



OFFICE OF THE ATTORNEY GENERAL
STATE OF OKLAHOMA

ATTORNEY GENERAL OPINION
2020-41A

Billy H. Stout, M.D., Board Secretary
State Board of Medical Licensure and Supervision
101 NE 51st Street
Oklahoma City, OK 73105

December 9, 2020

Dear Dr. Billy H. Stout, M.D., Board Secretary:

This office has received your request for a written Attorney General Opinion regarding action that the State Board of Medical Licensure and Supervision intends to take with respect to license MD 23655 in case 09-12-3897. In June 2017, the licensee entered into an Agreement for Licensure After Voluntary Submittal for Jurisdiction (“2017 Agreement”) which included certain conditions upon the license. (See A.G. Opinion 2017-501A) However, the license was suspended in March 2020 due to a violation of the 2017 Agreement. In October 2020, the licensee applied for reinstatement of the license. The Board proposes to grant reinstatement under the same conditions as the 2017 Agreement, except for a minor revision in the respondent’s prescribing authority.

The Oklahoma Allopathic Medical and Surgical Licensure and Supervision Act authorizes the Board to promulgate rules to enforce the provisions of the Act. 59 O.S.2011, § 489. By rule, the Board may enter into such an agreement when circumstances or conditions of an applicant raise questions as to fitness or ability to practice medicine and surgery with reasonable skill and safety or questions as to the applicant’s prior actions in this or any other jurisdiction which would constitute a violation of the Act. OAC 435:10-4-11(2). The Board may reasonably believe that the proposed action is necessary to protect public health and safety.

It is, therefore, the official opinion of the Attorney General that the State Board of Medical Licensure and Supervision has adequate support for the conclusion that this action advances the State’s policy of protecting the health, safety, and well-being of the citizens of Oklahoma.

A handwritten signature in blue ink that reads "Mike Hunter".

MIKE HUNTER
ATTORNEY GENERAL OF OKLAHOMA

A handwritten signature in blue ink that reads "Ethan Shaner".

ETHAN SHANER
DEPUTY GENERAL COUNSEL