

BOARD OF MEDICINE

Open Session Minutes

May 30, 2018

8:54 am to 10:09 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 Minutes continue on the next page with the ‘Board Meeting Participants’.

BOARD MEETING PARTICIPANTS:

BOARD MEMBERS:	
Andrea Anderson, MD (AA)	
Preetha Iyengar, MD (PI)	ABSENT
William Strudwick, MD (WS)	
Thomas Dawson, Esq. (TD)	ABSENT
Jeffrey Smith, MD (JS)	ABSENT
Terrence Straub (TS)	
Archie Rich (AR)	
Vikisha Fripp, MD (VF)	
David Wessel, MD (DW)	
Thomas Smith (TS2)	ABSENT
Joshua Wind, MD (JW)	
BOARD STAFF:	
Frank Meyers, JD – Executive Director	
Lisa Robinson – Health Licensing Specialist	
Mary Harris – Health Licensing Specialist	
Angela Braxton – Health Licensing Specialist	
Emilia Moran – Investigator	
Diane Moorer – IT Support	
LEGAL STAFF:	
Suzanne Fenzel, Esq. – Board Attorney Advisor	
Ajay Gohil, Esq. – Board Attorney Advisor	
Stephen Proctor, Legal Intern	
Navnett Setlur, Legal Intern	

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-18-05-01
ALL

INTRODUCTIONS

- A. BOARD MEMBERS**

- B. BOARD STAFF**

APPROVAL OF MINUTES, CONSENT AGENDA AND STAFF REPORTS

OS-18-05-02
ALL

BOARD/DEPARTMENT REPORT

A. BOARD CHAIR’S REPORT

i. Update re: “Defending Women’s Health Care Services Amendment Act of 2018” Joint Subcommittee Meeting

Representatives from the Board of Medicine and the Board of Pharmacy met on May 17th to discuss the recently enacted “Defending Women’s Health Care Services Amendment Act of 2018”. The Board Chair, who was present at this meeting, gave a brief overview as well as distributing a copy of the Oregon Self-Screening tool, before requesting input from the Board members.

The Board generally felt the screening tool was quite detailed, however concerns were raised with lack of family history and whether pharmacists would have time to do a detailed review of the screening tool with the patient, as well as how “literate” the tool would be for patients to complete. Ultimately the Board felt further information was needed, including what successes/concerns the other states with a similar law (i.e., Oregon, California, Colorado & New Mexico) have experienced, as well as what are the legal requirements for a drug to be “over the counter” versus requiring a prescription.

ii. Interstate Medical Licensure Compact (IMLC) Update

The Board Chair gave an update on the status of the IMLC. Specifically, the bill has been signed by the mayor and is under congressional review with an expected implementation date of June 6th. However, further time will be needed for regulations to be enacted and for the Board to actually implement the IMLC in the District.

	<p>B. EXECUTIVE DIRECTOR’S REPORT</p> <p>i. Newsletter Update The Executive Director provided an update on the status of the Board’s new E-Newsletter.</p> <p>ii. MTL Renewals The Executive Director provided an update on the status of this year’s MTL renewals.</p> <p>iii. Licensure Census The Executive Director provided an update on the current licensure census in the District, as follows:</p> <ol style="list-style-type: none"> 1. Acupuncturist – 194 2. Anesthesiologist Assistant – 80 3. Medical Training License I(A) – 1,064 4. Medical Training License I(B) – 389 5. Medical Training License II – 18 6. MTR – 273 7. Medicine and Surgery – 10,837 8. Naturopath Physician – 57 9. Osteopathy and Surgery – 366 10. Physician Assistant – 776 11. Polysom. Technician – 1 12. Polysom. Technologist – 74 13. Polysom. Trainee – 8 14. Surgical Assistant – 136 15. Trauma Technologist – 5 <p>C. BOARD ATTORNEY’S REPORT The Board Attorney gave information on the Board’s two (2) new legal interns.</p>	
<p>OS-18-05-03 ALL</p>	<p><u>OPEN SESSION MINUTES</u></p> <p>Board Action: Consideration of the Open Session minutes from the April 25, 2018 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. Wind to approve. Seconded by Dr. Fripp.</p> <p>Dr. Wessel, Dr. Fripp, Dr. Wind, Dr. Strudwick, Mr. Rich, Mr. Straub, and Dr. Anderson voted in favor of the motion. The motion passed unanimously.</p>	<p>FM</p>

OS-18-05-04 ALL	<p><u>OPEN CONSENT AGENDA</u></p> <p>Board Action: Consideration of the current May 30, 2018, 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 by Dr. Wind to approve the Consent Agenda. Seconded by Dr. Strudwick.</p> <p>Dr. Wessel, Dr. Fripp, Dr. Wind, Dr. Strudwick, Mr. Rich, Mr. Straub, and Dr. Anderson voted in favor of the motion. The motion passed unanimously.</p>	FM
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The Open Session Minutes continue on the next page with ‘Misc. Items for Discussion’.

MISC. ITEMS FOR DISCUSSION

OS-18-04-05 ALL	<u>LEGISLATIVE UPDATE</u> Board Action: To review a list of legislative matters currently pending, both in the District and/or at a national level, that may be of interest to the Board: Background: The Board has previously expressed interest in being kept up to date on legislative matters that may affect the practice of medicine in the District. In response, staff has worked with DC Health to create a tracking list of legislative items that may be of interest to the Board. Motion: This was for informational purposes only; therefore, no formal action was taken at this time.	FM
OS-18-05-06	<u>ACGME MILESTONES</u> Board Action: To review the recent communication from the Federation of State Medical Boards (FSMB) regarding the use of ACGME milestone training evaluations in making licensure determinations. Background: The Accreditation Council for Graduate Medical Education (ACGME) has recently become aware that certain stated medical boards have been asking hospitals and residency program directors for access to individual "Milestone": training information about graduates of the programs who are now in practice or under investigations. In response, ACGME has drafted a letter addressing this issue and outlining the intended purposes of the Milestones. Motion: This item was for informational purposes only, therefore no formal action was taken at this time.	FM
OS-18-05-07	<u>PHYSICIAN ASSISTANT SUPERVISION REQUIREMENTS</u> Board Action: To review current Physician Assistant (PA) supervision requirements, as well as prior Board directives, regarding possible changes to the number of PAs that can be supervised by a physician. Background: In 2015 the Board reviewed information regarding PA supervision requirements in emergency room settings. Specifically, at the time Board staff became aware of PA supervision agreements wherein a physician was supervising eight (8) PAs. Under existing law and regulations, physicians are limited to four (4) PAs. Following review, the Board voted to change the requirements to allow for physicians to supervise more than four (4) PAs in emergency room settings. Staff	FM

	<p>has reviewed existing regulations and directives, however based on information available the requested changes were never implemented.</p> <p>Motion: The Board directed that a subcommittee be formed, to include Dr. Strudwick, Dr. Smith, Mr. Rich and Mr. Joe Hudson, PA, to review this issue and determine next steps.</p> <p>As this item was for information purposes, no formal action was taken at this time.</p>	
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The Open Session Minutes continue on the next page with ‘Motion to Close’.

MOTION TO CLOSE

OS-18-05-06
ALL

MOTION TO CLOSE

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 may 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 Mr. Straub to go into closed session. Seconded by Mr. Rich.

Dr. Wessel, Dr. Fripp, Dr. Wind, Dr. Strudwick, Mr. Rich, Mr. Straub, and Dr. Anderson voted in favor of the motion. The motion passed unanimously.

This ends the Open Session Minutes.