

STATE OF VERMONT
BOARD OF MEDICAL PRACTICE

In re: Jessica Biggie, M.D.

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Licensing Matter

AMENDED ORDER

On July 11th, 2018, the Board of Medical Practice approved a Stipulation and Consent Order between Dr. Jessica Biggie (“Licensee”), her counsel and Margaret Vincent, Assistant Attorney General. The Board’s Order Conditioned Dr. Biggie’s license and required her to abide by the Terms and Agreement of the Stipulation and Consent Order. Dr. Biggie is now requesting a new practice setting and practice monitor be approved by the Board. The Board’s Licensing Committee reviewed Dr. Biggie’s request on November 2018 and agreed to those changes.

Therefore, the Board agrees to amend the following:

1. Paragraph 21 of the Stipulation and Consent Order shall now read; Licensee shall inform the Board immediately if she is no longer employed by Biologic Healthcare located in Brattleboro, VT and shall not practice medicine in any other practice setting in the State of Vermont without the approval of the assigned Committee or Board.
2. Paragraph 22 of the Stipulation and Consent Order shall now read; Licensee agrees to a practice monitor. The practice monitor is Amanda Hepler, MD who is a physician at Brattleboro Family Medicine. Any change in the practice monitor shall be subject to the approval of the assigned Committee or the Board.

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3. Paragraph 26 of the Stipulation and Consent Order shall now read; The practice monitoring shall continue for two (2) years from the date of the approval of this Amended Order. At the end of the two- (2) year monitoring period, Licensee shall submit a written request to the Committee to end the requirement for monitoring. Licensee may submit a written request to end the requirement for monitoring after 1 year based upon favorable and timely monitoring reports, and in its discretion the Board may elect to end the monitoring requirement early. The practice monitoring requirement will not cease until the Committee has approved, in writing, Licensee's request to end the monitoring. Petitions regarding the conditions must be submitted through the assigned Committee.
 4. A new practice monitor agreement shall be signed by Licensee and Dr. Hepler and filed with the Board prior to Licensee beginning her practice at Biologic Healthcare.

All of the other terms and conditions set forth in the Stipulation and Consent Order and Ordered by the Board on July 11, 2018 shall remain.

FOREGOING, AS TO JESSICA BIGGIE, M.D.
APPROVED AND ORDERED
VERMONT BOARD OF MEDICAL PRACTICE

<u>Jim Page</u>	<u>[Signature]</u>
<u>W.H.H.</u>	<u>[Signature]</u>
<u>[Signature]</u>	<u>[Signature]</u>
<u>[Signature]</u>	<u>[Signature]</u>
<u>[Signature]</u>	<u>[Signature] MD</u>
<u>David A. Jenkin</u>	<u>[Signature] MD</u>
<u>[Signature]</u>	<u>[Signature] MD</u>
<u>[Signature]</u>	<u>[Signature]</u>

DATED: January 2nd, 2019

ENTERED AND EFFECTIVE: January 2nd, 2019

RECEIVED

JAN - 7 2018

VERMONT BOARD OF
MEDICAL PRACTICE

PRACTICE MONITORING AGREEMENT

Vermont Board of Medical Practice

Jessica Biggie, M.D. Licensing Matter

1. Pursuant to a Stipulation and Consent Order entered into by Dr. Jessica Biggie and the Vermont Board of Medical Practice (“the Board”), Dr. Biggie has retained a practice monitor to monitor her medical practice. The purpose of this Practice Monitoring Agreement is to set forth the terms of the practice monitoring component of Dr.’s Biggie Stipulation and Consent Order. This Agreement will be signed by the practice monitor approved by the assigned Committee (“the Committee”) and Dr. Biggie.
2. The practice monitoring shall continue for two (2) years from the start of Dr. Biggie’s licensed practice in Vermont. At the end of the two- (2) year monitoring period, Dr. Biggie shall submit a written request to the Committee to end the requirement for monitoring. Dr. Biggie may submit a written request to end the requirement for monitoring after 1 year if she has provided favorable and timely monitoring reports, and in its discretion the Board may elect to end the monitoring requirement early. The practice monitoring requirement will not cease until the Committee has approved, in writing, Dr. Biggie’s request to end the monitoring.
3. In the event that the practice monitor can no longer monitor Dr. Biggie’s practice, Dr. Biggie shall immediately notify the Committee in writing. Dr. Biggie shall retain the services of a new practice monitor, subject to preapproval by the Committee. Within thirty (30) days of providing written notice to the Committee that the practice monitor can no longer monitor her practice, Dr. Biggie shall provide the Committee with the

name and curriculum vitae of the proposed new practice monitor. The Committee will provide written notification to Dr. Biggie indicating whether it approves of the new proposed practice monitor.

4. Dr. Biggie shall provide the practice monitor with a copy of the fully executed Stipulation and Consent Order.
5. Dr. Biggie shall be responsible for ensuring that the practice monitor does the following:
 - a. The practice monitor shall report her findings in writing to the Committee on a quarterly basis. The practice monitor's first report shall be submitted to the Committee no later than thirty (30) days after Dr. Biggie's ninetieth day of work at Biologic Healthcare in Brattleboro, VT. Successive reports shall be submitted every ninety (90) days thereafter.
 - b. On a quarterly basis, the practice monitor shall review the treatment records of at least five (5) randomly selected patients of Dr. Biggie. The practice monitor shall select at least five (5) patients' records from a list prepared by Dr. Biggie that identifies all patients for whom Dr. Biggie provided care. If there are patients that were prescribed a controlled substance, the practice monitor shall choose at least (2) of those patients records to review. The records shall be provided to the practice monitor in compliance with HIPAA.
 - c. The following shall be reviewed by the practice monitor and discussed in the practice monitoring reports to determine whether Dr. Biggie's treatment and documentation meets the applicable standard of care: (1) Whether Dr. Biggie's patient charts are well documented. (2) that Dr. Biggie's prescribing

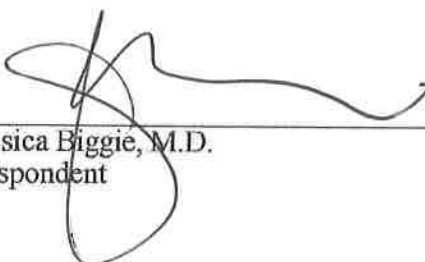
and dispensing of medication are in compliance with both Federal and Vermont laws and regulations. The practice monitor is expected to review any other documents, records, files, logs, etc. that will provide the requisite information needed to prepare written monitoring reports.

- d. After each quarterly review, Dr. Biggie shall meet with the practice monitor to discuss the quality of the care she provided and her medical records.
 - e. The quarterly monitoring reports shall include: (1) Specific findings identifying the documents that were reviewed, as well as the practices observed. (2) Whether Dr. Biggie's treatment, and medical records meet the applicable standards of care, and a comprehensive explanation for such opinion. (3) If applicable, recommended improvements to be made to Dr. Biggie's practice. (4) Confirmation of the date and the length of time that she met with Dr. Biggie to discuss the quality of her treatment and medical records that were reviewed for each quarterly review.
6. Dr. Biggie and the practice monitor agree that the practice monitor shall discuss her observations regarding Dr. Biggie's ability to practice upon request by a Board member, investigators for the Board or an Assistant Attorney General.
 7. Dr. Biggie and the practice monitor agree that the practice monitor will immediately notify the Board if there is any indication that Dr. Biggie has engaged in practice that does not meet the standard of care or violates any Vermont or federal law or regulation regarding the prescribing or dispensing of prescription medications.
 8. Dr. Biggie and the practice monitor agree that they have both read this Agreement in its entirety and agree to all of the terms and obligations set forth herein.

9. Dr. Biggie and the practice monitor agree that the terms of this Agreement cannot be amended or modified in any way without written approval of the Committee.


2nd day of January, 2019

DATED at Brattleboro, Vermont, this 24th day of December, 2018. *emv JB*



Jessica Biggie, M.D.
Respondent

DATED at Brattleboro, Vermont, this 22 day of December, 2018.



Dr. Amanda Hepler
Practice Monitor