

1 BEFORE THE ARIZONA REGULATORY BOARD  
2 OF PHYSICIAN ASSISTANTS

3 In the Matter of

Case No. PA-23-0061A

4 **ROSILEE W. BARKER, P.A.**

5 Applicant for Licensure # 7961  
6 For the Performance of Healthcare Tasks  
In the State of Arizona.

**ORDER GRANTING PROBATIONARY  
LICENSE, AND CONSENT TO THE  
SAME**

7 Rosalie W. Barker, P.A. ("Respondent") elects to permanently waive any right to a  
8 hearing and appeal with respect to this Order granting her application for licensure subject  
9 to terms and conditions for probation; admits the jurisdiction of the Arizona Regulatory  
10 Board of Physician Assistants ("Board"); and consents to the entry of this Order by the  
11 Board.

12 **FINDINGS OF FACT**

13 1. The Board is the duly constituted authority for the regulation and control of  
14 the physician assistants in the State of Arizona.

15 2. Respondent is an applicant for license #7961 for the performance of health  
16 care tasks in the State of Arizona.

17 3. On June 15, 2023, the Board received an application from Respondent  
18 wherein she disclosed a lack of the practice of clinical medicine since 2015.

19 4. Respondent passed the PANRE on June 16, 2016.

20 5. Respondent completed 100.50 hours of Continuing Medical Education  
21 ("CME") in 2021-2022 and 6 hours of CME in 2023.

22 6. On November 27, 2023, Respondent underwent a Reentry to Clinical  
23 Practice Evaluation with the Center for Personalized Education for Professionals ("CPEP").  
24 Based on Respondent's performance on the Evaluation, CPEP identified areas of  
25 educational need and recommended that Respondent return to practice pursuant to a

1 Reentry Plan including structured education that incorporates external support and  
2 oversight.

3 **CONCLUSIONS OF LAW**

4 a. The Board possesses jurisdiction over the subject matter hereof and over  
5 Respondent and may issue probationary licenses pursuant to A.R.S. § 32-2522(J).

6 b. Pursuant to A.R.S. § 32-2521(A), "An applicant for licensure shall . . . 3. Be  
7 physically and mentally able to safely perform health care tasks as a physician assistant."

8 c. Pursuant to A.R.S. § 32-2522(J), "If an applicant does not meet the  
9 requirements of section 32-2521, subsection A, paragraph 3, the board may issue a  
10 license subject to" probationary conditions.

11 **ORDER**

12 IT IS HEREBY ORDERED THAT:

13 1. Respondent's application for licensure is granted and is placed under Probation for  
14 one year with the following terms and conditions:

15 a. **Reentry Plan**

16 Respondent shall comply with the CPEP Reentry Plan. Prior to engaging in healthcare  
17 tasks, Respondent shall submit the name of a Preceptor who is a Board-certified  
18 physician<sup>1</sup> or physician assistant practicing in primary care, who is licensed and in good  
19 standing with the Board for pre-approval by Board staff. Respondent shall provide the  
20 Preceptor with a copy of the CPEP Reentry Plan. The Preceptor shall provide the Board  
21 with a written statement confirming that he or she has reviewed the CPEP Reentry Plan  
22 and agrees to provide oversight and management of Respondent's structured education  
23 as recommended by CPEP. Respondent shall authorize the Preceptor to communicate  
24 directly to Board staff, and the Preceptor shall submit monthly reports to Board staff

25 \_\_\_\_\_  
<sup>1</sup> Respondent's Supervising Physician may also serve as her Preceptor.

1 regarding Respondent's progress with the Reentry Plan and any concerns regarding  
2 Respondent's safety to perform healthcare tasks.

3 Respondent shall complete all self-study Modules and maintain a Log as stated in the  
4 Reentry Plan. Respondent shall provide the Log to Board staff upon request and the  
5 completed Log shall be submitted with Respondent's request for termination of this Order.

6 Respondent shall practice in conjunction with the Preceptor to refresh and update her  
7 direct patient care skills as recommended in the CPEP Reentry Plan including a return to  
8 practice plan pre-approved by the Preceptor, chart reviews and Preceptor meetings.  
9 Respondent shall provide the return to practice plan and chart review results to Board staff  
10 upon request.

11 **b. Obey All Laws**

12 Respondent shall obey all state, federal and local laws, and all rules governing the  
13 performance of healthcare tasks in Arizona.

14 **c. Tolling**

15 In the event Respondent should leave Arizona to reside or practice outside the  
16 State or for any reason should Respondent stop performing healthcare tasks in Arizona,  
17 Respondent shall notify the Executive Director in writing within ten days of departure and  
18 return or the dates of non-practice within Arizona. Non-practice is defined as any period of  
19 time exceeding thirty days during which Respondent is not engaging in the performance of  
20 healthcare tasks. Periods of temporary or permanent residence or practice outside  
21 Arizona or of non-practice within Arizona, will not apply to the reduction of the probationary  
22 period.

23 **d. Probation Termination**

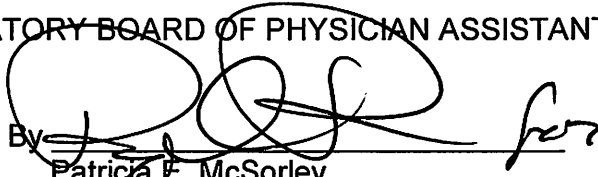
24 Prior to the termination of Probation, Respondent must submit a written request to  
25 the Board for release from the terms of this Order. Respondent's request for release will  
be placed on the next pending Board agenda, provided a complete submission is received

1 by Board staff no less than 30 days prior to the Board meeting. Respondent's request for  
2 release must provide the Board with evidence establishing that she has successfully  
3 satisfied all of the terms and conditions of this Order and must be accompanied by a report  
4 from the Preceptor indicating that Respondent has completed the CPEP Reentry Plan  
5 recommendations and is safe to perform healthcare tasks without a Preceptor. The Board  
6 has the sole discretion to determine whether all of the terms and conditions of this Order  
7 have been met or whether to take any other action that is consistent with its statutory and  
8 regulatory authority

9 2. The Board retains jurisdiction and may initiate new action against Respondent  
10 based upon any violation of this Order. A.R.S. § 32-2501(20)(ee).

11 DATED AND EFFECTIVE this 4<sup>th</sup> day of June, 2024.

12  
13 ARIZONA REGULATORY BOARD OF PHYSICIAN ASSISTANTS

14  
15 By   
16 Patricia E. McSorley  
17 Executive Director

18  
19 **CONSENT TO ENTRY OF ORDER**

20 1. Respondent has read and understands this Consent Agreement and the  
21 stipulated Findings of Fact, Conclusions of Law and Order ("Order"). Respondent  
22 acknowledges he has the right to consult with legal counsel regarding this matter.

23 2. Respondent acknowledges and agrees that this Order is entered into freely  
24 and voluntarily and that no promise was made or coercion used to induce such entry.

25 3. By consenting to this Order, Respondent voluntarily relinquishes any rights to  
a hearing or judicial review in state or federal court on the matters alleged, or to challenge  
this Order in its entirety as issued by the Board, and waives any other cause of action  
related thereto or arising from said Order.

1           4.     The Order is not effective until approved by the Board and signed by its  
2 Executive Director.

3           5.     All admissions made by Respondent are solely for final disposition of this  
4 matter and any subsequent related administrative proceedings or civil litigation involving  
5 the Board and Respondent. Therefore, said admissions by Respondent are not intended  
6 or made for any other use, such as in the context of another state or federal government  
7 regulatory agency proceeding, civil or criminal court proceeding, in the State of Arizona or  
8 any other state or federal court.

9           6.     Upon signing this agreement, and returning this document (or a copy thereof)  
10 to the Board's Executive Director, Respondent may not revoke the consent to the entry of  
11 the Order. Respondent may not make any modifications to the document. Any  
12 modifications to this original document are ineffective and void unless mutually approved  
13 by the parties.

14           7.     This Order is a public record that will be publicly disseminated as a formal  
15 action of the Board and will be reported to the National Practitioner's Data Bank and on the  
16 Board's web site.

17           8.     If any part of the Order is later declared void or otherwise unenforceable, the  
18 remainder of the Order in its entirety shall remain in force and effect.

19           9.     If the Board does not adopt this Order, Respondent will not assert as a  
20 defense that the Board's consideration of the Order constitutes bias, prejudice,  
21 prejudgment or other similar defense.

22           10.    Any violation of this Order constitutes unprofessional conduct and may result  
23 in disciplinary action. A.R.S. §§ 32-2501(20)(ee) ("Violating a formal order, probation  
24 agreement or stipulation issued or entered into by the board or its executive director.") and  
25 32-2551.

11.    ***Respondent has read and understands the conditions of probation.***

1 Rosilee W. Barker P.A.-c  
2 ROSILEE W. BARKER, P.A.

DATED: 5/8/2024

3  
4 EXECUTED COPY of the foregoing mailed  
this 4<sup>th</sup> day of June, 2024 to:

5  
6 ORIGINAL of the foregoing filed  
this 4<sup>th</sup> day of June, 2024 with:

7  
8 Arizona Regulatory Board of Physician Assistants  
1740 West Adams, Suite 4000  
9 Phoenix, Arizona 85007

10 Michelle Probes  
Board Staff

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