

NASPGHAN Membership Disciplinary Procedures in Event of Criminal Conviction or Loss of Medical License

Overview. Members of NASPGHAN are expected to conduct themselves in a professional and courteous way, demonstrating a respect for the rights of others. In addition, members are expected to comply with all applicable laws and to maintain their medical license. Actions of members that have resulted in criminal convictions, or have resulted in suspension or loss of medical license involve especially severe misconduct. As a result, in such circumstances, the member may be subject to these streamlined disciplinary procedures in lieu of NASPGHAN's standard Policy on Due Process for Alleged Ethical Misconduct.

Process. Anyone with knowledge of a criminal conviction or voluntary or involuntary suspension, relinquishment, or termination of the medical license of a NASPGHAN member, shall notify the NASPGHAN Executive Council or the Executive Director in writing.

1. On receipt of a notification, the information will be discussed with the Executive Director, who will promptly investigate the issue identified in the notification. Such investigation generally will be limited to verifying the claims made in the notification, which may include queries of the National or State Licensing Boards, Medical Commissions, and Certifying Boards, as well as the courts or law enforcement.
2. The NASPGHAN Executive Director shall notify the affected Member in writing of the ongoing investigation, and will provide the affected Member with the opportunity, within thirty days, to show cause in writing why NASPGHAN should not impose discipline.
3. Upon completion of the investigation, the Executive Director will provide the Executive Council with a written report of the findings, as well as the response, if any, from the affected Member
4. After reviewing the report, the affected Member's response, and deliberating, the Executive Council will determine a recommended course of action by majority vote:
 - a. Closure of the review for lack of sufficient supportive evidence;
 - b. Suspension of membership based on suspension of medical license;
 - c. Suspension of membership based on being charged with a felony or a misdemeanor of a particularly non-professional character;
 - d. Termination of membership based on termination of medical license;
 - e. Termination of membership based on being convicted of a felony or a misdemeanor of a particularly non-professional character; or
 - f. Any other form of discipline deemed appropriate by the Executive Council.

The decision of the Executive Council shall be final and is not subject to appeal.

5. The NASPGHAN President will provide written notification to the person submitting the notification of the course of action determined.

6. The NASPGHAN President will also provide written notification to the affected Member of the course of action determined. In the case of suspension, the affected Member will be asked to notify the NASPGHAN Executive Director in writing upon lifting of charges, or reinstatement of medical license, so that Membership can be reinstated upon verification and approval of Executive Council.