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COMMONWEALTH OF KENTUCKY
BOARD OF MEDICAL LICENSURE
CASE NO. 2105

IN RE: THE LICENSE TO PRACTICE MEDICINE IN THE COMMONWEALTH OF
KENTUCKY HELD BY MICHAEL B. HUMBLE, M.D., LICENSE NO. 42900,
5277 BRISTOW ROAD, BOWLING GREEN, KENTUCKY 42103

AGREED ORDER

Come now the Kentucky Board of Medical Licensure (hereafter "the Board"), acting by and through the Chair of its Inquiry Panel A, and Michael B. Humble, M.D., (hereafter "the licensee"), and, based upon their mutual desire to resolve the pending investigation, the parties hereby ENTER INTO the following **AGREED ORDER**:

STIPULATIONS OF FACT

The parties stipulate the following facts, which serve as the factual bases for this Agreed Order:

1. At all relevant times, Michael B. Humble, M.D., was licensed by the Board to practice medicine within the Commonwealth of Kentucky.
2. The licensee's medical specialty is Internal Medicine.
3. The Board received a National Practitioner Data Bank report advising that the Chief Executive Officer of Greenview Regional Hospital imposed a precautionary suspension on the licensee on December 13, 2022, in response to a complaint of an inappropriate sexual encounter on hospital premises and other reports of sexually harassing behaviors directed at hospital staff members.
4. The licensee met with the Medical Executive Committee as part of its review of the precautionary suspension. The licensee admitted to having sexual encounters on hospital premises during operating hours and engaging in sexual banter with or in

- the presence of other employees. However, he claimed the sexual encounters were consensual.
5. On December 21, 2022, based on his admissions, the Medical Executive Committee voted to continue the precautionary suspension in effect and to revoke/not renew the licensee's clinical privileges, which were scheduled to expire on December 31, 2022. However, the recommendation was not final, and the licensee was entitled to a hearing and appeal.
 6. The licensee invoked his right to a hearing before the hospital's Board of Directors which was set to occur on March 21, 2023.
 7. On or about March 16, 2023, the licensee resigned his clinical privileges, rendering any further proceedings at the hospital, including the scheduled hearing, moot.
 8. On or about March 22, 2023, the licensee, through his counsel, informed the Board's investigator, Stephen Manley, that he had resigned his clinical privileges. He further informed Mr. Manley that "these were consensual sexual encounters with the hospital employee that Dr. Humble did not supervise, which did occur during work hours."
 9. During its investigation, the Board learned that the licensee has a relationship with Kentucky Physicians Health Foundation due to treatment for substance use disorder (arising from stimulant use) and impulse control disorder (arising from previous sexual conduct).
 10. The licensee agreed to enter into this Agreed Order in lieu of the issuance of a Complaint.

STIPULATED CONCLUSIONS OF LAW

The parties stipulate the following Conclusions of Law, which serve as the legal bases for this Agreed Order:

1. The licensee's Kentucky medical license is subject to regulation and discipline by the Board.
2. Based upon the Stipulations of Fact, the licensee has engaged in conduct which violates the provisions of KRS 311.595(21). Accordingly, there are legal grounds for the parties to enter into this Agreed Order.
3. Pursuant to KRS 311.591(6) and 201 KAR 9:082, the parties may fully and finally resolve this pending matter without an evidentiary hearing by entering into an informal resolution such as this Agreed Order.

AGREED ORDER

Based upon the foregoing Stipulations of Fact and Stipulated Conclusions of Law, and, based upon their mutual desire to resolve the pending investigation, the parties hereby ENTER INTO the following AGREED ORDER:

1. The license to practice medicine in the Commonwealth of Kentucky held by MICHAEL B. HUMBLE, M.D., is hereby PLACED ON PROBATION FOR A PERIOD OF FIVE (5) YEARS, with that period of probation to become effective immediately upon the filing of this Agreed Order.
2. During the effective period of this Agreed Order, the licensee's medical license SHALL BE SUBJECT TO THE FOLLOWING TERMS AND CONDITIONS:
 - a. Beginning immediately, the licensee SHALL enter into and maintain a five-year contractual relationship with the Kentucky Physicians Health Foundation and shall fully comply with all requirements of that contractual relationship;

- b. Within thirty (30) days of the entry of this Agreed Order, the licensee shall enroll in the next available *Medical Ethics and Professionalism – Extended* (ME-22 Extended) program administered by Professional Boundaries, Inc. (“PBI”) Education, <https://pbieducation.com/>, Tel. (904) 800-1237;
 - i. The licensee shall successfully complete all components of the program, including pre-course components and post-course weekly faculty-led group teleconference seminars (MAS-12), at his own expense and as directed by PBI;
 - ii. The licensee shall complete any necessary waiver/release so that PBI and the Board may communicate about any and all matters related to the licensee’s participation in the program;
 - iii. Failure to successfully complete the program in its entirety within twenty (24) months of entry of this Agreed Order shall be considered non-compliance with the terms of this Agreed Order and shall constitute grounds for an emergency order of suspension of the licensee’s license to practice medicine in the Commonwealth of Kentucky; and
 - c. The licensee SHALL NOT violate any provision of KRS 311.595 and/or 311.597.
3. The licensee expressly agrees that if he should violate any term or condition of this Agreed Order, the licensee’s practice will constitute an immediate danger to the public health, safety, or welfare, as provided in KRS 311.592 and 13B.125. The parties further agree that if the Board should receive information that he has violated any term or condition of this Order, the Panel Chair is authorized by law to enter an Emergency Order of Suspension or Restriction immediately upon a finding of probable cause that a violation has occurred, after an *ex parte* presentation of the relevant facts by the Board’s General Counsel or Assistant General Counsel. If the Panel Chair should issue such an Emergency Order, the parties agree and stipulate that a violation of any term or condition of this Agreed Order would render the licensee’s practice an immediate danger to the health,

welfare and safety of patients and the general public, pursuant to KRS 311.592 and 13B.125; accordingly, the only relevant question for any emergency hearing conducted pursuant to KRS 13B.125 would be whether the licensee violated a term or condition of this Agreed Order.

4. The licensee understands and agrees that any violation of the terms of this Agreed Order would provide a legal basis for additional disciplinary action, including revocation, pursuant to KRS 311.595(13).

SO AGREED on this 3 day of May, 2023.


FOR THE LICENSEE:


MICHAEL B. HUMBLE, M.D.


DAVID F. BRODERICK
COUNSEL FOR THE LICENSEE

FOR THE BOARD:


WAQAR A. SALEEM, M.D.
CHAIR, INQUIRY PANEL A


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