

BOARD OF MEDICINE

Open Session Minutes

December 13, 2023

8:50 am – 9:30 am

VIRTUAL MEETING

Join by Web:

DC Board of Medicine- Open Session

Hosted by HRLA BOARDS

<https://dcnet.webex.com/dcnet/j.php?MTID=mb4e093c5c754e9ba5e690a1253231bc6>

Meeting number: 2318 844 4892

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You can also dial 173.243.2.68 and enter your meeting number.

Join by phone

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

Access code: 231 884 44892

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

BOARD MEETING PARTICIPANTS:

BOARD MEMBERS:	
Andrea Anderson, MD (AA)	
William Strudwick, MD (WS)	
Jeffrey Smith, MD (JS)	Absent
Archie Rich (AR)	
Christopher Raczynski, MD (CR)	
Konrad Dawson, MD (KD)	Absent
Asad Bandealy, MD (AB)	Absent
VACANT (Physician Member)	
VACANT (Physician Member)	
VACANT (Physician Member)	
VACANT (Consumer Member)	
VACANT (Consumer Member)	
VACANT (Consumer Member)	
BOARD STAFF:	
Aisha Nixon – Associate Director	Absent
Sithembile Chithenga, MD, MPH- Executive Director	
Lisa Robinson – Health Licensing Specialist	
Mary Harris – Health Licensing Specialist	Absent
Charles Annor – Health Licensing Specialist	
Kimberly Quickley – Health Licensing Specialist	
Rona Rawls – Health Licensing Specialist	Absent
Chiquita Badgett – Health Licensing Specialist	
Ashley Callahan – Health Licensing Specialist	
Sabrina Gillison – Health Licensing Specialist	
Jennifer Stuart – Health Licensing Specialist	Absent
Emilia Moran – Investigator	
LEGAL STAFF:	
Suzanne Fenzel, Esq. – Board Attorney Advisor	
Ajay Gohil, Esq. – Board Attorney Advisor	
DC HEALTH STAFF:	
Matteo Lieb, Office of Government Affairs	
GUESTS:	
Pia Duryea – MSDC	
Alexander Arrington – Naturopathic Licensee	

The Open Session Minutes continue 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-23-12-01	<u>INTRODUCTIONS</u>	
ALL	A. BOARD MEMBERS	
	B. BOARD STAFF	

APPROVAL OF MINUTES, CONSENT AGENDA, BOARD POLICIES, AND STAFF REPORTS

OS-23-12-02	<u>BOARD/DEPARTMENT REPORT</u>	SC
ALL	A. BOARD CHAIR’S REPORT <ul style="list-style-type: none">- The Chair reported that there will be an Artificial Intelligence (AI) FSMB Symposium in January 2024 that on healthcare regulation.- The Chair encouraged the Board members submit applications for FSMB’s Board of Directors’ workgroups/committees. The submission deadline is 12/15/23.- The Chair suggested the Board read the recent FSMB Journal, as it contains many interesting articles on Board related issues.- The Chair reported that the Board’s research was presented at the International Conference of Medical Regulators.	
	B. EXECUTIVE DIRECTOR’S REPORT	
	i. License Type/Pathway <p>The Executive Director reported that there are currently 196 MD Compact licenses and 47 DO approved. For the DMV Reciprocity licenses, 208 have been approved—73 from Virginia and 105 from Maryland.</p> <p>Ms. Duryea from MSDC asked the Executive Director how many applications Maryland and Virginia have received through reciprocity from DC. The Executive Director explained that is not tracked by DC, but she will contact the other states to obtain their numbers.</p>	

ii. Advisory Committees

The Executive Director reported that the recently reinstated Advisory Committees are each meeting and working, and will soon be invited to the Board for a formal introduction to the members and the process.

iii. Board Vacancies/MOTA Update

None.

iv. Licensure Census

The Executive Director provided the following BOM licensure data:

ACUPUNCTURIST - 147
ANESTHESIOLOGIST ASSISTANT - 133
MEDICAL TRAINING LICENSE I(A) - 1162
MEDICAL TRAINING LICENSE I(B) - 326
MEDICAL TRAINING LICENSE II - 23
MEDICAL TRAINING REGISTRANT - 196
MEDICINE AND SURGERY - 12253
NATUROPATH PHYSICIAN - 62
OSTEOPATHY AND SURGERY - 763
PHYSICIAN ASSISTANT - 1209
POLYSOMNOGRAPHIC TECHNICIAN - 1
POLYSOMNOGRAPHIC TECHNOLOGIST - 58
POLYSOMNOGRAPHIC TRAINEE - 1
SURGICAL ASSISTANT - 118
CHINESE HERBOLOGY - 30
ATHLETIC TRAINER - 71
TRAUMA TECHNOLOGIST - 4

C. BOARD ATTORNEY'S REPORT

None.

D. OFFICE OF GOVERNMENT RELATION'S REPORT

Matteo Lieb of the Office of Governmental Affairs provided the following updates:

Health Occupations Revision Act (HORA) Update:

§ DC Health worked on a significant revision of the HORA. This would be the first significant revision in seventeen years.

§ 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 7th. 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.

Mr. Lieb provided the following links related to Council hearing on revisions of the HORA:

<https://lims.dccouncil.gov/Hearings/hearings/196>

<https://www.youtube.com/watch?v=Xgcp2ixJ2FE>

Mr. Lieb also provided the following link related to the hearing for Maternal Health:

<https://dccouncil.gov/event/health-public-oversight-roundtable-12/>

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.

o This legislation would permit non-District residents to serve on health professional licensing boards.

o 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 was voted out of the Committee on Health during a markup on September 26th and was passed on first reading by the Committee of the Whole on October 3rd.

§ The bill passed on final reading on November 7th and was signed by the Mayor on November 21st. It is now undergoing Congressional Review.

DC Health Director Appointment: § On June 8th, Mayor Bowser announced the appointment of Dr. Ayanna Bennett as DC Health Acting Director.

Dr. Bennett is a healthcare and public health executive with more than 20 years of experience in clinical practice, clinical service design, system integration, and quality improvement. Dr. Bennett most recently served as Chief Health Equity Officer and Director of the San Francisco Department of Public Health's Office of Health Equity. § The Committee on Health held a confirmation hearing on October 5th. During the hearing, Acting Director Bennett expressed her eagerness and commitment to take on the role, highlighting her qualifications for the position. The hearing also included testimonies from members of the public who voiced their support for the new director and discussed the issues they hope the Director will prioritize.

§ Acting Director Bennett's nomination was unanimously voted out of the Committee on Health and was then unanimously approved by the entire Council on November 7th.

<p>OS-23-12-03</p> <p>ALL</p>	<p><u>OPEN SESSION MINUTES</u></p> <p>Board Action: The Board considered the Open Session minutes from the November 2, 2023, 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> <p>Motion: Motion made by Dr. Raczynski to approve the minutes. Seconded by Dr. Strudwick.</p> <p>Vote: Dr. Anderson, Dr. Strudwick, Mr. Rich, and Dr. Raczynski voted in favor of the motion. The motion passed.</p>	
<p>OS-23-12-04</p> <p>ALL</p>	<p><u>OPEN CONSENT AGENDA</u></p> <p>Board Action: The Board considered 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> <p>Motion: Motion made by Dr. Raczynski to approve the consent agenda. Seconded by Dr. Strudwick.</p> <p>Vote: Dr. Anderson, Dr. Strudwick, Mr. Rich, and Dr. Raczynski voted in favor of the motion. The motion passed.</p>	

<p>OS-23-12-05</p> <p>ALL</p>	<p><u>PHYSICIAN ASSISTANT DMV RECIPROCITY AGREEMENT</u></p> <p>Board Action: The Board reviewed the licensing requirements for Physician Assistants in Virginia and Maryland to determine if they are substantially equivalent to the District’s requirements.</p> <p>Background: Following the successful reciprocity licensing model implemented for the physician, DC Health would like to implement a similar licensing pathway 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>Tabled for more discussion.</p>	<p>SC</p>
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TASKFORCES AND SUBCOMMITTEES

ALL

Board Action:

Consideration of the current regulations and incoming license types and to determine taskforce/subcommittee members. Subcommittee members will provide a brief update.

Background:**BOMED POLICY TOPICS**

Policy	Board Members	Due Date	Staff
Treatment of Self, Family Members, and Close Relations	AA/WS/AG		

BoMed REGULATORY AMENDMENTS – Attorney

1. High priority = 3 months
2. Medium priority = 6 months
3. Low priority = 12 months or more

Professions	H	M	L	Due Date	Board Members	Staff
Acupuncturists			x			SG
Anesthesiology Assistants			x			SG
Certified Professional Midwives	x					KQ/RR
Doulas	x					KQ/RR
Physicians (MD/DO)			x			
Physician Assistants		x			WS	CA
Surgical Assistants			x			LR

	Naturopathic Physicians			x			AC		
	Trauma Techs			x					
	Polysomnographers			x			MH		
	No updates.								
OS-23-12-07	<u>PUBLIC COMMENTS</u>								
ALL	<p>Background: To provide the public with the opportunity to comment or provide feedback to the Board.</p> <p>Ms. Duryea of MSDC expressed MSDC’s concerns with the proposed HORA amendments and looks forward to working closely with the Board on mutually beneficial solutions.</p>								

The Open Session Minutes continue on the next page with ‘Motion to Close’.

MOTION TO CLOSE

OS-23-12-08

MOTION TO CLOSE

ALL

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 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).

Motion:

Motion made by Dr. Raczynski to close Open Session and move to Executive session. Seconded by Dr. Strudwick.

Vote:

Dr. Anderson, Dr. Strudwick, Mr. Rich, and Dr. Raczynski voted in favor of the motion. The motion passed.

The Open Session Minutes continue on the next page with 'Motion to Adjourn'. The next meeting is in person and will be held on **January 31, 2024.**

MOTION TO ADJOURN

OS-23-12-09

MOTION TO ADJOURN

ALL

Board Action:

To adjourn the meeting.

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.

Motion:

Motion made by Dr. Raczynski to close Open Session and move to Executive session. Seconded by Dr. Strudwick.

Vote:

Dr. Anderson, Dr. Strudwick, Dr. Dawson, Dr. Smith, and Dr. Raczynski voted in favor of the motion. The motion passed.

This ends 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. 3 DCMR § 10409.2