STATE OF MICHIGAN
DEPARTMENT OF LICENSING AND REGULATORY AFFAIRS

BUREAU OF PROFESSIONAL LICENSING BOARD OF MEDICINE

DISCIPLINARY SUBCOMMITTEE

In the Matter of

JEFFREY JOHN VRIELINK M.D.

License No. 43-01-073064,

Respondent.

Docket No. 22-003498 File No. 43-20-003078

**FINAL ORDER** 

On August 12, 2021, the Department of Attorney General, Licensing and

Regulation Division (Department of Attorney General), on behalf of the Department of

Licensing and Regulatory Affairs, Bureau of Professional Licensing (Department),

executed an Administrative Complaint charging Respondent with violating the Public

Health Code, MCL 333.1101 et seq.

An administrative hearing was held in this matter before an administrative

law judge (ALJ), who on January 26, 2023, issued a Proposal for Decision (PFD) setting

forth recommended Findings of Fact and Conclusions of Law.

On February 16, 2023, the Department of Attorney General, on behalf of the

Department, filed Petitioner's Exceptions to January 26, 2023 Proposal for Decision.

On March 1, 2023, Respondent filed Respondent, Jeffrey Vrielink, M.D's

Response to Petitioner's Exceptions to Proposal for Decision.

The Board of Medicine Disciplinary Subcommittee (DSC), having reviewed

the entire administrative record, considered this matter at a regularly scheduled meeting

held in Lansing, Michigan, on May 3, 2023, and accepted in part and rejected in part the

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Findings of Facts and Conclusions of Law in the ALJ's Proposal for Decision. The DSC then tabled the matter for the drafting of the DSC's Findings of Fact and Conclusions of Law.

On July 19, 2023, at a regulatory scheduled meeting held in Lansing, Michigan, the DSC again considered the matter and accepted the Disciplinary Subcommittee's Findings of Fact and Conclusions of Law, a copy of which is attached and incorporated. Therefore,

IT IS ORDERED that for violating MCL 333.16221(a) and (b)(i):

Respondent shall be placed on PROBATION for one (1) year, commencing on the effective date of this Order. The probationary period shall only be reduced while Respondent is employed in a capacity that requires a license to practice medicine in the state of Michigan. The terms of probation shall be as follows:

1. MEETING WITH BOARD APPROVED PHYSICIAN REVIEWER: Within 30 days of the effective date of this Order, Respondent shall submit to the Department written correspondence requesting approval of a proposed physician reviewer from a Board approved monitoring organization or a physician reviewer pre-approved by the Board chairperson or chairperson's designee who shall review Respondent's professional practice, with a particular focus on documentation and ethics. The request shall include, at a minimum, the individual's name, address, telephone number, email address, professional license number, monitoring organization affiliation, if applicable, and a current curriculum vitae or resume. Repsondent shall provide a copy of this Order, including the attached Disciplinary Subcommittee's Findings of Fact Conclusions of Law, and the administrative complaint dated August 12, 2021, to the monitoring organization or proposed reviewer before requesting approval.

Once the physician reviewer has been identified and approved, Respondent shall then be responsible for scheduling the time and place of the meetings with the approved reviewer. Respondent shall meet quarterly with the approved physician reviewer to review Respondent's professional practice and records as indicated above.

The initial meeting shall occur at the end of the third month of probation and subsequent meetings shall occur every third month thereafter until the Department has received four (4) quarterly reports from the approved physician reviewer that are satisfactory to the Department. The approved physician reviewer shall submit reports to the Department as set forth below.

- 2. PHYSICIAN REVIEWER CHANGE: If the approved physician reviewer is unable to review Respondent's professional practice, Respondent shall report this information in writing to the Department within 15 days of such change and request approval of another physician reviewer. Respondent shall submit the request for the approved physician reviewer assignment to the Department as set forth above.
- 3. RECORDS REVIEW: During the period of probation, the approved physician reviewer shall randomly select and review 4 of Respondent's current patient charts quarterly, with a particular focus on documentation and ethics. The approved physician reviewer shall check the patient charts for the appropriate documentation, including the presence or absence of the following: medical history and physical examination; diagnostic, therapeutic, and laboratory results, evaluations, and consultations; treatment rationale and objective; discussion risk and benefits; treatments; medication (including date, type dosage, and quantity prescribed); instructions and agreements; and periodic reviews. This review may occur at the quarterly meetings set forth above.
- 4. PHYSICIAN REVIEWER REPORTS: Respondent's approved physician reviewer shall file reports with the Department, as further provided below, advising of Respondent's practice and records. If, at any time, Respondent fails to comply with minimal standards of acceptable and prevailing practice or appears unable to practice with reasonable skill and safety, the approved physician reviewer shall immediately notify the Department.

# Respondent is responsible to ensure that the approved physician reviewer submits quarterly reports.

- 5. <u>REPORT OF NON-EMPLOYMENT</u>: If at any time during the period of probation Respondent is not employed in a capacity that requires a license to practice medicine in the state of Michigan, Respondent shall file a report of non-employment with the Department within 15 days after becoming unemployed. Respondent shall file a report of non-employment on a quarterly basis until Respondent returns to employment in a capacity that requires a license to practice medicine, at which time Respondent shall notify the Department of this fact within 15 days after returning to practice.
- 6. RESIDENCY AND PRACTICE OUTSIDE MICHIGAN: Periods of residency and practice outside Michigan shall not reduce the probationary period of the Order. Respondent shall report any change of residency or practice outside Michigan no more than 15 days after the change occurs. Compliance with this provision does not satisfy the requirements of MCL 333.16192(1) and 333.16221(g), regarding Respondent's duty to report name or mailing address changes to the Department.
- 7. <u>REPORTING PROCEDURE</u>: Unless immediate notification is required as indicated above, all reports shall be filed on a quarterly basis. The first report shall be filed at the end of the third month of probation and subsequent reports are to be filed every three (3) months after that.

Respondent authorizes the Department or its authorized representative to periodically contact the reporting individuals or agencies to inquire of Respondent's progress.

The timely file of information relating to this Order shall be Respondent's responsibility and failure to file the required information within the time limitations provided shall be deemed a violation of this Order.

8. CONTINUING EDUCATION: Respondent shall successfully complete and submit satisfactory evidence of completing a minimum of 12 hours of continuing education (CE) acceptable to the Board consisting of four (4) hours each in: a) medical ethics; b) documentation; and c) effective communication, for a total of at least 12 hours.

This CE shall not apply in computing Respondent's current CE requirements for license renewal.

Respondent shall seek and obtain pre-approval of the CE from the Board Chairperson or their designee.

Respondent shall send requests for pre-approval and proof of the successful completion of the CE to the Department at the email address set forth below.

9. <u>COMPLIANCE WITH THE PUBLIC HEALTH CODE</u>: Respondent shall comply with all applicable provisions of the Public Health Code and rules promulgated thereunder.

Respondent shall be automatically discharged from probation after one (1) year, PROVIDED Respondent has complied with the terms of this Order, and has not violated the Public Health Code.

Respondent shall upload the documentation required by the terms of this Order to the EDOC Record found under the *Enforcement* tab in Respondent's <u>MiPLUS</u> account or send as an email attachment to <u>BPL-Monitoring@michigan.gov</u>. Questions and other communications shall be emailed to <u>BPL-Monitoring@michigan.gov</u>.

Respondent shall be solely responsible for payment of all costs incurred in complying with the terms of this Order.

If Respondent violates any provision of this Order, or fails to complete any terms of the Order, the DSC may take disciplinary action pursuant to Mich Admin Code, R 338.1632 and MCL 333.16221(h).

This matter is a public record required to be published and made available to the public pursuant to the Michigan Freedom of Information Act, MCL 15.231 *et seq.*, and

Final Order File No. 43-20-003078 this action will be reported to the National Practitioner Data Bank, and any other entity as required by state or federal law.

This Order shall be effective 30 days from the date signed by the DSC's Chairperson or authorized representative, as set forth below.

Dated: July 24, 2023

MICHIGAN BOARD MEDICINE DISCIPLINARY SUBCOMMITTEE

Bv:

Michael Draminski, Manager

**Compliance Section** 

Bureau of Professional Licensing

Authorized Representative

Attachment

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# STATE OF MICHIGAN DEPARTMENT OF LICENSING AND REGULATORY AFFAIRS BUREAU OF PROFESSIONAL LICENSING BOARD OF MEDICINE DISCIPLINARY SUBCOMMITTEE

In the Matter of

Jeffrey Vrielink, M.D.	
License No. 43-01-079422	

Complaint No. 43-20-003078

# ADMINISTRATIVE COMPLAINT

Attorney General Dana Nessel, through Assistant Attorney General Bridget K. Smith, on behalf of the Department of Licensing and Regulatory Affairs, Bureau of Professional Licensing (Complainant), files this complaint against Jeffrey Vrielink, M.D. (Respondent), alleging upon information and belief as follows:

- 1. The Board of Medicine, an administrative agency established by the Public Health Code, MCL 333.1101 *et seq.*, is authorized to find that a licensee has violated the Code and impose sanctions through its Disciplinary Subcommittee under the Code.
- 2. Respondent is currently licensed to practice medicine pursuant to the Code. At all relevant times, Respondent practiced as a psychiatrist at Veritas Integrated Psychiatric Care, L.L.C., located in Comstock Park, Michigan.

#### ARTICLE 15 PROVISIONS

3. Section 16221(a) of the Code authorizes the Disciplinary Subcommittee to sanction a licensee for a violation of general duty, consisting of negligence or failure to exercise due care, including negligent delegation to, or supervision of employees or other individuals, whether or not injury results, or any conduct,

practice, or condition that impairs, or may impair, the ability to safely and skillfully engage in the practice of the health profession.

4. Section 16221(b)(i) of the Code authorizes the Disciplinary Subcommittee to sanction a licensee for personal disqualifications, consisting of incompetence, which is defined in section 16106(1) of the Code to mean a departure from, or failure to conform to, minimal standards of acceptable and prevailing practice for a health profession, whether or not actual injury to an individual occurs.

### FACTUAL ALLEGATIONS

- 5. In or around January or February 2019, Patient 1 (designation used to protect patient confidentiality) came out to his family as bisexual. At that time, Patient 1 was approximately 16 years old.
- 6. Shortly thereafter, Patient 1's mother started taking him to Respondent for psychiatric care.
- 7. From February 2019 until May 2019, Respondent treated Patient 1 for depression, anxiety, and bipolar disorder.
- 8. During the appointments, Respondent chastised Patient 1, often yelling at him regarding feelings surrounding his sexuality. Respondent also advised Patient 1 that he was not "right with God" and that his sexual orientation was the reason Patient 1 was depressed.
- 9. Making these type of comments as part of therapy with patients such as Patient 1 risks aggravating the patient's psychiatric conditions and would not be appropriate or within minimum standards of care for the profession.

10. Respondent's patient records for Patient 1 failed to provide clear documentation of clinical care, were difficult to read, and appeared incomplete.

# COUNT I

11. Respondent's conduct as described above constitutes a violation of general duty, consisting of negligence or failure to exercise due care, including negligent delegation to, or supervision of employees or other individuals, whether or not injury results, [or any conduct, practice, or condition that impairs, or may impair, the ability to safely and skillfully engage in the practice of the health profession,] in violation of section 16221(a) of the Code.

## COUNT II

12. Respondent's conduct as described above constitutes a departure from, or failure to conform to, minimal standards of acceptable and prevailing practice for a health profession, in violation of section 16221(b)(i) of the Code.

THEREFORE, Complainant requests that this complaint be served upon Respondent and that Respondent be offered an opportunity to show compliance with all lawful requirements for retention of the aforesaid licenses. If compliance is not shown, Complainant further requests that formal proceedings be commenced pursuant to the Public Health Code, the Administrative Procedures Act of 1969, MCL 24.201 et seq., and associated administrative rules.

RESPONDENT IS HEREBY NOTIFIED that, pursuant to section 16231(8) of the Public Health Code, Respondent has 30 days from receipt of this complaint to submit a written response to the allegations contained in it. Pursuant to section

16192(2) of the Code, Respondent is deemed to be in receipt of the complaint 3 days

after the date of mailing listed in the attached proof of service. The written

response shall be submitted by email to the Department of Licensing and

Regulatory Affairs, Bureau of Professional Licensing to LARA-BPL-

RegulationSection@michigan.gov, with a copy mailed to the undersigned assistant

attorney general. If unable to submit a response by email, Respondent may submit

by regular mail to the Department of Licensing and Regulatory Affairs, Bureau of

Professional Licensing, P.O. Box 30670, Lansing, MI 48909, with a copy mailed to

the undersigned assistant attorney general.

Pursuant to section 16231(9) of the Code, failure to submit a written response

within the 30-day period shall be treated as an admission of the allegations

contained in the complaint and shall result in transmittal of the complaint directly

to the Board's Disciplinary Subcommittee for imposition of an appropriate sanction.

Respectfully Submitted,

DANA NESSEL

Attorney General

/s/ Bridget K. Smith

Bridget K. Smith (P71318)

Assistant Attorney General

Licensing & Regulation Division

P.O. Box 30758

Lansing, MI 48909

Telephone: (517) 335-7569

Dated: August 12, 2021

Fax: (517) 241-1997

LF: Vrielink, Jeffrey John, M.D., 003078 2021-0315877-B/Pleading/Administrative Complaint 2021-08-12

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