

BOARD OF MEDICINE

Open Session Agenda

October 30, 2019
8:30 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 Open Session Agenda continues on the next page with the ‘Board Meeting Participants’.

BOARD MEETING PARTICIPANTS:

BOARD MEMBERS:	
Andrea Anderson, MD (AA)	
Preetha Iyengar, MD (PI)	
William Strudwick, MD (WS)	
Thomas Dawson, Esq. (TD)	ABSENT
Jeffrey Smith, MD (JS)	
Terrence Straub (TS)	ABSENT
Archie Rich (AR)	
Vikisha Fripp, MD (VF)	
David Wessel, MD (DW)	
Thomas Smith (TS2)	
Joshua Wind, MD (JW)	
Christopher Raczynski, MD (CR)	
Joelle Simpson, MD (JS2)	
Konrad Dawson, MD (KD)	
BOARD STAFF:	
Frank Meyers, JD – Executive Director	
Lisa Robinson – Health Licensing Specialist	
Mary Harris – Health Licensing Specialist	
Angela Braxton – Health Licensing Specialist	
Charles Annor – Health Licensing Specialist	
Emilia Moran – Investigator	
LEGAL STAFF:	
Suzanne Fenzel, Esq. – Board Attorney Advisor	
Ajay Gohil, Esq. – Board Attorney Advisor	

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¹ 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-19-10-01 ALL	<u>INTRODUCTIONS</u> A. BOARD MEMBERS B. BOARD STAFF	
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APPROVAL OF MINUTES, CONSENT AGENDA AND STAFF REPORTS

OS-19-10-02 ALL	<u>BOARD/DEPARTMENT REPORT</u> A. BOARD CHAIR'S REPORT i. FSMB State Board Advisory Panel to USMLE The Board Chair will provide an update on the recent meeting and report of the FSMB State Board Advisory Panel to the USMLE. B. EXECUTIVE DIRECTOR'S REPORT i. DFS Lab Tour The DFS Lab Tour has been scheduled for November 14, 2019, beginning at 9:30 am. Anyone interested in attending will need to confirm no later than November 1 st , 2019. ii. November and December Board Meetings As a reminder, the November and December meetings are being combined into one meeting, scheduled for December 11, 2019. iii. Licensure Census The Executive Director will provide an update on the current licensure census in the District. C. BOARD ATTORNEY'S REPORT	
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OS-19-10-03 ALL	<p><u>OPEN SESSION MINUTES</u></p> <p>Board Action: Consideration of the Open Session minutes from the September 25, 2019 meeting.</p> <p>Background: 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.</p>	FM
OS-19-10-04 ALL	<p><u>OPEN CONSENT AGENDA</u></p> <p>Board Action: Consideration of the current October 30, 2019, Open Consent Agenda items for purposes of review and/or ratification of Board actions taken since the last Board meeting.</p> <p>Background: 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

The Open Session Agenda continues on the next page with ‘Misc. Items for Discussion’.

MISC. ITEMS FOR DISCUSSION		
OS-19-10-05 ALL	<p><u>10% CONTINUING EDUCATION HEALTH PRIORITIES</u></p> <p>Board Action: To review the notice from the Department of Health outlining which health priorities have been established for the 10% continuing education requirement.</p> <p>Background: DC Health recently promulgated regulations requiring all professions licensed by HRLA to complete at least 10% of the CE in subject areas designated as health priorities by the Director. While many of the regulations have been implemented, the list of health priorities had not been established until this month. A copy of the notice from DC Health is provided for the Board's review.</p>	FM
OS-19-10-06 ALL	<p><u>US DEPARTMENT OF HEALTH AND HUMAN SERVICES (HHS) GUIDANCE FOR OPIOID USE</u></p> <p>Board Action To review the guide issued by the HHS addressing best practices for opioid prescribing.</p> <p>Background: Recently HHS issued a guide for use by clinicians on the appropriate dosage reduction or discontinuation of long-term opioid analgesics. A copy of the guide is being provided for Board review.</p>	FM
OS-19-10-07 ALL	<p><u>CONTINUING EDUCATION (CE) REQUEST - CHA</u></p> <p>Board Action: To review the request from the Community Health Administration (CHA), within DC Health, for approval of Continuing Education credits for their upcoming Vaccines for Children (VFC) Adolescent Health Meeting.</p> <p>Background: CHA is hosting a VFC Adolescent Health Meeting on November 4th, 2019. The purpose of the meeting is to provide education and training to VFC providers. As part of the presentation CHA is requesting approval of four (4) hours of CME.</p> <p>The Board initially reviewed this matter at their September 2019 meeting, following which the Board voted to table the matter and request CHA consider AMA approval first, or provide more information regarding course materials, instructor CVs, and more detailed course</p>	FM

	<p>information. Additional information has been received, which is being presented to the Board for review.</p> <p>In addition to the above, staff has researched what is required by the AMA to be approved for CE credits, and determined the Department is not eligible for AMA approval.</p>	
<p>OS-19-10-08 ALL</p>	<p><u>CONTINUING EDUCATION (CE) REQUEST – DEATH WITH DIGNITY</u></p> <p>Board Action: To review the request from the HRLA for approval of CE credit for the Death with Dignity Presentation.</p> <p>Background: In 2016 District government implemented the Death with Dignity Program, which allows for individuals diagnosed with a terminal condition to obtain medications for ending their life in a humane and peaceful manner. As part of the law, DC Health provides an educational session to stakeholders on how the law is implemented and utilized. DC Health is requesting approval of 3.5 CE hours for this program.</p>	<p>FM</p>
<p>OS-19-10-09 ALL</p>	<p><u>INTERSTATE MEDICAL LICENSURE COMPACT COMMISSION (IMLCC) UPDATE</u></p> <p>Board Action: To review the 2019 annual report from the IMLCC.</p> <p>Background: The DC Board of Medicine become a member of the Interstate Medical Licensure Compact (Compact) in 2018. Since becoming a member, DC Health has been working to implement regulations and changes to the licensure process to issue compact licenses. This process is still ongoing, with compact licensure anticipated for early 2020.</p> <p>As a member of the Compact, the District is entitled to representation on the IMLCC, which is the organization responsible for running the Compact’s operations. Dr. Vikisha Fripp and Mr. Frank Meyers have been appointed by the Mayor to represent the District on the IMLCC. Recently, the IMLCC issued it’s 2019 annual report outlining it’s performance for the past year. A copy of the report is provided for the Board’s review.</p>	<p>FM</p>

<p>OS-19-10-10 ALL</p>	<p><u>MEDICAL DEFERALS FOR IMMUNIZATIONS</u></p> <p>Board Action: To review the presentation from the American Academy of Pediatrics.</p> <p>Background: At the September 2019 meeting, the Board was presented with information from the DC Office of the American Academy of Pediatrics on the topic of medical deferrals for immunizations, specifically addressing fraudulent exemptions or compensation to provide exemptions. Following the presentation the Board requested DCAAP submit a draft letter for the Board to review and consider in whether to send to licensees. DCAAP has submitted the requested letter, which is being provided to the Board for review.</p>	<p>FM</p>
<p>OS-19-10-11 ALL</p>	<p><u>PA REGULATORY UPDATE</u></p> <p>Board Action: To review the proposed changes to PA regulations from the District of Columbia Academy of PAs (DCAPA).</p> <p>Background: Ms. Debra Herrmann, former member of the Advisory Committee on Physician Assistants, on behalf of DCAPA, met with legal staff to discuss proposed changes to regulations governing the practice of PAs in the District. Following this discussion, DCAPA sent the enclosed letter and proposed regulations outlining the changes they are seeking.</p>	<p>AG</p>
<p>OS-19-10-12 ALL</p>	<p><u>REQUEST FOR MODIFICATION TO PROPOSED REGULATION</u></p> <p>Board Action: To review the proposed regulation drafted by the Board of Pharmacy, modified training requirements for collaborative practice agreements between pharmacists and physicians.</p> <p>Background: The Board of Medicine and Board of Pharmacy previously implemented joint regulations governing collaborative practice agreements between physicians and pharmacists. Under the current regulations, in order to participate in a collaborative practice agreement with a physician, pharmacists must prove possession of relevant advanced training through certification as a specialist, successful completion of a residency or Board-approved certification program, have either three (3) or five (5) years of relevant clinical experience depending upon the degree held, and documented training related to the area of practice covered by the collaborative practice agreement. The Board of</p>	<p>FM</p>

	<p>Pharmacy believes that in practice, these provisions are duplicitous and create an unintended barrier to the participation of otherwise qualified pharmacists in collaborative practice agreement. The Board of Pharmacy has submitted proposed regulations addressing this issue, which has been provided to the Board for review.</p>	
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The Open Session Agenda continues on the next page with 'Motion to Close'.

MOTION TO CLOSE

OS-19-10-13 ALL	<p><u>MOTION TO CLOSE</u></p> <p>Board Action: To go into closed session to discuss confidential matters as permitted in DC Official Code § 2-575(b).</p> <p>Background: Pursuant to DC Official Code § 2-575(b), the Board will move into the Closed Executive Session portion of the meeting to discuss the following:</p> <ol style="list-style-type: none">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).	FM
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The Open Session Agenda continues on the next page with 'Motion to Adjourn'.

MOTION TO ADJOURN

OS-19-10-14 ALL	<p><u>MOTION TO ADJOURN</u></p> <p>Board Action: To adjourn the meeting.</p> <p>Background: At the end of every meeting, a motion to adjourn must be made in open session to close out the business of the Board.</p>	FM
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This ends the Open Session Agenda.

This meeting is governed by the Open Meetings Act. Please address any questions or complaints arising under this meeting to the Office of Open Government at opengovoffice@dc.gov.