

BEFORE THE BOARD OF MEDICAL EXAMINERS
OF THE STATE OF IOWA

* * * * *

IN THE MATTER OF THE COMPLAINT :

AND STATEMENT OF CHARGES AGAINST : ORDER

Floyd Duane Simpson, D.O. : FILE NUMBER 03-81-206

RESPONDENT :

* * * * *

BE IT REMEMBERED, that on May 11,, 1988, the above entitled matter coming on before the Director of Public Health of the state of Iowa for the issuance of an Order terminating the Four (4) year probation placed upon the Iowa license to practice osteopathic medicine and surgery, number 2030, issued to the Respondent on May 11,, 1984, and the said Director of Public Health having reviewed the file and being otherwise fully advised in the premises FINDS:

1. That on May 11,, 1984 an Order was issued by the Commissioner of Public Health of the state of Iowa, placing the license to practice osteopathic medicine and surgery number 2030, issued to the Respondent on May 11, 1984, on probation for a four (4) year term under certain terms and conditions, and;

2. That the Respondent has successfully completed probation as directed, and;

3. The Iowa State Board of Medical Examiners having directed that the probation placed upon the Respondent's license to practice osteopathic medicine and surgery, number 2030,

issued on May 11, , 1984 , should be terminated and that the said license to practice osteopathic medicine and surgery should be restored to full privileges free and clear of any restrictions, IT IS HEREBY ORDERED:

That the probation ordered on May 11 , 1984 , upon Respondent's license to practice osteopathic medicine and surgery , number 2030 , is hereby terminated and the said license is hereby returned to its full privileges free and clear of all restrictions.



Mary L. Ellis, Director
Iowa Department of Public Health
Lucas State Office Building
Des Moines, Iowa 50319

BEFORE THE BOARD OF MEDICAL EXAMINERS
OF THE STATE OF IOWA


IN THE MATTER OF :
LICENSE ISSUANCE : 2ND AMENDED
OF FLOYD DUANE SIMPSON, D.O. : COMMISSIONER'S ORDER
RESPONDENT : File 02-81-206

NOW on this 5th day of May, 1986, the above entitled matter having been filed with the Commissioner of Public Health on the 8th day of May, 1986, and the undersigned being fully advised in the premises, FINDS:

1. That the Iowa Board of Medical Examiners has agreed to modify the terms and conditions of the Commissioner's Order dated 11 May 1984 as amended by the 1st Amended Commissioner's Order dated 18 October 1985.

IT IS THEREFORE ORDERED that effective 17 April 1986, the condition stated in paragraph h of the 1st Amended Commissioner's Order dated 18 October, 1985, is modified to read as follows:

h. The Respondent shall not issue any prescriptions nor dispense or possess any Schedule II drug except that the Respondent may write prescriptions for, but not possess or dispense, the drug Ritalin. For every prescription written by the Respondent for the drug Ritalin, Respondent shall, on a quarterly basis, furnish the Board with a copy of the prescription, together with a statement indicating the diagnosis and the specific need to prescribe Ritalin in the treatment of each patient.



Paul Carlson
Acting Commissioner of Public Health
Lucas State Office Building
Des Moines, Iowa 50319

BEFORE THE BOARD OF MEDICAL EXAMINERS
OF THE STATE OF IOWA

IN THE MATTER OF :
LICENSE ISSUANCE : 1ST AMENDED
OF FLOYD DUANE SIMPSON, D.O. : COMMISSIONER'S ORDER
RESPONDENT :

NOW on this 18TH day of OCTOBER, 1985, the above
entitled matter having been filed with the Commissioner of Public
Health, on the 18TH day of OCTOBER, 1985, and the
undersigned Commissioner of Public Health having reviewed the
matter and being fully advised in the premises,

FINDS:

1. That the Iowa Board of Medical Examiners has agreed
to modify the terms and conditions of the Commissioner's Order
dated 11 May 1984.

IT IS THEREFORE ORDERED that effective on the 19TH day of
September, 1985, the condition stated in paragraph d of the
Commissioner's Order dated 11 May 1984 is deleted.

IT IS FURTHER ORDERED that the condition stated in paragraph
h of this Commissioner's Order dated 11 May 1984 is modified to
read as follows:

- h. The Respondent shall not issue any prescriptions nor dispense nor administer any Schedule II drugs for use outside of the facility where he is practicing as a resident.

Paul Carlson

Paul Carlson
Acting Commissioner of Public Health
Lucas State Office Building
Des Moines, Iowa 50319

BEFORE THE BOARD OF MEDICAL EXAMINERS

OF THE STATE OF IOWA

IN THE MATTER OF :
LICENSE ISSUANCE : COMMISSIONER'S ORDER
OF FLOYD DUANE SIMPSON, D.O. :
RESPONDENT. :

NOW on this 11th day of MAY, 1984, the above entitled matter having been filed with the Commissioner of Public Health, on the 11th day of May, 1984, and the undersigned Commissioner of Public Health, having reviewed the file and being fully advised in the premises,
FINDS:

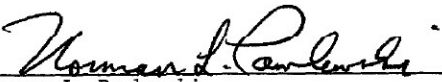
1. That the Respondent and the Iowa Board of Medical Examiners have entered into a Consent Agreement providing for issuance of a permanent license to practice Osteopathic Medicine and Surgery under certain terms and conditions.

IT IS THEREFORE ORDERED that effective MAY, 11, 1984, the Respondent's permanent license to practice Osteopathic Medicine and Surgery which was issued on May 11, 1984 as license number 2030 and recorded in Book 5, Page 1426 of the permanent records in the office of the Iowa Board of Medical Examiners is hereby placed in a probationary status for a period of (4) four years under the following terms and conditions:

- a. That Respondent will provide blood or urine samples upon demand by an agent of the Board. These samples will be unannounced, witnessed samples and will be used for alcohol and drug screening.
- b. The Respondent will totally abstain from the use of alcohol and controlled drugs during the period of probation unless another licensed physician prescribes those substances for his use.
- c. The Respondent will submit quarterly notarized statements to the Board stating that he has complied with all the terms and conditions of this order.

- d. The Respondent shall not work outside the confines of the residency program with which he is involved.
- e. The Respondent shall arrange to provide the Board with quarterly reports from a psychiatrist or counselor of his choice.
- f. The Respondent shall cooperate with agents of the Board during any audits or verifications of his practice.
- g. The Respondent shall attend Alcoholics Anonymous or similar organization and shall provide documentation of such attendance with his quarterly reports.
- h. The Respondent shall not issue any prescriptions nor dispense any controlled drugs for use outside the facility where he is practicing as a resident.

That upon full compliance with the terms and conditions herein set forth and upon expiration of the terms of the Consent Agreement herein filed, Respondent's license shall be issued with full privileges free and clear of the terms of the Consent Agreement herein imposed, provided however, that in the event the Respondent violates or fails to comply with any of the terms and conditions of this Order, the Board, upon receipt of satisfactory evidence thereof, may forthwith terminate said consent agreement and direct the Commissioner of Public Health to enter an Order of Revocation herein which shall become effective immediately.


Norman L. Pawlewski
Commissioner of Public Health
Lucas State Office Building
Des Moines, Iowa 50319

BEFORE THE BOARD OF MEDICAL EXAMINERS
OF THE STATE OF IOWA

IN THE MATTER OF :
THE LICENSE APPLICATION : CONSENT AGREEMENT
OF FLOYD DUANE SIMPSON :
RESPONDENT :

NOW on this 10th day of MAY, 1984, the above entitled matter
having been filed with the Chairman of the Iowa Board of Medical Examiners,
and the undersigned Chairman of the Iowa Board of Medical Examiners, having
reviewed the file and being fully advised in the premises FINDS:

1. That the Respondent, on the 8th day of February, 1983, was issued a
resident license to practice osteopathic medicine and surgery for a period of
(3) years under the following terms and conditions of probation:

- a. That Respondent will provide blood or urine samples upon demand by an agent of the Board. These samples will be unannounced, witnessed samples and will be used for alcohol and drug screening.
- b. The Respondent will totally abstain from the use of alcohol and controlled drugs during the period of probation unless another licensed physician prescribes those substances for his use.
- c. The Respondent will submit quarterly notarized statements to the Board stating that he has complied with all the terms and conditions of this order.
- d. The Respondent shall not work outside the confines of the residency program with which he is involved.
- e. The Respondent shall arrange to provide the Board with quarterly reports from a psychiatrist or counselor of his choice.
- f. The Respondent shall cooperate with agents of the Board during any audits or verifications of his practice.
- g. The Respondent shall attend Alcoholics Anonymous or similar organization and shall provide documentation of such attendance with his quarterly reports.

h. The Respondent shall not issue any prescriptions nor dispense any controlled drugs for use outside the facility where he is practicing as a resident.

i. The Respondent shall appear annually before the Board and thirty days prior to making application for a permanent Iowa license. The Respondent will be notified reasonably in advance of the date and time of such appearances.

2. That the records of the Iowa State Board of Medical Examiners indicate the Respondent's full compliance with the terms and conditions set forth in the Consent Order of February 8, 1983.

3. That the Respondent and the Iowa Board of Medical Examiners agree that the Respondent shall be issued a permanent Iowa license to practice osteopathic medicine and surgery and that the permanent license to be issued shall be subject to the same terms and conditions as were imposed on the Respondent's resident license for a period of (4) four years from the date of issue of the permanent license.

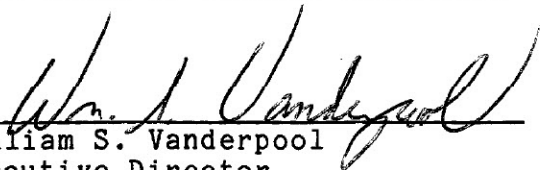
4. That upon completion of the residency program which the Respondent is presently enrolled in, the Respondent may petition the Board for modification of the conditions of probation listed at paragraph 1(d) and 1(h). The condition listed at paragraph 1(i) is amended to read as follows:

i. The respondent shall appear annually before the Board. The Respondent will be notified reasonably in advance of the date and time of such appearances.

5. That (4) four years from the date of issuance of the Respondent's permanent medical license which is subject to the same terms and conditions imposed upon the Respondent's resident license to practice osteopathic medicine and surgery, will be reinstated free and clear of all restrictions provided that all terms and conditions of The Commissioner's Order have been complied with. In the event the Respondent violates or fails to comply with any of the terms and conditions of this settlement and the Commissioner's Order, the

14, 1959, and for such other relief as the Board deems just in the premises.

IOWA BOARD OF MEDICAL EXAMINERS



William S. Vanderpool
Executive Director
Executive Hills West
Des Moines, IA 50319
Telephone: (515) 281-5171

BEFORE THE BOARD OF MEDICAL EXAMINERS

OF THE STATE OF IOWA

IN THE MATTER OF :
THE LICENSE APPLICATION :
OF FLOYD DUANE SIMPSON : CONSENT ORDER
RESPONDENT :

NOW on this 8th day of February, 1982, the Respondent, Floyd Duane Simpson, D.O., as a precondition of licensure in the State of Iowa hereby consents to the following order for probation:

1. That the Respondent will be issued a resident license to practice Osteopathic Medicine and Surgery for a period of 3 years under the following terms and conditions.

- a. The Respondent will provide blood or urine samples upon demand by an agent of the Board. These samples will be unannounced, witnessed samples and will be used for alcohol and drug screening.
- b. The Respondent will totally abstain from the use of alcohol and controlled drugs during the period of probation unless another licensed physician prescribes those substances for his use.
- c. The Respondent will submit quarterly notarized statements to the Board stating that he has complied with all the terms and conditions of this order.
- d. The Respondent shall not work outside the confines of the residency program with which he is involved.
- e. The Respondent shall arrange to provide the Board with quarterly reports from a psychiatrist or counselor of his choice.
- f. The Respondent shall cooperate with agents of the Board during any audits or verifications of his practice.
- g. The Respondent shall attend Alcoholics Anonymous or similar organization and shall provide documentation of such attendance with his quarterly reports.

h. The Respondent shall not issue any prescriptions nor dispense any controlled drugs for use outside the facility where he is practicing as a resident.

i. The Respondent shall appear annually before the Board and thirty days prior to making application for a permanent Iowa license. The Respondent will be notified reasonably in advance of the date and time of such appearances.

3 years from the date of issuance of the residents license, the Respondent may apply for a permanent Iowa license providing that all terms and conditions of this order have been complied with. Violation of any of the terms and conditions contained herein, shall result, after due process, in the revocation of the Respondents license to practice Osteopathic Medicine and Surgery, residents license, or any other privilege granted by the Iowa Board of Medical Examiners.

This consent order is voluntarily submitted on this 8th day of February, 1983.

Duane Simpson
Duane Simpson

Subscribed and sworn to before me this 8th day of February, 1983.

W. S. [Signature]
Notary Public
My Commission Expires May 1st 1986

This consent order is accepted by the Iowa Board of Medical Examiners on the 8th day of March, 1983 and reference to its acceptance is found in the minutes of the meeting held on the 8th day of March, 1983.

Alexander Ervanian, M.D.
Alexander Ervanian, M.D., Chairman
Iowa State Board of Medical Examiners

BEFORE THE BOARD OF MEDICAL EXAMINERS OF THE STATE OF IOWA

IN THE MATTER OF THE STATEMENT OF CHARGES AGAINST

FLOYD D. SIMPSON, D.O., RESPONDENT

No. 03-00-916

SETTLEMENT AGREEMENT and FINAL ORDER

COMES NOW the Iowa Board of Medical Examiners (the Board), and
Floyd D. Simpson, D.O., (Respondent), on June 28, 2001, and pursuant to
Iowa Code sections 17A.10(2) and 272C.3(4), and enter into this Settlement Agreement
and Final Order to resolve the contested case currently on file.

1. Respondent was issued license number 02030 to practice medicine and surgery in Iowa on May 11, 1984.
2. Respondent placed his Iowa medical license on inactive status on August 1, 2000.
3. A Statement of Charges was filed against Respondent on March 8, 2001, and is awaiting hearing.
4. The Board has jurisdiction over the parties and subject matter.
5. Respondent admits the allegations contained in the Statement of Charges.

6. Respondent is hereby **CITED** for being disciplined by the regulatory authority of another state for the excessive use of controlled substances and diverting controlled substances for his own use. The Respondent is hereby **WARNED** that being disciplined by the regulatory authority of another state in the future could result in further formal disciplinary action against his Iowa medical license.

7. Upon the Board's approval of this Settlement Agreement and Final Order, Respondent's Iowa medical license shall be on probation for a period of time concurrent with the restrictions established by the Missouri Medical Board, under the following terms and conditions:

- A) While engaged in the practice of medicine in Missouri, Respondent shall comply with all terms and conditions established by the Missouri Medical Board. Respondent shall provide documentation from the Missouri Medical Board evidencing his successful completion of the terms and conditions of the Missouri Order.
- B) Should Respondent elect to engage in the practice of medicine in Iowa during the period of restriction in Missouri, Respondent shall, not less than sixty (60) days prior to beginning practice, notify the Board in writing of his intended practice location.
- C) Upon beginning practice in Iowa:
 - (1) Respondent shall, prior to beginning practice in Iowa, contact Deb Anglin, Coordinator, Monitoring Programs, Iowa Board of

Medical Examiners, 400 SW 8th Street, Suite C, Des Moines, IA 50309-4686, Ph. #515-281-6491 to establish a monitoring program. Respondent shall fully comply with all requirements of the monitoring program.

- (2) Respondent shall, prior to beginning practice in Iowa, complete a comprehensive course on medical ethics, prior approved by the Board.
- (3) Respondent shall, prior to beginning practice in Iowa, provide evidence of his successful completion of a substance abuse evaluation at recognized program for professionals. Respondent shall fully comply with all recommendations made at the conclusion of the substance abuse evaluation.
- (4) Respondent shall not consume alcohol.
- (5) Respondent shall not use any controlled or prescription drug in any form unless the controlled or prescription drug has been prescribed for Respondent's use by another duly licensed treating physician or other qualified treating health care provider. Respondent shall provide the Board written notice within seventy-two (72) hours of the use of any controlled or prescription drug. Respondent shall inform any treating physician or other treating health care provider of his history of

substance abuse prior to receiving any prescription drug.

- (6) Respondent shall submit to the Board's drug screening program to provide random blood or urine specimens. Respondent agrees to comply with all requirements of the drug screening program. Respondent shall also provide random blood or urine specimens on demand by an agent of the Board. The specimens shall be used drug and alcohol screening, all costs of which shall be paid by Respondent.
- (7) Respondent shall, not less than thirty (30) days prior to beginning practice in Iowa, submit to the Board the name and curriculum vitae of a substance abuse treatment physician or counselor for Board approval to supervise Respondent's continued substance abuse treatment.
 - (a) As a condition of approval, the physician or counselor shall agree to submit written quarterly reports to the Board concerning Respondent's treatment progress. The reports shall be filed with the Board not later than January 20, April 20, July 20 and October 20 of each year of Respondent's probation.
 - (b) Respondent shall fully comply with all recommendations of the physician or counselor and shall continue with

aftercare treatment until discharged from treatment by the physician or counselor and until Respondent's discharge from treatment is approved by the Board.

- (8) Respondent shall, prior to beginning practice in Iowa, submit to the Board for approval, the name of a physician who regularly observes and/or supervises Respondent in a practice setting to serve as Respondent's worksite monitor. Respondent must provide the worksite monitor with a copy of all Board orders relating to this disciplinary action and a copy of the professional sexual misconduct evaluation report and recommendations. The worksite monitor shall provide a written statement indicating the monitor has read and understands the Board orders and evaluation reports in this matter and agrees to act as the worksite monitor under the terms of this agreement. The worksite monitor shall inform the Board immediately if there is any inappropriate behavior or professional misconduct. As a condition of approval, the physician shall agree to submit written quarterly reports to the Board concerning Respondent's progress. The reports shall be filed with the Board not later than January 20, April 20, July 20 and October 20 of each year of Respondent's probation.

- (9) Respondent shall file sworn quarterly reports with the Board attesting to his compliance with all the terms and conditions of this Settlement Agreement. The reports shall be filed not later than January 10, April 10, July 10 and October 10 of each year of the Respondent's probation.
- (10) Respondent shall make appearances before the Board or a Board committee annually or upon request. Respondent shall be given reasonable notice of the date, time and location for the appearances. Said appearances shall be subject to the waiver provisions of 653 IAC 12.6(6)(d).

8. Respondent shall obey all federal, state and local laws, and all rules governing the practice of medicine in Iowa.

9. In the event Respondent violates or fails to comply with any of the terms or conditions of this Settlement Agreement and Final Order, the Board may initiate action to suspend or revoke Respondent's Iowa medical license or to impose other license discipline as authorized in Iowa Code Chapters 148 and 272 and 653 IAC 12.2.

10. Upon full compliance with the terms of this Settlement Agreement and Final Order, and upon expiration of the period of probation, Respondent's Iowa medical license shall be restored to its full privileges free and clear of the terms of probation.

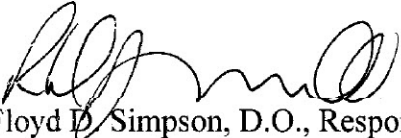
11. This Settlement Agreement and Final Order constitutes the resolution of a contested case proceeding.

12. By entering into this Settlement Agreement and Final Order, Respondent voluntarily waives any rights to a contested case hearing on the allegations contained in the Statement of Charges, and waives any objections to the terms of this Settlement Agreement.

13. This Settlement Agreement and Final Order is voluntarily submitted by Respondent to the Board for consideration.

14. This Settlement Agreement and Final Order is subject to approval of the Board. If the Board fails to approve this Settlement Agreement and Final Order it shall be of no force or effect to either party

15. The Board's approval of this Settlement Agreement shall constitute a **FINAL ORDER** of the Board.


Floyd D. Simpson, D.O., Respondent

Date 4-18-01

Date Subscribed and sworn to before me on 18th of April, 2001.
Willa Jean Farmer
Notary Public, State of Missouri

WILLA JEAN FARMER Notary P.L.
Polk County State of Missouri
My Commission Expires Mar. 16. 2002

This combined Statement of Charges, Settlement Agreement and Final Order is approved by the Board on June 28, 2001.

Dale R. Holdiman MD
Dale R. Holdiman, M.D., Chairperson
Iowa Board of Medical Examiners
400 SW 8th Street, Suite C
Des Moines, IA 50309-4686

BEFORE THE BOARD OF MEDICAL EXAMINERS OF THE STATE OF IOWA

IN THE MATTER OF THE STATEMENT OF CHARGES AGAINST

FLOYD D. SIMPSON, D.O., RESPONDENT

No. 03-00-916

STATEMENT OF CHARGES

COMES NOW the Iowa Board of Medical Examiners (the Board), on January 11, 2001, and files this Statement of Charges against Floyd D. Simpson, D.O., (Respondent), a physician licensed pursuant to Chapter 147 of the Code of Iowa and alleges:

1. Respondent was issued license number 02030 to practice medicine and surgery in Iowa on May 11, 1984. Respondent placed his Iowa medical license on inactive status on August 1, 2000.
2. The Board has jurisdiction in this matter pursuant to Iowa Code Chapters 147, 148 and 272C.

COUNT I

3. Respondent is charged under section 148.6(2)(d) of the 1999 Code of Iowa with being disciplined by the medical licensing authority of another state.

CIRCUMSTANCES

4. On or about April 20, 2000, the Missouri Medical Board and Respondent entered into a Settlement Agreement placing Respondent's Missouri medical license on probation for a period of seven (7) years under certain terms and conditions. Respondent was disciplined for abusing controlled substances.

On this the 11th day of January, 2001, the Iowa Board of Medical Examiners finds probable cause to file this Statement of Charges.

Dale R. Holdiman MD

Dale R. Holdiman, M.D., Chairperson
Iowa Board of Medical Examiners
400 SW 8th Street, Suite C
Des Moines, Iowa 50309-4686

cc: Theresa O'Connell Weeg, Esq.
Assistant Attorney General
Iowa Department of Justice
Hoover State Office Building
Des Moines, IA 50319
Phone 515-281-6858