## LOUISIANA STATE BOARD OF MEDICAL EXAMINERS

630 Camp Street, New Orleans, LA 70130 www.lsbme.la.gov



## BEFORE THE LOUISIANA STATE BOARD OF MEDICAL EXAMINERS

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Nos. 2019-I-1113; 2020-I-41

ANDREW LEWIS LAMB, CLP-GEN (Credential No. CLP.203238-GEN)

Respondent

CONSENT ORDER

The above-captioned matters were docketed for investigation by the Louisiana State Board of Medical Examiners (the "Board") following the receipt of apparently reliable information indicating that Andrew Lewis Lamb, CLP-GEN ("Mr. Lamb"), who at all times pertinent has been licensed and engaged in practice as a clinical laboratory scientist-generalist in and around Sulphur, Louisiana, may be suffering from a substance abuse disorder, was arrested in possession of illegal substances, and was in possession of illegal substances at work.

Case No. 2019-I-1113 was docketed after the Board received notice from the Louisiana State Police of Mr. Lamb's arrest on December 11, 2019, for possession of a dangerous controlled substance and for illegal carrying of weapons with the possession of drugs. The Calcasieu Parish Sheriff's Office arrest report stated that Mr. Lamb, "was involved in a verbal altercation with his brother that involved a firearm being present." When Mr. Lamb was stopped by the police, a search allegedly revealed a firearm in his waistband and methamphetamine in the backpack he was wearing.

Case No. 2020-I-41 was docketed in January of 2020 after the Board received a complaint from Mr. Lamb's former employer stating that, upon separation of employment, suspicious substances along with open and unopened needles and syringes were found in Mr. Lamb's locker at work. The substances were tested and found to be kratom and methamphetamine.

Mr. Lamb completed an inpatient residential treatment program on January 17, 2020. On July 2, 2020, the criminal charges against Mr. Lamb were reduced to misdemeanors. Mr. Lamb was placed on misdemeanor supervised probation for two years, after which the charges would be dismissed, and Mr. Lamb entered guilty plea to "Possession of Drug Paraphernalia" in violation of La. R.S. 40:1023 and "Illegal Carrying of Weapons" in violation of La. R.S. 14:95A.

On August 4, 2021, the Board received Mr. Lamb's written response and explanation addressing both his arrest and the discovery of controlled substances in his locker at work. Regarding the discovery of controlled substances in his locker, Mr. Lamb stated that he no longer uses kratom but "in the past [he] had used recreationally." Mr. Lamb further stated that

methamphetamine was his "drug of choice" and he had "used for close to 2 years ... outside of work hours and on my break but [I] did not use at work." Mr. Lamb explained that he was absent from work due to struggles with addiction.

Mr. Lamb agreed to undergo an evaluation at a Board-approved facility. Mr. Lamb's evaluating physician determined that Mr. Lamb suffers from several substance use disorders. Additionally, the evaluating physician stated that "[t]hough Mr. Lamb reports sustained remission from these multiple substance use disorders, he has never received treatment at or for a duration which is acceptable to the LSBME or HPFLA standards for treatment of professionals with substance abuse disorders." The evaluating physician stated that Mr. Lamb appears to have the required skill and safety to continue practice as a certified medical technologist, however, it was recommended that he "sign and follow a five-year LSBME monitoring contract" and "complete a full intensive outpatient treatment program."

Predicated on the foregoing information, the Director of Investigations has determined that probable cause exists for recommending to the Board that an Administrative Complaint be filed in this matter charging Mr. Lamb with violation of the Louisiana Clinical Laboratory Personnel Law, La. R.S. 37:1326(A)(2), (9).

As evidenced by his subscription hereto, Mr. Lamb acknowledges the substantial accuracy of the foregoing information and that proof of such information upon an administrative evidentiary hearing would establish sufficient cause to take action against him for the suspension, revocation, or imposition of such other terms, conditions or restrictions on his license as a clinical laboratory scientist-generalist in the state of Louisiana as the Board may determine to be appropriate.

Recognizing his right to have notice and administrative adjudication of any charges that may be asserted against him in these proceedings, at which time Mr. Lamb would be entitled to be represented by legal counsel, to call witnesses and to present evidence on his own behalf in defense or in mitigation of the charges made and to a decision thereon by the Board based upon written findings of fact and conclusions of law pursuant to La. R.S. 49:955–65, Mr. Lamb, nonetheless, hereby waives his right to notice and formal adjudication and pursuant to La. R.S. 49:955(D) consents to entry of the Order set forth hereinafter. Mr. Lamb acknowledges that he hereby waives any right to which he may be entitled pursuant to the Louisiana Administrative Procedure Act, La. R.S. 49:951 et seq., or which may be afforded to him by any other law to contest or appeal his agreement to or the force and effect of the Board's investigation or this Order in any court or other forum. By his subscription hereto, Mr. Lamb also hereby authorizes the Investigating Officer designated by the Board with respect hereto to present this Order to the Board for its consideration and to fully disclose to and discuss with the Board the nature and results of the investigation and he waives any objection to such disclosures under La. R.S. 49:960. Mr. Lamb expressly

<sup>&</sup>lt;sup>1</sup> Pursuant to La. R.S. 37:1326(A): "[t]he board, upon the recommendation of the committee, may deny, suspend, probate, restrict, or revoke the issuance or renewal of a license or certificate, after notice and an opportunity for a hearing pursuant to the Administrative Procedure Act, upon a preponderance of evidence showing any of the following when such activity is not authorized by the provisions of this Part.... (2) Demonstrating incompetence in the performance of the practice of clinical laboratory science; (9) Intentional violation of any federal or state law, parish or municipal ordinance, the state sanitary code, or rule or regulation relative to any contagious or infectious disease, or any other public health matter."

acknowledges that the disclosure of such information to the Board by the Investigating Officer shall be without prejudice to the Investigating Officer's authority to proceed with the adjudication of an administrative complaint against him or to the Board's capacity to adjudicate such complaint should the Board decline to approve this Order.

Based upon the information provided, and upon the recommendation of the Investigating Officer, the Board hereby concludes that, consistent with its mandate under La. R.S. 37:1270, the interests of public health, safety, and welfare will be effectively served by entry of the Order set forth hereinafter by consent. Accordingly, in consideration of the foregoing and pursuant to the authority vested in the Board by La. R.S. 37:1326 and La. R.S. 49:955(D);

IT IS ORDERED that Andrew Lewis Lamb, CLP-GEN, is hereby OFFICIALLY REPRIMANDED.

IT IS FURTHER ORDERED that the license of Andrew Lewis Lamb, CLP-GEN, as evidenced by Credential No. CLP.203238-GEN, to engage in the practice of clinical laboratory science be and the same is hereby placed **ON PROBATION** for a period of five (5) years (the "probationary period") commencing on the effective date of this Order, provided however, that Mr. Lamb's continuing exercise of any rights and privileges granted thereby shall be conditioned upon and subject to his acceptance of and strict compliance with the following terms, conditions, and restrictions:

- (1) Maintenance of Complete Abstinence. Mr. Lamb shall maintain complete and total abstinence from the use of alcohol, controlled and any mood-altering substance for as long as he holds a license to practice clinical laboratory science in this state, except as may be prescribed by a treating physician for a bona fide medical condition. Mr. Lamb shall personally inform the Board's Probation and Compliance Officer, both orally and in writing, within forty-eight (48) hours of the prescription or administration of any controlled or mood-altering substance received by him from any physician for treatment of a bona fide medical condition. If the prescription is from another physician, he shall also inform his treating/monitoring physician in this same manner.
- Allied Professionals Health Program Agreement, Reports to Board. Mr. Lamb shall enroll in and continue to maintain a monitoring agreement with the Allied Professionals Health Program, ("APHP"), for a period of no less than five (5) years. Mr. Lamb shall continue in, abide by and strictly adhere to all recommendations for ongoing treatment and monitoring which are contained in such agreement, as well as those recommended by his treating physicians and those prescribed by any other health care provider involved in his care to the extent that they continue to follow him. Mr. Lamb shall, in addition, authorize and cause the APHP to submit to the Board or its designee, not less frequently than quarterly, written reports and/or verbal reports, should the Board or its designee desire the latter, on his compliance with the terms, conditions and restrictions of this Order and his monitoring agreement.

- (3) Participation in Required Alcoholics Anonymous/Narcotics Anonymous Meetings. Mr. Lamb shall participate in the required meetings of Alcoholics Anonymous/Narcotics Anonymous at the specified frequency required by his monitoring agreement with APHP for the duration of his five (5) year monitoring period.
- (4) Aftercare and Outpatient Programs. Mr. Lamb shall, within thirty (30) days of the effective date of this Order, provide confirmation that he is enrolled in an intensive outpatient treatment program that is consistent and compliant with his evaluators' recommendations and that is acceptable to and has been approved by the Board or its designee in writing. Mr. Lamb shall participate in the intensive outpatient treatment program for the period recommended by his treatment team. Further, Mr. Lamb shall participate in ongoing aftercare with the outpatient treatment program in which he enrolls for the first two (2) years of his monitoring contract with APHP. Mr. Lamb shall update the Board or its designee annually on his continuing participation in an intensive outpatient program and aftercare program.
- Order to each hospital, clinic, facility or other employer or prospective employer at which or for whom he provides services in clinical laboratory science in this state, and upon request of the Board's Probation and Compliance Officer Mr. Lamb shall immediately execute and provide, as may be necessary, authorization to obtain any and all peer review records or other employment records pertaining to Mr. Lamb from any hospital, institution or other health care entity where Mr. Lamb is employed.
- (6) Cooperation with Board's Probation and Compliance Officer. Mr. Lamb shall immediately notify the Board's Probation and Compliance Officer of any change in his current home and professional addresses and telephone numbers and he shall direct all matters required pursuant to this Order to the attention of the Probation and Compliance Officer. Mr. Lamb shall cooperate with the Probation and Compliance Officer on all matters and inquiries pertaining to his compliance with the terms and conditions of this Order, specifically including without limitation providing cooperation and assistance to the Board or its designee in obtaining any records under this Consent Order.
- (7) Absence from the State/Practice/Effect on Probation. Should Mr. Lamb at any time be absent from the State of Louisiana, relocate to and/or take up residency in another state or country, or discontinue practice of clinical laboratory science for a period of thirty (30) days or more he will so advise the Board in writing. In such instance, the probation ordered herein and all terms, conditions and restrictions thereof shall be deemed interrupted and extended and shall not commence again until Mr. Lamb

notifies the Board in writing that he has resumed the practice of clinical laboratory science in Louisiana.

- (8) Probation Monitoring Fee. For each year of the probationary period, Mr. Lamb shall pay the Board an annual probation monitoring fee of Three Hundred (\$300.00) Dollars. Payment of the initial fee shall be due not later than sixty (60) days from the effective date of this Order. All subsequent annual payments shall be due on or before the anniversary date of the initial fee payment.
- (9) Effect of Violation/Sanction. By his subscription hereto, Mr. Lamb acknowledges that his receipt of written notification that the Board has received reliable information indicating his failure to comply with the requirements set forth by this Order in any respect shall, without the need for formal hearing or for providing him with any right to which he may otherwise be entitled pursuant to the Louisiana Administrative Procedure Act, La. R.S. 49:951, et seq., or which otherwise may be afforded to him by law, constitute his irrevocable consent to the immediate suspension of his license to practice clinical laboratory science in this state pending a hearing before the Board and the conclusion of the administrative proceeding by issuance of a final decision following administrative adjudication of such charges.
- (10) Certification of Compliance with Probationary Terms. At least sixty (60) days prior to the conclusion of the probationary period imposed herein, Mr. Lamb shall provide the Board with an affidavit certifying that he has complied with each of the terms of probation imposed by this Order. The probationary period and all of its terms and conditions shall be, and shall be deemed to be, extended and continued in full force and effect pending Mr. Lamb's compliance with the requirements of this provision.
- (11) Effective Date. This Consent Order shall be effective as of the date it is approved and accepted by the Board as shown by the signature of the Board's representative below.

IT IS FURTHER ORDERED that any violation of or failure of strict compliance with any of the terms set forth by this Order by Mr. Lamb shall be deemed adequate and sufficient cause, upon proof of such violation or failure, for such other action against Mr. Lamb's license to practice clinical laboratory science in the state of Louisiana as the Board may deem appropriate as if such violations were enumerated among the causes provided in La. R.S. 37:1326.

IT IS FURTHER ORDERED that this Consent Order shall be, and shall be deemed to be, a public record.

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New Orleans, Louisiana, this \_

day of\_

, 2022.

LOUISIANA STATE BOARD OF MEDICAL EXAMINERS

By

LESTER W. JOHNSON, M.D.

President

Acknowledgment and Consent on Following Page

## ACKNOWLEDGMENT AND CONSENT

STATE OF L	OUISIANA .
PARISH OF	Cacaslan.

I, ANDREW LEWIS LAMB, CLP-GEN, hereby acknowledge that I have had the opportunity to seek the advice and guidance of legal counsel with respect to this Consent Order and that all of its terms and conditions have been fully explained to me and/or that I fully understand them. I further acknowledge that I approve, accept, and consent to entry of the above and foregoing Order without duress and of my own free will and accord, this 44 day of 42022.

WITNESSES:

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Signature

Chelsea Guillory

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Late Charles LA 70601

City/State/Zip Code

Andrew Lewis Lamb, CLP-GEN

Hannah Authement

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