

# **BOARD OF MEDICINE**

## **Open Session Minutes**

**October 30, 2019**  
**8:56 am – 10:19 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:**

<b>BOARD MEMBERS:</b>	
Andrea Anderson, MD (AA)	
Preetha Iyengar, MD (PI)	
William Strudwick, MD (WS)	<b>ARRIVED LATE</b>
Thomas Dawson, Esq. (TD)	<b>ABSENT</b>
Jeffrey Smith, MD (JS)	<b>ABSENT</b>
Terrence Straub (TS)	<b>ABSENT</b>
Archie Rich (AR)	
Vikisha Fripp, MD (VF)	
David Wessel, MD (DW)	<b>ABSENT</b>
Thomas Smith (TS2)	
Joshua Wind, MD (JW)	
Christopher Raczynski, MD (CR)	<b>ARRIVED LATE</b>
Joelle Simpson, MD (JS2)	
Konrad Dawson, MD (KD)	
<b>BOARD STAFF:</b>	
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	
<b>LEGAL STAFF:</b>	
Suzanne Fenzel, Esq. – Board Attorney Advisor	
Ajay Gohil, Esq. – Board Attorney Advisor	

The Open Session Minutes continue on the next page with the 'Call to Order'.<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-19-10-01  
ALL**INTRODUCTIONS**

- A. BOARD MEMBERS**
  
- B. BOARD STAFF**

**APPROVAL OF MINUTES, CONSENT AGENDA AND STAFF REPORTS**OS-19-10-02  
ALL**BOARD/DEPARTMENT REPORT****A. BOARD CHAIR'S REPORT****i. FSMB State Board Advisory Panel to USMLE**

The Board Chair provided an update on the recent meeting and report of the FSMB State Board Advisory Panel to the USMLE, including a PowerPoint presentation.

**B. EXECUTIVE DIRECTOR'S REPORT****i. DFS Lab Tour**

The DFS Lab Tour has been scheduled for November 14, 2019, beginning at 9:30 am. Anyone interested in attending will need to confirm no later than November 1<sup>st</sup>, 2019.

**ii. November and December Board Meetings**

As a reminder, the November and December meetings are being combined into one meeting, scheduled for December 11, 2019.

**iii. Licensure Census**

The Executive Director provided an update on the current licensure census in the District.

**iv. Update re: Online Licensure System**

The Board Executive Director provided an update on the status of the online licensure system. Specifically, the Department is expecting this new system to go live in early 2020, which will include licensure via the interstate compact.

**C. BOARD ATTORNEY'S REPORT**

<p>OS-19-10-03 ALL</p>	<p><b><u>OPEN SESSION MINUTES</u></b></p> <p><b>Board Action:</b> Consideration of the Open Session minutes from the September 25, 2019 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> Motion made by Dr. Iyengar to approve the minutes. Seconded by Dr. Wind.</p> <p>Dr. Wind, Dr. Fripp, Dr. Strudwick, Dr. Simpson, Dr. Dawson, Mr. Rich, Dr. Raczynski, Dr. Iyengar, Mr. Smith and Dr. Anderson voted in favor of the motion. The motion passed unanimously.</p>	<p>FM</p>
<p>OS-19-10-04 ALL</p>	<p><b><u>OPEN CONSENT AGENDA</u></b></p> <p><b>Board Action:</b> Consideration of the current October 30, 2019, 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> Motion made by Dr. Iyengar to approve the Consent Agenda. Seconded by Dr. Wind.</p> <p>Dr. Wind, Dr. Fripp, Dr. Strudwick, Dr. Simpson, Dr. Dawson, Mr. Rich, Dr. Raczynski, Dr. Iyengar, Mr. Smith and Dr. Anderson voted in favor of the motion. The motion passed unanimously.</p>	<p>FM</p>

**The Open Session Minutes continue on the next page with ‘Misc. Items for Discussion’.**

**MISC. ITEMS FOR DISCUSSION**

OS-19-10-05 ALL	<p><b><u>10% CONTINUING EDUCATION HEALTH PRIORITIES</u></b></p> <p><b>Board Action:</b> To review the notice from the Department of Health outlining which health priorities have been established for the 10% continuing education requirement.</p> <p><b>Background:</b> DC Health recently promulgated regulations requiring all professions licensed by HRLA to complete at least 10% of the CE in subject areas designated as health priorities by the Director. While many of the regulations have been implemented, the list of health priorities had not been established until this month. A copy of the notice from DC Health is provided for the Board's review.</p> <p><b>Motion:</b> This item was for informational purposes only, therefore no formal action was taken at this time.</p> <p>The Board requested more information be shared with licensees as soon as possible, including whether the two (2) hours of LGBTQ can be included in the 10% requirement.</p>	FM
OS-19-10-06 ALL	<p><b><u>US DEPARTMENT OF HEALTH AND HUMAN SERVICES (HHS) GUIDANCE FOR OPIOID USE</u></b></p> <p><b>Board Action</b> To review the guide issued by the HHS addressing best practices for opioid prescribing.</p> <p><b>Background:</b> Recently HHS issued a guide for use by clinicians on the appropriate dosage reduction or discontinuation of long-term opioid analgesics. A copy of the guide is being provided for Board review.</p> <p><b>Motion:</b> This item was for informational purposes only, therefore no formal action was taken at this time.</p>	FM

<p>OS-19-10-07 ALL</p>	<p><b><u>CONTINUING EDUCATION (CE) REQUEST - CHA</u></b></p> <p><b>Board Action:</b> To review the request from the Community Health Administration (CHA), within DC Health, for approval of Continuing Education credits for their upcoming Vaccines for Children (VFC) Adolescent Health Meeting.</p> <p><b>Background:</b> CHA is hosting a VFC Adolescent Health Meeting on November 4<sup>th</sup>, 2019. The purpose of the meeting is to provide education and training to VFC providers. As part of the presentation CHA is requesting approval of four (4) hours of CME.</p> <p>The Board initially reviewed this matter at their September 2019 meeting, following which the Board voted to table the matter and request CHA consider AMA approval first, or provide more information regarding course materials, instructor CVs, and more detailed course information. Additional information has been received, which is being presented to the Board for review.</p> <p>In addition to the above, staff has researched what is required by the AMA to be approved for CE credits, and determined the Department is not eligible for AMA approval.</p> <p><b>Motion:</b> Motion made by Dr. Wind to approve the course for CE credit, as well as to work with MSDC on creating a process for obtaining AMA approved credits. Seconded by Mr. Smith.</p> <p>Dr. Wind, Dr. Fripp, Dr. Strudwick, Dr. Simpson, Dr. Dawson, Mr. Rich, Dr. Raczynski, Dr. Iyengar, Mr. Smith and Dr. Anderson voted in favor of the motion. The motion passed unanimously.</p>	<p>FM</p>
<p>OS-19-10-08 ALL</p>	<p><b><u>CONTINUING EDUCATION (CE) REQUEST – DEATH WITH DIGNITY</u></b></p> <p><b>Board Action:</b> To review the request from the HRLA for approval of CE credit for the Death with Dignity Presentation.</p> <p><b>Background:</b> In 2016 District government implemented the Death with Dignity Program, which allows for individuals diagnosed with a terminal condition to obtain medications for ending their life in a humane and peaceful manner. As part of the law, DC Health provides an educational</p>	<p>FM</p>

	<p>session to stakeholders on how the law is implemented and utilized. DC Health is requesting approval of 3.5 CE hours for this program.</p> <p><b>Motion:</b> Motion made by Dr. Wind to approve the course for CE approval. Seconded by Dr. Fripp.</p> <p>Dr. Wind, Dr. Fripp, Dr. Strudwick, Dr. Simpson, Dr. Dawson, Mr. Rich, Dr. Raczynski, Dr. Iyengar, Mr. Smith and Dr. Anderson voted in favor of the motion. The motion passed unanimously.</p> <p>Additionally, the Board requested an update on the status of the Death with Dignity program via a distribution of the annual report at the December meeting.</p>	
<p>OS-19-10-09 ALL</p>	<p><b><u>INTERSTATE MEDICAL LICENSURE COMPACT COMMISSION (IMLCC) UPDATE</u></b></p> <p><b>Board Action:</b> To review the 2019 annual report from the IMLCC.</p> <p><b>Background:</b> The DC Board of Medicine become a member of the Interstate Medical Licensure Compact (Compact) in 2018. Since becoming a member, DC Health has been working to implement regulations and changes to the licensure process to issue compact licenses. This process is still ongoing, with compact licensure anticipated for early 2020.</p> <p>As a member of the Compact, the District is entitled to representation on the IMLCC, which is the organization responsible for running the Compact’s operations. Dr. Vikisha Fripp and Mr. Frank Meyers have been appointed by the Mayor to represent the District on the IMLCC. Recently, the IMLCC issued it’s 2019 annual report outlining it’s performance for the past year. A copy of the report is provided for the Board’s review.</p> <p><b>Motion:</b> This item was for informational purposes only, so no formal action was taken at this time.</p>	<p>FM</p>

<p>OS-19-10-10 ALL</p>	<p><b><u>MEDICAL DEFERALS FOR IMMUNIZATIONS</u></b></p> <p><b>Board Action:</b> To review the presentation from the American Academy of Pediatrics.</p> <p><b>Background:</b> At the September 2019 meeting, the Board was presented with information from the DC Office of the American Academy of Pediatrics on the topic of medical derferrals for immunizations, specifically addressing fraudulent exemptions or compensation to provide exemptions. Following the presentation the Board requested DCAAP submit a draft letter for the Board to review and consider in whether to send to licensees. DCAAP has submitted the requested letter, which is being provided to the Board for review.</p> <p><b>Motion:</b> Motion made by Dr. Simpson to have staff work with Dr. Anderson, Dr. Iyengar and Dr. Simpson to draft language and work with the Department on the correct contact to work with DCAAP, and then bring the language back to the Board for approval. Seconded by Dr. Wind.</p> <p>Dr. Wind, Dr. Fripp, Dr. Strudwick, Dr. Simpson, Dr. Dawson, Mr. Rich, Dr. Raczynski, Dr. Iyengar, Mr. Smith and Dr. Anderson voted in favor of the motion. The motion passed unanimously.</p>	<p>FM</p>
<p>OS-19-10-11 ALL</p>	<p><b><u>PA REGULATORY UPDATE</u></b></p> <p><b>Board Action:</b> To review the proposed changes to PA regulations from the District of Columbia Academy of PAs (DCAPA).</p> <p><b>Background:</b> Ms. Debra Herrmann, former member of the Advisory Committee on Physician Assistants, on behalf of DCAPA, met with legal staff to discuss proposed changes to regulations governing the practice of PAs in the District. Following this discussion, DCAPA sent the enclosed letter and proposed regualtions outlining the changes they are seeking.</p> <p><b>Motion:</b> Ms. Herrmann presented the proposal, focusing on the major changes requested. Specfically, the proposed regulations are seeking to change the language from “supervision” to “collaboration”.</p> <p>Motion made by Dr. Wind to establish a subcommittee made up of Ms. Herrmann, Dr. Strudwick, Mr. Rich, and Dr. Fripp to review the proposal and report back to the Board. Seconded by Dr. Anderson.</p>	<p>AG</p>

	<p>Dr. Wind, Dr. Fripp, Dr. Strudwick, Dr. Simpson, Dr. Dawson, Mr. Rich, Dr. Raczynski, Dr. Iyengar, Mr. Smith and Dr. Anderson voted in favor of the motion. The motion passed unanimously.</p>	
<p>OS-19-10-12 ALL</p>	<p><b><u>REQUEST FOR MODIFICATION TO COLLABORATIVE PRACTICE REGULATIONS</u></b></p> <p><b>Board Action:</b> To review the proposed regulation drafted by the Board of Pharmacy, modified training requirements for collaborative practice agreements between pharmacists and physicians.</p> <p><b>Background:</b> The Board of Medicine and Board of Pharmacy previously implemented joint regulations governing collaborative practice agreements between physicians and pharmacists. Under the current regulations, in order to participate in a collaborative practice agreement with a physician, pharmacists must prove possession of relevant advanced training through certification as a specialist, successful completion of a residency or Board-approved certification program, have either three (3) or five (5) years of relevant clinical experience depending upon the degree held, and documented training related to the area of practice covered by the collaborative practice agreement. The Board of Pharmacy believes that in practice, these provisions are duplicative and create an unintended barrier to the participation of otherwise qualified pharmacists in collaborative practice agreement. The Board of Pharmacy has submitted proposed regulations addressing this issue, which has been provided to the Board for review.</p> <p><b>Motion:</b> Motion made by Dr. Wind to state this is not an emergency, and to send the proposal to the collaborative practice subcommittee for review before the December meeting, but if the subcommittee cannot meet before the December meeting to then bring back to the Board for further discussion with additional information on the reasons for these changes, including redlined tracked changes. Seconded by Mr. Smith.</p> <p>Dr. Wind, Dr. Fripp, Dr. Strudwick, Dr. Simpson, Dr. Dawson, Mr. Rich, Dr. Raczynski, Dr. Iyengar, Mr. Smith and Dr. Anderson voted in favor of the motion. The motion passed unanimously.</p>	<p>FM</p>

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

**MOTION TO CLOSE**

OS-19-10-13  
ALL

**MOTION TO CLOSE**

FM

**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 Mr. Smith to go into closed session. Seconded by Dr. Simpson.

Dr. Wind, Dr. Fripp, Dr. Strudwick, Dr. Simpson, Dr. Dawson, Mr. Rich, Dr. Raczynski, Dr. Iyengar, Mr. Smith and Dr. Anderson voted in favor of the motion. The motion passed unanimously.

**The Open Session Minutes continue on the next page with 'Motion to Adjourn'.**

**MOTION TO ADJOURN**

OS-19-10-14 ALL	<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> Motion made by Mr. Smith to adjourn the meeting. Seconded by Mr. Rich.</p> <p>Dr. Wind, Dr. Fripp, Dr. Strudwick, Dr. Simpson, Mr. Rich, Dr. Raczynski, Dr. Iyengar, Mr. Smith and Dr. Anderson voted in favor of the motion. Dr. Dawson was absent. The motion passed unanimously.</p>	FM
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**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](mailto:opengovoffice@dc.gov).*