

# BOARD OF MEDICINE

## Open Session Agenda

July 31, 2024  
8:30AM

### IN-PERSON MEETING

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*The Board meeting will be held at 2201 Shannon Place SE Washington DC. Information on how to access the public portion of the meeting virtually is listed below:*

**Join by Web:**

Meeting link:

<https://dcnet.webex.com/dcnet/j.php?MTID=m7f823658b3b1e1556a59c90709042b04>

Meeting number:

160 487 2313

Password:

eTJJfPgx322

**Join by video system**

Dial [1604872313@dcnet.webex.com](tel:1604872313)

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

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

**Access code:**

160 487 2313

**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:**

| <b>BOARD MEMBERS:</b>   |  |
|---|--|
| Andrea Anderson, MD (AA)                                      |  |
| William Strudwick, MD (WS)                                    |  |
| Jeffrey Smith, MD (JS)  |  |
| Daanish Jones (DJ)  |  |
| Carolyn Gorman, MD (CG)                                       |  |
| Padmaja Pavuluri, DO (PP)                                     |  |
| Amr Madkour, MD (AM)  |  |
| Mariam Michael, MD (MM)                                       |  |
| Harry Barbee, Ph. D (HB)                                      |  |
| VACANT (Department of Health DOH Designee)                    |  |
| VACANT (Physician Member)                                     |  |
| VACANT (Physician Member)                                     |  |
| VACANT (Consumer Member)                                      |  |
| VACANT (PA Assistant Member)                                  |  |
| VACANT (PA Assistant Member)                                  |  |
| <b>BOARD STAFF:</b>   |  |
| Sithembile Chithenga MD MPH- Executive Director               |  |
| Lisa Robinson – Compliance Specialist                         |  |
| Mary Harris – Health Licensing Specialist                     |  |
| Charles Annor – Health Licensing Specialist                   |  |
| Kim Quickley – Health Licensing Specialist                    |  |
| Chiquita Badgett – Health Licensing Specialist                |  |
| Ashley Callaham – Health Licensing Specialist                 |  |
| Sabrina Gillison – Health Licensing Specialist                |  |
| Jennifer Stuart-Health Licensing Specialist                   |  |
| Emilia Moran- Investigator                                    |  |
| Whitney Moore-Investigator                                    |  |
| <b>LEGAL STAFF:</b>   |  |
| Suzanne Fenzel, Esq. – Board Attorney Advisor                 |  |
| Ajay Gohil, Esq. – Board Attorney Advisor                     |  |
| Ryan Vulpis-Intern  |  |
| Kelly Jim-Intern  |  |
| <b>DC HEALTH STAFF:</b>                                       |  |
| Matteo Lieb, Interim Director of Office of Government Affairs |  |

The Open Session Agenda continues on the next page with the 'Call to Order'.<sup>1</sup>

| <b>CALL TO ORDER</b> |  |  |
|----------------------|--|--|
| OS-31-07-01          | <b><u>INTRODUCTIONS</u></b>                          |  |
| ALL                  | <b>A. BOARD MEMBERS</b><br><br><b>B. BOARD STAFF</b> |  |

| <b>APPROVAL OF MINUTES, CONSENT AGENDA, BOARD POLICIES, AND STAFF REPORTS</b> |  |    |
|---|--|----|
| OS-31-07-02   | <b><u>BOARD/DEPARTMENT REPORT</u></b>  | SC |
| ALL   | <b>A. BOARD CHAIR’S REPORT</b><br><br><b>B. EXECUTIVE DIRECTOR’S REPORT</b> <ul style="list-style-type: none"> <li>i. <b>DC Health Updates</b><br/>The Executive Director will provide an update on the District of Columbia responses to public health issues/concerns.</li> <li>ii. <b>Advisory Committees</b><br/>The Executive Director will provide an update on the advisory committees.</li> <li>iii. <b>Board Vacancies/MOTA Update</b><br/>The Executive Director will provide an update on current Board vacancies.</li> <li>iv. <b>Licensure Census</b><br/>The Executive Director provided an update on the current licensure census in the District of Columbia.</li> </ul> <b>C. BOARD ATTORNEY’S REPORT</b><br><br><b>D. OFFICE OF GOVERNMENT RELATION’S REPORT</b> |    |

|                               |  |              |
|-------------------------------|--|--------------|
| <p>OS-31-07-03</p> <p>ALL</p> | <p><b><u>OPEN SESSION MINUTES</u></b></p> <p><b>Board Action:</b><br/>Consideration of the Open Session minutes from the June 26, 2024, meeting.</p> <p><b>Background:</b><br/>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>   | <p>CB/SC</p> |
| <p>OS-31-07-04</p> <p>ALL</p> | <p><b><u>OPEN CONSENT AGENDA</u></b></p> <p><b>Board Action:</b><br/>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><b>Background:</b><br/>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>   | <p>CB/SC</p> |
| <p>OS-31-07-05</p>            | <p><b><u>PUBLIC HEALTH ISSUES FOR CONTINUING EDUCATION</u></b></p> <p><b>Board Action:</b><br/>To solicit suggestions and comments from Board members and the public on topics that should be designated as public health issues for continuing education.</p> <p><b>Background:</b><br/>The Director of the Department of Health identifies key public health priorities for continuing education required for the renewal, reactivation, or reinstatement of health professional licenses, certifications, or registrations, as specified in D.C. Official Code § 3-1201.01 et seq.</p> <p>To enhance public health protection and promotion, the Director established regulations necessitating licensed health professionals to complete at least ten percent (10%) of their total continuing education in the District's identified public health priorities. These priorities are reviewed and published every five years or sooner if</p> | <p>SC</p>    |

|             |   |    |
|-------------|---|----|
|             | deemed necessary. The current priorities are slated revision in the coming weeks.   |    |
| OS-31-07-06 | <p><b><u>HEALTH OCCUPATIONS REVISION GENERAL AMENDMENT SUMMARY</u></b></p> <p><b>Board Action: Information Only</b></p> <p><b>Background:</b><br/>The Health Occupations Revision General Amendment Act of 2024 became effective July 19, 2024. A brief overview of some of the major impacts to the Board of Medicine is attached.</p> | SF |
| OS-31-07-07 | <p><b><u>PUBLIC COMMENTS</u></b></p> <p><b>Background:</b><br/>To provide the public with the opportunity to comment on or provide feedback to the Board.</p>   |    |

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

|                        |   |  |
|------------------------|---|--|
| <b>MOTION TO CLOSE</b> |   |  |
| OS-31-07-08            | <p><b><u>MOTION TO CLOSE</u></b></p> <p><b>Board Action:</b><br/>To go into closed session to discuss confidential matters as permitted in DC Official Code § 2-575(b).</p> <p><b>Background:</b></p> |  |
| ALL                    |   |  |

|  |  |  |
|--|--|--|
|  | <p>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"> <li>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).</li> <li>2. Preparation, administration, or grading of scholastic, licensing, or qualifying examinations pursuant to section § 2-575(b)(6).</li> <li>3. To discuss disciplinary matters pursuant to section § 2-575(b)(9).</li> <li>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).</li> </ol> |  |
|--|--|--|

**The Open Session Agenda continues on the next page with 'Motion to Adjourn'. The next Board meeting is Virtual and will be held on **September 25, 2024**.**

| <b>MOTION TO ADJOURN</b>      |  |  |
|-------------------------------|--|--|
| <p>OS-31-07-09</p> <p>ALL</p> | <p><b><u>MOTION TO ADJOURN</u></b></p> <p><b>Board Action:</b><br/>To adjourn the meeting.</p> <p><b>Background:</b></p> |  |



|  |   |  |
|--|---|--|
|  | At the end of every meeting, a motion to adjourn must be made in open session to close out the business of the Board. |  |
|--|---|--|

**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](mailto:opengovoffice@dc.gov). 3 DCMR § 10409.2*

## **DEPARTMENT OF HEALTH**

### **PUBLIC NOTICE**

#### **IDENTIFYING PUBLIC HEALTH ISSUES FOR CONTINUING EDUCATION**

The Director of the Department of Health (Director) hereby gives notice of the topics identified as public health priorities for the purpose of the continuing education required for the renewal, reactivation, or reinstatement of health professional licenses, certifications, or registrations, issued in accordance with D.C. Official Code § 3-1201.01 *et seq.*

With the goal of enhancing the protection and promotion of public health and in accordance with the rulemaking authority under D.C. Official Code § 3-1203.02(12), the Director has promulgated rules requiring licensed health professionals to complete at least ten percent (10%) of their required total continuing education in the public health priorities of the District as determined and published every five (5) years or less frequently as deemed appropriate. The following topics have been identified as key public health priorities:

1. Responsible opioid prescribing and effective pain management;
2. Nutrition and obesity prevention;
3. Identifying and reporting abuse (child and adult), neglect (child and adult), human trafficking, and domestic violence;
4. Sexual health (including taking sexual history, discussing sexual experiences with patients, sexually transmitted diseases (including HIV/AIDS), HPV vaccines, connections to cancer, latent tuberculosis, safe sex, and birth control);
5. Ethics and appropriate patient interactions (i.e. boundaries, patient privacy, and communications including telehealth);
6. Smoking, vaping, and tobacco (including dangers, smoking cessation, and non-smoke tobacco products);
7. Preparing your patients for an emergency and handling vulnerable populations in an emergency;
8. Identifying impairment (physical or mental) in patients and providers (including complying with the Americans with Disabilities Act and the Occupational Safety and Health Act);
9. Vaccinations (including legal requirements and appropriate exemptions); and,
10. Implicit bias, cultural competence and Culturally and Linguistically Appropriate Services (CLAS) in health and health care.

Each health professional licensing board shall disseminate the identified subjects to its licensees via electronic communication and through publication on its web page. Since the goal of this list is to engage and educate health professionals in the promotion and protection of public health, it is intended to be liberally interpreted by each health professional licensing board with regulatory authority over each license type.

The requirement for public health continuing education may be found in specific professional rules under Title 17 of the District of Columbia Municipal Regulations (DMCR), such as section 7808.2 for audiologists (17 DCMR § 7808.2); section 6906.4 for psychologists (17 DCMR § 6906.4);

section 7008.4 for social workers (17 DCMR § 7008.4). This requirement may still be under rulemaking process for certain professions and is therefore not yet in effect for those professions. To determine whether public health continuing education is required for a specific license, visit specific professional licensing board web pages at [www.dchealth.dc.gov](http://www.dchealth.dc.gov) or contact the Department of Health at (202) 442-5955. Health professional regulations may be found also at [www.dcregs.dc.gov](http://www.dcregs.dc.gov).

# HORA Updates to the DC Board of Medicine

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July 31, 2024

Suzanne Fenzel, esq.

# BOARD OF MEDICINE

## 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.

# Health Occupations Revision Act 2024 Amendments

## **HORA (DC Code 3-1201.01 *et seq.*)**

B25-0545 Health Occupations Revision General Amendment Act of 2023

Oct. 20, 2023 Introduced

Dec. 7, 2023 Public Hearing

Mar. 21, 2024 Health Committee Mark-up

Mar. 27, 2024 Health Committee Report

May 7, 2024 Final Reading

May 21, 2024 Transmitted to Mayor

May 29, 2024 Signed by Mayor, Enacted as A25-0479

June 5, 2024 Transmitted to Congress

**July 19, 2024** Effective Date

# BOARD OF MEDICINE

## BOARD MEMBER COMPOSITION

### Previous

10 Licensed physicians

4 Consumer members

1 DC Health Director or designee

=15 Mayoral Appointees

### Amended

9 Licensed physicians

3 Consumer members

2 Physician Assistants

1 DC Health Director or Designee

=15 Mayoral Appointees

# CURRENT BOARD MEMBERS

1. **Dr. Andrea Anderson, MD** – Physician Member, Chairperson
2. **Dr. William Strudwick, MD**– Physician Member
3. **Dr. Jeffrey Smith, MD** – Physician Member
4. **Dr. Carolyn Gorman, MD** – Physician Member
5. **Dr. Padmaja Pavuluri, MD** –Physician Member
6. **Dr. Amr Madkour** – Physician Member
7. **Dr. Michael Miriam** – Physician Member (Approved, pending swearing in)
8. **Vacant** – Physician Member
9. **Vacant** – Physician Member
10. **Vacant** – Physician Assistant\*
11. **Vacant** – Physican Assistant\*
12. **Mr. Archie Rich, Esq.** – Consumer Member
13. **Ms. Daanish Jones** – Consumer Member
14. **Dr. Harry Barbee** – Consumer Member
15. **Vacant** – DC Health Designee

\*Replacing 1 physician member and 1 consumer



# BOARD OF MEDICINE

## BOARD RESPONSIBILITIES

### Define the Profession

- Establish Scope of Practice and/or Title Protection
- Set Standards
- Determine Continuing Competence

### License Professionals

- Initial Licensure/Renewal

### Enforce Laws and Rules

- Investigate and Resolve Complaints
- Conduct Competence and Capacity Proceedings

### Inform and Remain Accountable to the Public

- Distribute Public Information
- Support Licensees

# BOARD OF MEDICINE: Function

## Regulate the Practice of:

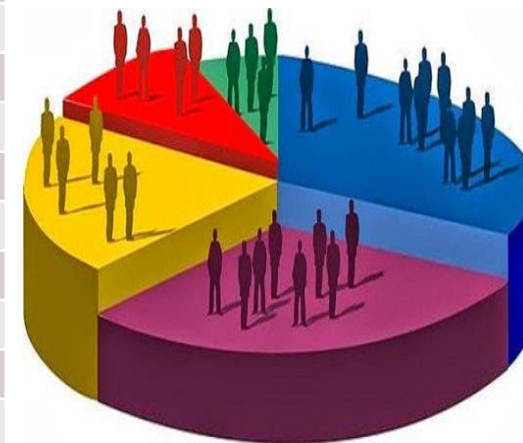
- Anesthesiologist Assistant
- Athletic Trainers
- Cardiovascular-interventional Technologist (MRT)\*
- Certified Professional Midwives (Pending)
- Computed tomography technologist or radiographer (MRT)\*
- Doulas (Pending)
- Magnetic resonance technologist (MRT)
- Mammographer (MRT)\*
- Medical Training License I(A)
- Medical Training License I(B)
- Medical Training License II
- Medical Training Registrant
- Medicine and Surgery
- Nuclear medicine technologist (MRT)\*
- Osteopathy and Surgery
- Physician Assistant
- Polysomnographic Technologist
- Polysomnographic Trainee
- Radiation Therapist (MRT)\*
- Radiologist Assistant (MRT)\*
- Radiographer (MRT)\*
- Surgical Assistant
- Trauma Technologist
- Ultrasound Technologist (MRT)\*

\*MRT: Medical Radiation Technology

# BOARD OF MEDICINE

## LICENSURE CENSUS (as of 4/24/24)

| License Type                   | Active Licenses |
|--------------------------------|-----------------|
| Medicine and Surgery           | 12857           |
| Naturopath Physician           | 63              |
| Osteopathy and Surgery         | 842             |
| Physician Assistant            | 1278            |
| Polysomnographic Technician    | 1               |
| Polysomnographic Technologist  | 59              |
| Polysomnographic Trainee       | 1               |
| Surgical Assistant             | 121             |
| Trauma Technologist            | 4               |
| Acupuncturist                  | 152             |
| Chinese Herbology              | 34              |
| Anesthesiologist Assistant     | 131             |
| Medical Training License I (A) | 1146            |
| Medical Training License I (B) | 329             |
| Medical Training License II    | 25              |
| Medical Training Registrant    | 264             |
| Athletic Trainers              | 126             |
| <b>Total</b>                   | <b>17,433</b>   |



# Board of Medicine: Advisory Committees

- Athletic Trainers
- Anesthesiologist Assistants
- Maternal Care Professionals
- **New:** Medical Radiation Technologists
- Polysomnography
- Surgical Assistants

## Eliminated Committees

- Acupuncture → Board of Integrative Healthcare
- Naturopathic Medicine → Board of Integrative Healthcare
- Physician Assistants → Board of Medicine

# Board of Integrative Healthcare

- Composition
  - 2 Acupuncturists
  - 2 Doctors of Chiropractic
  - 2 Naturopathic Physicians
  - 1 Physician who works with one of these 3 professions
  - 2 Consumers
- This Board will commence operations the earlier of
  - 1 year after effective date of HORA Amendments; or
  - When one member of each profession, one consumer, and the physician have been appointed.
- BOM retains approval authority for naturopathic physician formulary

# Other Significant Amendments

- Telehealth: Amendments are in conformity with 17 DCMR 4618, but we may want to draft guidance for non-medicine professions
- Negotiated Settlement Agreements (NSAs) - may be entered into if:
  - Little to no harm or substantive possibility of future harm to a client, patient or the public;
  - The conduct involves issues of minor concern; and
  - Does not involve gross negligence, intentional misconduct, or criminal conduct.

# QUESTIONS & ANSWERS

