

IN THE MATTER OF * **BEFORE THE MARYLAND**
DONALD HISLOP, M.D. * **STATE BOARD OF**
RESPONDENT * **PHYSICIANS**
FORMER LICENSE NO: D08293 * **CASE NO.: 2000-0551**

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**FINAL ORDER ON PETITION FOR TERMINATION OF SUSPENSION AND
REINSTATEMENT OF SUSPENDED LICENSE**

Donald Hislop, M.D. appeared before a Reinstatement Inquiry Panel (the “Panel”), a subcommittee of the Maryland State Board of Physicians (the “Board”), on December 5, 2007. The issue was Dr. Hislop’s Petition to Terminate Suspension and his corresponding application for reinstatement of his medical license. An Administrative Prosecutor also appeared before the Panel on behalf of the State. The Panel considered Dr. Hislop’s oral presentations and those of his counsel, his written submissions, the presentation made by the Administrative Prosecutor, and the history of the case, including two prior disciplinary orders – a 2002 Consent Order and a 2005 Final Order on Petition for Reinstatement of Suspended License, together with the assessment of Dr. Hislop’s medical practice skills made on January 2006, by the Center for Personalized Education for Physicians.

Dr. Hislop has undergone a significant amount of continuing medical education since the Board last denied his petition for reinstatement from suspension. The Administrative Prosecutor, however, argued that Dr. Hislop should not be reinstated until he completes a “substantial amount of structured, individualized remediation in family practice medicine.”

On January 23, 2008, the Board met to consider the case. The Board considered

all of the written material and discussed the case extensively with members of the Reinstatement Inquiry Panel. The Board was especially concerned with Dr. Hislop's proposed employment as an examiner providing screening physicals for the Federal Aviation Administration ("FAA"). The Board appreciates Dr. Hislop's acknowledgement and recognition of his professional deficiencies in the past, and believes he has shown a concerted effort to correct some of these problems. One of the demonstrated problems of the past, however, was a deficiency in screening for alcohol and drug abuse. The Board considers this to be critically significant in the area of FAA examinations. The Board believes that its duty to ensure public safety requires that the application for the reinstatement of an active (non-suspended) license be denied until Dr. Hislop undergoes additional training in recognizing alcoholism and drug abuse and also obtains employment at which he will be actively supervised. On the other hand, there is no reason why Dr. Hislop's reinstatement as a licensee (although a suspended licensee) should not be granted. If Dr. Hislop fulfills these three conditions to the satisfaction of the Reinstatement Inquiry Panel, he may be reinstated from suspension without further action of the full Board.

ORDER

It is therefore hereby **ORDERED** that Dr. Hislop's petition for reinstatement as a licensee (although a suspended licensee) is **GRANTED**; and it is further

ORDERED that Dr. Hislop's Petition to Terminate Suspension is hereby **DENIED** until the conditions set out below are met:

1. Dr. Hislop enrolls in and successfully completes the 39th Annual Medical Scientific Conference of the American Society of Addiction Medicine (ASAM) in April, 2008, in Toronto, Canada. Dr. Hislop is responsible for providing documentation to the Board that he has completed this course.

2. Dr. Hislop completes a Board approved Medical Review Officer (MRO) course in addition to passing the MRO exam which follows such course. Dr. Hislop is responsible for providing documentation to the Board that he has successfully completed this course, and has passed the MRO exam.
3. Dr. Hislop appears before the Board's Panel and submits to the Panel proposed employment at which he will be subject to direct supervision; Dr. Hislop shall authorize the Board to provide the supervisor with any of the documents in the Board's investigative file, as in the Board's discretion would be relevant, and as requested. The Panel approves the employment and the supervision.

And it is further **ORDERED** that if Panel of the Board determines that Dr. Hislop has successfully met the above mentioned conditions, the suspension shall be terminated and his license shall be actively reinstated; and it is further

ORDERED that he shall be on probation for a minimum of two (2) years, effective the date the suspension is terminated, and until he fully and satisfactorily complies with the following terms:

- a. For the entire duration of the probationary period, Dr. Hislop shall not practice medicine unless and until he obtains prior Board approval of every proposed medical position and prior Board approval of a Board-approved supervisor.
- b. Dr. Hislop's practice shall be subject to a peer review, or a chart review by a Board designee, to be determined at the discretion of the Board.

And it is further **ORDERED** that Dr. Hislop shall comply with the Maryland Medical Practice Act and all laws, statutes and regulations pertaining to the practice of medicine; and be it further

ORDERED that after the conclusion of the entire two (2) year period of probation, Dr. Hislop may file a written petition for termination of probation without further conditions or restrictions, but only if he has satisfactorily complied with all conditions of this Order, and if there are no pending complaints regarding Dr. Hislop

before the Board. Dr. Hislop shall personally appear before a panel of the Board regarding his request for termination of probation; and be it further

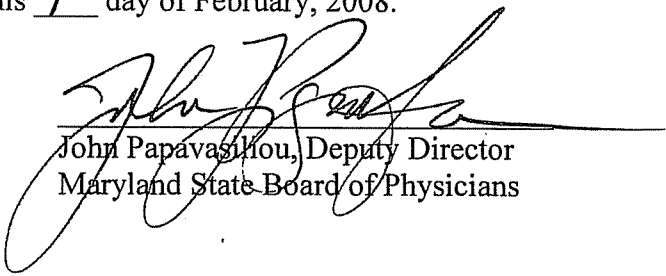
ORDERED that any violation of the terms and/or conditions of this Order, including an unacceptable chart review or peer review, shall be deemed a violation of this Final Order; and be it further

ORDERED that if Dr. Hislop violates any of the terms and conditions of this probation and/or Final Order, the Board, after giving Dr. Hislop notice and an opportunity to be heard, may impose any sanction which the Board may have imposed in this case under Health Occ. §§ 14-404(a) and 14-405.1 of the Medical Practice Act, including suspension, additional probation, a monetary fine or permanent revocation of medical licensure; and it is further

ORDERED that Dr. Hislop shall be responsible for all costs incurred to fulfill the terms and conditions of the Final Order; and it is further

ORDERED that this Final Order on Petition for Termination of Suspension and Reinstatement of Suspended License is a public document under Md. State Gov't Code Ann. §10-617(h).

So **ORDERED** this 2nd day of February, 2008.


John Papavasiliou, Deputy Director
Maryland State Board of Physicians