

# BOARD OF MEDICINE

## Open Session Agenda

July 25, 2018

8:30 am to 10:00 am

**BOARD MISSION STATEMENT:**

“To **protect** and enhance the health, safety, and well-being of District of Columbia residents by **promoting** evidence-based best practices in health regulation, high standards of quality care and implementing policies that **prevent** adverse events.”

**The agenda continues on the next page with the ‘Board Meeting Participants’.**

**BOARD MEETING PARTICIPANTS:**

<b>BOARD MEMBERS:</b>	
Andrea Anderson, MD (AA)	
Preetha Iyengar, MD (PI)	ABSENT
William Strudwick, MD (WS)	
Thomas Dawson, Esq. (TD)	
Jeffrey Smith, MD (JS)	
Terrence Straub (TS)	
Archie Rich (AR)	
Vikisha Fripp, MD (VF)	
David Wessel, MD (DW)	
Thomas Smith (TS2)	ABSENT
Joshua Wind, MD (JW)	
<b>BOARD STAFF:</b>	
Frank Meyers, JD – Executive Director	ABSENT
Karen Skinner, RN – ED Support	
Lisa Robinson – Health Licensing Specialist	
Mary Harris – Health Licensing Specialist	
Angela Braxton – Health Licensing Specialist	
Emilia Moran – Investigator	
Diane Moorer – IT Support	
<b>LEGAL STAFF:</b>	
Suzanne Fenzel, Esq. – Board Attorney Advisor	
Ajay Gohil, Esq. – Board Attorney Advisor	

The agenda continues on the next page with the ‘Call to Order’.<sup>1</sup>

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<sup>1</sup> The order in which the following agenda items are listed does not necessarily reflect the order in which the items were discussed during the meeting.

**CALL TO ORDER**

OS-18-07-01 ALL	<b><u>INTRODUCTIONS</u></b>  <b>A. BOARD MEMBERS</b>  <b>B. BOARD STAFF</b>	
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**APPROVAL OF MINUTES, CONSENT AGENDA AND STAFF REPORTS**

OS-18-07-02 ALL	<b><u>BOARD/DEPARTMENT REPORT</u></b>  <b>A. BOARD CHAIR'S REPORT</b> <b>i. August Board Meeting</b>  <b>B. EXECUTIVE DIRECTOR'S REPORT</b>  <b>i. Defending Access to Women's Health Care Services Amendment Act" Joint Subcommittee Mtg.</b> Second meeting scheduled for July 20 at 2 pm.  <b>ii. MTL Renewals</b> The Executive Director will provide an update on the status of this year's MTL renewals.  <b>iii. Licensure Census</b> The Executive Director will provide an update on the current licensure census in the District.  <b>C. BOARD ATTORNEY'S REPORT</b>	
OS-18-07-03 ALL	<b><u>OPEN SESSION MINUTES</u></b>  <b>Board Action:</b> Consideration of the Open Session minutes from the June 27, 2018 meeting.  <b>Background:</b> The Open Session Minutes are a record of the Board's past meeting(s), describing the events, list of attendees, a statement of the issues considered and related responses or decisions of the Board.	FM

OS-18-07-04 ALL	<p><b><u>OPEN CONSENT AGENDA</u></b></p> <p><b>Board Action:</b>  Consideration of the current July 25, 2018, Open Consent Agenda items for purposes of review and/or ratification of Board actions taken since the last Board meeting.</p> <p><b>Background:</b>  The Open Consent Agenda is a record of the decisions and/or actions taken by the Board or its staff since the last meeting of the Board.</p>	FM
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**The Open Session Agenda continues on the next page with ‘Misc. Items for Discussion’.**

**MISC. ITEMS FOR DISCUSSION**

<p>OS-18-07-05 ALL</p>	<p><b><u>LEGISLATIVE UPDATE</u></b></p> <p><b>Board Action:</b> To review a list of legislative matters currently pending, both in the District and/or at a national level, that may be of interest to the Board:</p> <p><b>Background:</b> The Board has previously expressed interest in being kept up to date on legislative matters that may affect the practice of medicine in the District. In response, staff has worked with DC Health to create a tracking list of legislative items that may be of interest to the Board.</p>	<p>FM</p>
<p>OS-18-07-06 ALL</p>	<p><b><u>PHYSICIAN WORKFORCE SURVEY</u></b></p> <p><b>Board Action:</b> To review the presentation from Community Health Administration (CHA) regarding the workforce survey.</p> <p><b>Background:</b> The Workforce Survey accompanies the biannual renewal applications for physicians and physician assistants. CHA data analyst Ashley Vann will highlight 2016 workforce survey findings and discuss 2018 survey recommendations.</p>	
<p>OS-18-07-07</p>	<p><b><u>PHYSICIAN ASSISTANT WORKGROUP UPDATE</u></b></p> <p><b>Board Action:</b> To discuss the recent meeting of the Physician Assistant (PA) Workgroup.</p> <p><b>Background:</b> In 2015 the Board of Medicine (Board) reviewed information regarding PA supervision requirements in emergency room settings. At the time, Board staff became aware of PA supervision agreements wherein a physician was supervising eight (8) PAs. Under existing law and regulations, physicians are limited to four (4) PAs. Following review, the Board voted to change the requirements to allow for physicians to supervise more than four (4) PAs in emergency room settings. Staff has reviewed existing regulations and directives, however based on information available the requested changes were never implemented.</p> <p>The Board reviewed this matter again at its May 2018 meeting, and directed a Workgroup be established to review existing regulations and current practices to determine if changes need to be made to expand the number of PAs that can be supervised at a given time.</p> <p>The PA Workgroup, made up of Dr. Strudwick, Dr. Smith, Mr. Rich and Mr. Joseph Hudson, PA, met on July 9<sup>th</sup> and discussed this matter. Mr. Rich was absent. The consensus of the Workgroup was that no more than four (4) PAs should be supervised at any given time, but that a physician should be able to enter into delegation agreements</p>	<p>WS, JW SF</p>

	with as many PAs as needed. Board Counsel will draft suggested language for the Board's review. The workgroup will review the other regulations to determine if any other changes should be suggested.	
OS-18-07-08 ALL	<p><b><u>VITAL RECORDS PRESENTATION</u></b></p> <p><b>Board Action:</b> To review the presentation from Vital Records regarding the process for signing and submitting Death Certificates in the District of Columbia.</p> <p><b>Background:</b> At the June 2018 meeting, the Board requested a presentation from Vital Records regarding the process for signing and submitting death certificates. Ms. Tara Abrams, state registrar, will be in attendance to provide information on death certificate process, including the new electronic system.</p>	FM
OS-18-07-09 ALL	<p><b><u>ACUPUNCTURE REGULATIONS</u></b></p> <p><b>Board Action:</b> To review the comments received after the publication of the Second Notice of Proposed Amendments to the Acupuncture Regulation and determine which, if any, should be accepted.</p> <p><b>Background:</b> The Acupuncture regulations (17 DCMR 47) were reviewed and a Notice of Proposed Amendments was published on November 27, 2015. A workgroup met and reviewed comments received in response and made several changes to the first proposed amendments; a Second Notice was drafted and published on June 9, 2018. Comments have been received as a result and the Board needs to decide if any further changes should be made.</p>	SF

**The Open Session Agenda continues on the next page with 'Motion to Close'.**

## MOTION TO CLOSE

OS-18-07-10  
ALL

### MOTION TO CLOSE

**Board Action:**

To go into closed session to discuss confidential matters as permitted in DC Official Code § 2-575(b).

**Background:**

Pursuant to DC Official Code § 2-575(b), the Board will may move into the Closed Executive Session portion of the meeting to discuss the following:

1. To consult with an attorney to obtain legal advice and to preserve the attorney-client privilege between an attorney and a public body, or to approve settlement agreements pursuant to § 2-575(b)(4)(a);
2. Preparation, administration, or grading of scholastic, licensing, or qualifying examinations pursuant to section § 2-575(b)(6);
3. To discuss disciplinary matters pursuant to section § 2-575(b)(9);
4. To plan, discuss, or hear reports concerning ongoing or planned investigation of alleged criminal or civil misconduct or violations of law or regulations, if disclosure to the public would harm the investigation pursuant to section § 2-575(b) (14).

**This ends the Open Session Agenda.**