

VERMONT BOARD OF MEDICAL PRACTICE

INTERNAL GUIDELINES: NONDISCIPLINARY FINANCIAL PENALTIES

INTRODUCTION

The Board of Medical Practice has the power to offer a licensee the opportunity to pay a nondisciplinary financial penalty of not more than \$250 for each violation under its jurisdiction that is of an administrative nature. 26 V.S.A. § 1377. The Board has established in Board Rule Section 71.1 a table of violations and penalties as required by Section 8 of Act 126 of 2020. This is to set forth internal guidelines for proposing resolution of a violation by payment of a nondisciplinary penalty.

OFFER OF NONDISCIPLINARY FINANCIAL PENALTY

- (a) By approval of these procedural guidelines the Board authorizes the Executive Director to offer on its behalf payment of a nondisciplinary financial penalty for the following violations:
 - (1) Failure to maintain a current, valid mailing address, email address, or telephone number as required by Board Rule Section 13.1 and provided in Section 71.1.1.
 - (2) Failure to disclose licensure by another US jurisdiction on an initial or renewal application as provided in Board Rule Section 71.1.18 and 71.1.19.
- (b) For administrative violations listed in Board Rule Section 71.1 other than those addressed in (a) above, the Executive Director shall present the matter to an Investigative Committee as a review case with notation that the staff suggests consideration of an offer of a nondisciplinary financial penalty. By approval of these procedural guidelines the Board authorizes an Investigative Committee to offer the option of a nondisciplinary financial penalty for administrative violations listed in Board Rule Section 7.1. When such an offer is made the case shall remain pending. If the Licensee submits payment as proposed, the case shall not be opened as an investigation.

Approved and adopted by the Board on December 7, 2022