

BOARD OF MEDICINE

Open Session Agenda

September 30, 2020
8:30 am

VIRTUAL MEETING NOTICE

Due to the COVID-19 pandemic, all board meetings will be held virtually during the declared public health emergency.

Information on how to access the public portion of the meeting is listed below:

Join by Web

<https://dcnet.webex.com/dcnet/j.php?MTID=m6103cfeba7a4f12a2869cd77585cea0f>

Join by Phone

Call-in Number(s):

1-202-860-2110 United States Toll (Washington D.C.)

1-650-479-3208 Call-in number (US/Canada)

Access Code: 172 386 4322

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)	
Jeffrey Smith, MD (JS)	
Terrence Straub (TS)	
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	
Erin Donnelly – Legal Intern	

The Open Session Agenda continues on the next page with the ‘Call to Order’.¹

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-20-09-01 ALL	<u>INTRODUCTIONS</u> A. BOARD MEMBERS B. BOARD STAFF	
--------------------	---	--

APPROVAL OF MINUTES, CONSENT AGENDA AND STAFF REPORTS

OS-20-09-02 ALL	<u>BOARD/DEPARTMENT REPORT</u> A. BOARD CHAIR'S REPORT i. Presentation to MSDC The Board Chair will provide an update on the recent webinar held by MSDC in which the Board Chair and Executive Director provided an overview of the upcoming renewal system. ii. FSMB Webinar on COVID-19 & Physician Wellbeing The Board Chair will provide an update on the recent FSMB webinar re: COVID-19 and it's impact on physician wellbeing that took place on August 27, 2020. iii. Interprofessional Board Chair Collaboration (IBCC) Meeting The Board Chair will provide an update on the recent meeting of the IBCC held on September 21, 2020. B. EXECUTIVE DIRECTOR'S REPORT i. COVID-19 Update The Executive Director will provide a general update on the District's response to COVID-19. ii. Renewal Update The Executive Director will provide an update on this years renewals, which are scheduled to go live on or about October 1, 2020. iii. November and December Meetings The November and December Board meetings are scheduled for November 25 th and December 30 th . Considering the proximity of these dates to holidays, the	
--------------------	---	--

	<p>Board needs to decide whether it wants to move these dates or combine them into a single meeting date.</p> <p>iv. Licensure Census The Executive Director will provide an update on the current licensure census in the District.</p> <p>C. BOARD ATTORNEY’S REPORT</p>	
OS-20-09-03 ALL	<p><u>OPEN SESSION MINUTES</u></p> <p>Board Action: Consideration of the Open Session minutes from the July 29, 2020 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-20-09-04 ALL	<p><u>OPEN CONSENT AGENDA</u></p> <p>Board Action: Consideration of the current 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-20-09-05 ALL	<p><u>FEDERATION OF STATE MEDICAL BOARDS – CALL FOR NOMINATIONS</u></p> <p>Board Action: To review the “1st Call for Nominations” from the Federation of State Medical Boards (FSMB).</p> <p>Background: The FSMB Nominating Committee is beginning it’s recruitment of potential nominees for the 2021 elections to the Board of Directors. As part of the recruiting process, FSMB will be publishing it’s “1st Call for Nominees” in the FSMB eNews on October 6th. A copy of the notice from FSMB, including information on how to run for office, is being provided to the Board for review.</p>	FM
OS-20-09-06 ALL	<p><u>FEDERATION OF STATE MEDICAL BOARDS – REQUEST FOR BY-LAWS</u></p> <p>Board Action: To determine whether to submit any proposed amendments to the Federation of State Medical Boards (FSMB) by-laws.</p> <p>Background: The FSMB Bylaws Committee will meet on December 2, 2020, to consider requests for amendments to the FSMB Bylaws. The deadline for submission of proposed changes is November 13, 2020. A copy of the notice from FSMB as well as existing Bylaws are being provided to the Board for review.</p>	FM
OS-20-09-07 ALL	<p><u>REPORT – PUBLIC CITIZEN</u></p> <p>Board Action: To review the email from FSMB as well as the report from Public Citizen on the topic of physician sexual misconduct.</p> <p>Background: Recently staff received an email from FSMB notifying us of a recent report being issued by Public Citizen addressing the topic of physician sexual misconduct. Following this email, staff received an email from Public Citizen containing the actual report in questions, titled “15-Year Summary of Sexual Misconduct by U.S. Physicians Reported to the National Practitioner Data Bank, 2003 – 2017: In-Depth, Updated Evidence on White Coat Betrayal.” A copy of the email from FSMB, as well as the report from Public Citizen is being provided to the Board for review.</p>	FM

<p>OS-20-09-08 ALL</p>	<p><u>ATHLETIC TRAINERS</u></p> <p>Board Action: To review the draft policy regarding athletic trainers' ability to provide clinical assessments in order to provide immediate and emergency treatment of athletic injuries.</p> <p>Background: At the May 2020 Board meeting, the Board approved the final regulations to implement licensure of athletic trainers. In accordance with the statute, the regulations included a prohibition on athletic trainers providing medical diagnoses. However athletic trainers are concerned that the prohibition may lead to unfounded complaints when an athletic trainer provides immediate and emergency care in that, to do so, he or she has to make some assessments to determine what care is needed. The Board agreed to consider a policy that would clarify that point in case such a complaint came before the Board.</p>	<p>SF</p>
<p>OS-20-09-09 ALL</p>	<p><u>PRESENTATION - DERMATOLOGY TECHNICIANS</u></p> <p>Board Action: To review the presentation from Ms. Cheryll Burgess on the topic of Dermatology Technicians.</p> <p>Background: Dr. Cheryll Burgess presented to the Board approximately six (6) years ago on the topic of dermatology technicians. Ms. Burgess would like to present to the new Board on this same topic. A copy of the request from Ms. Burgess, as well as a Dermatology Technician training manual are being provided to the Board for review.</p>	<p>FM</p>
<p>OS-20-09-10 ALL</p>	<p><u>DISCUSSION – MSDC</u></p> <p>Board Action: To meet representatives from the Medical Society of the District of Columbia Physicians Health Program (MSDC PHP) for a discussion of their program.</p> <p>Board Action: The MSDC PHP program provides monitoring services to various licensed physicians in the District who are diagnosed with substance abuse issues. These individuals are some times self-referred to MSDC, or referred by the Board. MSDC has been invited by the Board to</p>	

	discuss operations and how the program is continuing to provide services during the ongoing public health emergency.;	
OS-20-09-10 ALL	<p><u>FEDERATION OF STATE MEDICAL BOARDS – REPORT ON SEXUAL MISCONDUCT</u></p> <p>Board Action: To review the FSMB Report on Sexual Misconduct.</p> <p>Background: The Federation of State Medical Boards’s Workgroup on fPhysicain Sexual Misconduct published it’s Report and Recommendations on Physician Sexual Misconduct, which was adopted as policy by FSMB in May of 2020.</p> <p>This report is the product of several years of work, and provides several recommendations to state medical boards on how to address complaints of sexual misconduct and recommended best practices reL terminology, investigations, handling of witnesses, and much more. A copy of the report is being provided to the Board for review.</p>	AA

The Open Session Agenda continues on the next page with ‘Motion to Close’.

MOTION TO CLOSE

OS-20-09-11 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
--------------------	---	----

The Open Session Agenda continues on the next page with ‘Motion to Adjourn’.

MOTION TO ADJOURN		
OS-20-09-12 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

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.