**

Board members present: Brittany Azure Bearstail MD, Scott Blachard DO; Maurice Chessmore MD, Christopher Diedrich MD, Cartney Gilkerson GC, Richard Hainje, Natalie Holt MD, Julie Kalahar OTR/L, Kathryn Kassin PA-C, Tryg Odney ATC, Lisa Stark RD/LN, Rachel Sunne MD, Jennifer Tegethoff MD, Marissa Trosen RRT

Board members absent: Gary Langerock NRP, Clay Pavlis MD, Heather Spies MD,

Board staff present: Executive Director Ms. Margaret Hansen, Ms. Randi Sterling, Ms. Whitney Burrows

Counsel present: General Counsel to the Board: Assistant AG Jennifer M. Jorgenson, Assistant AG David McVey, Counsel to the Staff and Prosecutor: Assistant AG Alexis Tracy; Assistant AG Ryan McFall

Other parties may have been in attendance for this public meeting.

President Tegethoff called the meeting to order at 9:02 AM (Central time). Roll was called, and a quorum was confirmed. A motion to approve the draft agenda was ratified by voice vote (Kalahar/Kassin/unanimous).

A call for public comment pursuant to SDCL 1-25-1 was made and there was no public comment. President Tegethoff called attention to the following documents: The Code of Conduct and Conflict of Interest Policy for Use by State Authority, Board, Commission, and Committee Members, and the BMOE member specific administrative rules: 20:78:05:09 Conflict of Interest and 20:78:05:10 Potential Conflict of Interest. A motion for unanimous approval of the consent agenda was ratified by voice vote (Trosen/Kassin /unanimous).

Public hearing to Adopt Administrative Rules. The proposed rules were presented by SDBMOE Management Analyst Burrows. The Physician Assistant Administrative Rules hearing was held 9:10 am-9:18 am. One written comment was received and there was no oral testimony. A motion to adopt the proposed rules 20:52:01 and 20:52:02 as amended by LRC style and form comments was ratified (Kalahar/Kassin/unanimous).

An Advisory Committee Business report was given by Management Analyst Burrows. Advisory Council minutes from meetings held since the last Board meeting were made available to the Board.

Executive Director Hansen gave a report for information: the Administrative Rules ratified at the last Board meeting went into effect in August, she served as a panel presenter of the SDAHOO Rural Health Leaders conference and will be presenting at the SD Academy of Physician Assistants scheduled conference.

The Board received an update on the RFP Update – motion to have the taskforce board members rate the RFP responses and then present at a special meeting was ratified (Holt/Sunne/unanimous).

The Board conducted a confidential physician contested case hearing which was closed pursuant to SDCL 36-4-31.5. Members of the public, visitors, and anyone not involved in the confidential physician hearing was excluded from the hearing. A quorum for physician matters of at least six members was established with eight members present. At the conclusion of the physician hearing, the Board exited the closed physician session, and the public meeting resumed for final Board action on the confidential hearing. A motion to accept the final order and reprimand for Dr. Phinit Phisikul was ratified (Chessmore/Hainje/Bearstail abstained/7 Ayes, 0 Nays).

President Tegethoff mentioned that future board meeting dates are available on the Board's website under Board Info. With no further business, President Tegethoff called the public meeting ended and adjourned at 9:40 am Central time.

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<sup>1</sup> 1-27-1.17. Draft minutes of public meeting to be available--Exceptions--Violation as misdemeanor. The unapproved, draft minutes of any public meeting held pursuant to § 1-25-1 that are required to be kept by law shall be available for inspection by any person within ten business days after the meeting. However, this section does not apply if an audio or video recording of the meeting is available to the public on the governing body's website within five business days after the meeting. A violation of this section is a Class 2 misdemeanor. However, the provisions of this section do not apply to draft minutes of contested case proceedings held in accordance with the provisions of chapter 1-26.