

**BOARD OF MEDICINE**  
**Open Session Minutes**

**January 31, 2024 8:37 AM**

**IN-PERSON MEETING**

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**MEETING NOTICE**

*In-person meetings will resume in FY 2024, meeting dates can be found on the Board's webpage.*

*In-person meetings will be at 899 North Capitol Street, NE, 2<sup>nd</sup> Floor, Washington, DC 20002.*

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

Join by Web:

<https://dcnet.webex.com/dcnet/j.php?MTID=m6df4a20f160c20dedf5ea626e2005e83>

Join by Phone:

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

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

Access Code:

2314 593 5541

**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 continue on the next page with the ‘Board Meeting Participants’.**

**BOARD MEETING PARTICIPANTS:**

<b>BOARD MEMBERS:</b>	
Andrea Anderson, MD (AA)	
William Strudwick, MD (WS)	Absent
Jeffrey Smith, MD (JS)	
Archie Rich (AR)	
Konrad Dawson, MD (KD)	Absent
Asad Bandealy, MD (AB)	
Carolyn Gorman, MD (CG)	
Padmaja Pavuluri, MD (PP)	
Daanish Jones (DJ)	
VACANT (Consumer Member)	
VACANT (Consumer Member)	
VACANT (Consumer Member)	
<b>BOARD STAFF:</b>	
Sithembile Chithenga- Executive Director	
Lisa Robinson – Health Licensing Specialist	Absent
Mary Harris – Health Licensing Specialist	
Charles Annor – Health Licensing Specialist	
Kim Quickley – Health Licensing Specialist	
Rona Rawls – Health Licensing Specialist	
Chiquita Badgett – Health Licensing Specialist	
Ashley Callahan – Health Licensing Specialist	
Sabrina Gillison – Health Licensing Specialist	
Emilia Moran – Investigator	
<b>LEGAL STAFF:</b>	
Suzanne Fenzel, Esq. – Board Attorney Advisor	
Ajay Gohil, Esq. – Board Attorney Advisor	
<b>DC HEALTH STAFF</b>	
Matteo Lieb, Office of Government Affairs	
Arian Gibson, Senior Deputy Director of the Health Regulation and Licensing Administration	
Carl Filler, Interim Chief of Staff	
<b>GUEST</b>	
Pia Duryea	

The Open Session Minutes continue on the next page with the ‘Call to Order’. OF<sup>1</sup>

<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-24-01-01	<b><u>INTRODUCTIONS</u></b>	
ALL	<p><b>A. BOARD MEMBERS</b></p> <p><b>B. BOARD STAFF</b></p>	

APPROVAL OF MINUTES, CONSENT AGENDA, BOARD POLICIES, AND STAFF REPORTS		
OS-24-01-02	<b><u>BOARD/DEPARTMENT REPORT</u></b>	SC
ALL	<ul style="list-style-type: none"> <li>• <b>BOARD CHAIR’S REPORT</b> <ul style="list-style-type: none"> <li>- The Chair reported that an Artificial Intelligence (AI) FSMB Symposium was attended in January.</li> <li>- The Chair reported that she was selected on the recommendation of the Board Staff to continue her position on the Board of Directors for the FSMB. The election will be held in April during the FSMB annual meeting.</li> </ul> </li>   <li>• <b>EXECUTIVE DIRECTOR’S REPORT</b> <ul style="list-style-type: none"> <li>i. <b>DC Health Updates</b> <ul style="list-style-type: none"> <li>-The Executive Director reported that DC Department of Health will relocate to 2201 Shannon Place, SE effective February 23, 2024.</li> <li>- The Executive Director provided an update on the closing of grandfathering deadlines for Herbology licensure that went into effect on December 31, 2023.</li> <li>-The Executive Director announced effective December 31, 2023, all Athletic Trainers working with the District of Columbia must be licensed.</li> <li>- The Executive Director stated that the Board received a request for comments from FSMB on physicians’ Reentry to Practice and Guidelines for the Structure and Function of a State Medical and Osteopathic Board. Comments from the Board are due to FSMB February 16, 2024 and will be compiled in the preceding week.</li> </ul> </li>   <li>ii. <b>Advisory Committees</b> <ul style="list-style-type: none"> <li>The Executive Director provided an update on the advisory committees.</li> </ul> </li> </ul> </li> </ul>	

The Athletic Trainers', Physician Assistants, and Maternal Care Professionals met during the month of January. The committees will be formally introduced and update the Board on their projects starting in February.

iii. **Board Vacancies/MOTA Update**

The Executive Director stated that the Board is working with MOTA to fill vacancies.

iv. **Licensure Census**

The Executive Director provided an update on the current licensure census in the District of Columbia. As of January 31<sup>st</sup> 2024 there were over 16826 licensees under the board of medicine with the breakdown below

Acupuncturist	151
Anesthesiologist Assistant	134
Medical Training License I(A)	1165
Medical Training License I(B)	326
Medical Training License II	24
Medical Training Registrant	217
Medicine and Surgery	12410
Naturopath Physician	62
Osteopathy and Surgery	783
Physician Assistant	1232
Polysomnographic Technician	1
Polysomnographic Technologist	58
Polysomnographic Trainee	1
Surgical Assistant	118
Chinese Herbology	33
Athletic Trainer	107
Trauma Technologist	4

- **BOARD ATTORNEY'S REPORT**

None.

- **OFFICE OF GOVERNMENT RELATION'S REPOR**

**Health Occupations Revision Act (HORA) Update:**

The revised HORA received Mayoral approval and has been introduced in the Council as the *Health Occupations Revision General Amendment Act of 2023* ([B25-0545](#)).

- This legislation received a hearing on [December 7<sup>th</sup>](#). Over 80 witnesses, many of whom were healthcare professionals,

signed up to provide testimony. DC Health’s Associate Director of Health Professional Licensing Boards provided testimony in support and answered questions from the Council.

**Health Professional Licensing Boards Residency Requirement Amendment Act of 2023:**

Councilmembers Henderson and Parker introduced the *Health Professional Licensing Boards Residency Requirement Amendment Act of 2023* ([B25-0312](#)) on June 2, 2023. This legislation would permit non-District residents to serve on health professional licensing boards. There would be restrictions, including that the Board Chair and Consumer Members would continue to need to be District residents and no more than 50% of the Board could be made up of non-District residents.

This bill received a hearing on [July 13, 2023](#). DC Health testified during this hearing and expressed support for the need for innovative solutions to fill board vacancies and offered some changes to the bill. It then passed on final reading on November 7<sup>th</sup> and was signed by the Mayor on November 21<sup>st</sup>. It is now undergoing Congressional Review and is expected to become law in late January of 2024.

**Clean Hands Certification Economic Expansion and Revitalization Amendment Act**

Councilmember McDuffie introduced the *Clean Hands Certification Economic Expansion and Revitalization Amendment Act of 2023* ([B25-0619](#)) on December 16, 2023. This legislation would remove the Clean Hands requirement from several occupational and professional licenses including any health professional license issued through DC Health. This bill is not scheduled for a hearing at the current time.

**DC Health Performance Oversight Hearing**

DC Health is scheduled to have its performance oversight hearing on January 22<sup>nd</sup>, 2024. During that hearing, DC Health will provide an overview of its achievements from Fiscal Year 2023.

- Members of the public will have the opportunity to provide testimony during a hearing on January 18<sup>th</sup>, 2024. at 9:30am.

<p>OS-24-01-03</p> <p>ALL</p>	<p><b><u>OPEN SESSION MINUTES</u></b></p> <p><b>Board Action:</b> Consideration of the Open Session minutes from the December 13, 2024, meeting.</p> <p><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.</p> <p><b>Motion:</b> <b>Motion made by Mr. Rich to approve the minutes. Seconded by Dr. Smith.</b></p> <p><b>Vote:</b> <b>Dr. Anderson, Mr. Rich, Dr. Smith, Dr. Bandealy voted in favor of the motion. Dr. Gorman, Dr. Pavuluri, and Ms. Jones abstained. The motion passed.</b></p>	<p>LR/SC</p>
<p>OS-24-01-04</p> <p>ALL</p>	<p><b><u>OPEN CONSENT AGENDA</u></b></p> <p><b>Board Action:</b> 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> 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><b>Motion:</b> <b>Motion made by Dr. Bandealy to approve the Open Consent Agenda. Seconded by Mr. Rich.</b></p> <p><b>Vote:</b> <b>Dr. Anderson, Mr. Rich, Dr. Smith, Dr. Bandealy voted in favor of the motion. Dr. Gorman, Dr. Pavuluri, and Ms. Jones abstained. The motion passed.</b></p>	<p>LR</p>
<p>OS-24-01-05</p>	<p><b><u>PHYSICIAN ASSISTANT DMV RECIPROCITY AGREEMENT</u></b></p> <p><b>Board Action:</b> For the Board to review and determine if the licensing requirements for Physician Assistants in Virginia and Maryland are substantially equivalent to the District’s requirements.</p> <p><b>Background:</b> Following the successful reciprocity licensing model implemented for the physician, DC Health would like to implement a similar licensing pathway</p>	<p>SC</p>

	<p>for physician assistants (PA). This reciprocity agreement contributes to improving healthcare workforce dynamics and administrative efficiency. It reduces barriers and expedites the process for qualified healthcare workers seeking employment across the DVM. It also strengthens collaboration with Virginia and Maryland in maintaining licensing standards. This agreement is contingent on the Board ensuring that the PA licensing requirements of the partnering states, Virginia and Maryland, are comparable and aligned with the District's.</p> <p><b>Motion:</b>  <b>Motion made by Dr. Bandealy that the physician assistants licensure requirements are substantially equivalent across the DMV jurisdictions. Seconded by Mr. Rich.</b></p> <p><b>Vote:</b>  <b>Dr. Bandealy, Mr. Rich, Dr. Anderson, Dr. Smith, Dr. Gorman, Dr. Pavuluri, and Ms. Jones voted in favor of the motion. The motion passed.</b></p>	
OS-24-01-06	<p><b><u>17 DCMR 6517 Self-Administered Hormonal Contraceptive Prescriptions</u></b></p> <p><b>Board Action:</b>  For the Board to vote on the proposed final rule following submitted comments and committee review.</p> <p><b>Background:</b>  In 2018, D.C. Council passed the Defending Access to Women’s Health Care Services Amendment Act of 2018 which, among other things, required the Boards of Pharmacy and Medicine to jointly develop and issue regulations for pharmacists to prescribe and dispense self-administered hormonal contraceptives. A committee was established with members from both boards and the regulations, protocol and questionnaire were developed. The proposed regulations were published on May 26, 2023, and comments were received from the Medical Society of DC (MSDC), CVS Health, NAD Albertsons (Safeway Pharmacies). MSDC expressed generalized concerns about the development of the protocol and questionnaire, among other things, and CVS and Safeway Pharmacies had specific requests about some of the requirements. The Board of Medicine reviewed the proposed comments at its July 26, 2023, meeting and proposed sending them to the committee for their review. Members of the committee from the Board of Pharmacy and Dr. Anderson, the only BOM committee member still on the Board, have reviewed the comments. In summary, no changes are recommended to the proposed rules.</p>	SF



	<b>Tabled until February. Dr. Gorman will also review the proposed regulations.</b>	
OS-24-01-07  All	<p><b><u>PUBLIC COMMENTS</u></b></p> <p><b>Background:</b> To provide the public with the opportunity to comment on or provide feedback to the Board.</p> <p><b>Ms. Duryea of MSDC expressed MSDC concerns with proposed HORA amendments and looks forward to working closely with the Board on mutually beneficial solutions.</b></p>	

**The Open Session Minutes continues with the ‘Motion to Close’**

<b>MOTION TO CLOSE</b>		
OS-24-01-08  ALL	<p><b><u>MOTION TO CLOSE</u></b></p> <p><b>Board Action:</b> To go into closed session to discuss confidential matters as permitted in DC Official Code § 2-575(b).</p> <p><b>Background:</b> 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> <p><b>Motion:</b> <b>Motion made by Dr. Bandealy to close open Agenda. Seconded by Mr. Rich.</b></p>	

	<p><b>Vote:</b>  <b>Dr. Anderson, Mr. Rich, Dr. Smith, Dr. Bandealy, Dr. Gorman, Dr. Pavuluri, and Ms. Jones voted in favor of the motion. The motion passed.</b></p>	
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The Open Session Minutes continues on the next page with 'Motion to Adjourn'. The next meeting is virtual and will be held on **February 28, 2024**.

<b>MOTION TO ADJOURN</b>		
OS-24-01-09	<p><b><u>MOTION TO ADJOURN</u></b></p> <p><b>Board Action:</b>            To adjourn the meeting.</p> <p><b>Background:</b>            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> <p><b>Motion:</b></p> <p><b>Motion made by Dr. Bandealy to close Open Session and move to Executive Session. Seconded by Dr. Smith.</b></p> <p><b>Vote:</b></p> <p><b>Dr. Bandealy, Dr. Smith, Dr. Gorman, Dr. Pavuluri, and Ms. Jones voted in favor of the motion. The motion passed.</b></p>	
ALL		

**This marks ends the end of the Open Session Minutes.**

*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*