

BOARD OF MEDICINE

Open Session Minutes

January 29, 2020
8:47 am – 9:43 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)	
Jeffrey Smith, MD (JS)	ABSENT
Terrence Straub (TS)	
Archie Rich (AR)	ABSENT
Vikisha Fripp, MD (VF)	
David Wessel, MD (DW)	
Thomas Smith (TS2)	
Joshua Wind, MD (JW)	
Christopher Raczynski, MD (CR)	
Joelle Simpson, MD (JS2)	ARRIVED LATE
Konrad Dawson, MD (KD)	ARRIVED LATE
BOARD STAFF:	
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	
LEGAL STAFF:	
Suzanne Fenzel, Esq. – Board Attorney Advisor	
Ajay Gohil, Esq. – Board Attorney Advisor	
Erich Chang – 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-20-01-
01
ALL

INTRODUCTIONS**A. BOARD MEMBERS****B. BOARD STAFF****APPROVAL OF MINUTES, CONSENT AGENDA AND STAFF REPORTS**

OS-20-02-
02
ALL

BOARD/DEPARTMENT REPORT**A. BOARD CHAIR'S REPORT****i. Board Meeting Schedule**

The Board previously discussed moving meetings from 8:30 am to 9:00 am. A decision needs to be made on whether to change the schedule.

Motion:

Motion made by Dr. Raczynski to keep the schedule as is. Seconded by Dr. Fripp.

Dr. Wessel, Dr. Wind, Dr. Fripp, Dr. Simpson, Dr. Raczynski, Mr. Smith, Mr. Straub and Dr. Anderson voted in favor of the motion. Dr. Strudwick, Dr. Dawson and Mr. Dawson voted no. The motion passed.

ii. Request for Appearance - Councilmember Grey

The Board discussed the previous desire to have Councilmember Grey come to a Board of Medicine meeting. Dr. Anderson, Board Chair, stated she would follow up on her request

iii. Poster Presentation at FSMB Annual Meeting

Board staff is in the process of creating a post to present at this year's Board of Medicine meeting on the topic of the Board's Workforce Surveys.

B. EXECUTIVE DIRECTOR'S REPORT**i. Licensure Census**

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

ii. MTL License Changes

The Board Executive Director updated the Board on the status of the recent meeting with the various GME programs to discuss changes to the MTL process. Specifically, several suggestions were made which will be presented to the Board in a formal report at the next meeting of the Board.

iii. Sibley MTL License Update

The Board Executive Director updated the Board on the status of the implementation of the MTL licenses as previously approved by the Board. Specifically, Sibley will continue to utilize MTRs until the next MTL cycle in July.

iv. IMLC Licensure

The Executive Director informed the Board that IMLC licensure will be implemented when the new online licensure system is completed, which is scheduled for sometime in the second quarter of this calendar year.

v. CE Audit Update

The Executive Director informed the Board that the CE Audit is nearly completed, with only approximately 200 physician licensees left to review. Once complete, staff will provide a report to the Board.

C. BOARD ATTORNEY'S REPORT

i. New Intern

Legal staff has a new intern, Erich Chang.

ii. Regulation Updates

The Board Attorney provided an update on the status of various regulations impacting the Board of Medicine, including (1) the IMLC regs, (2) the 10% CE regs, (3) acupuncture, (4) polysomnography, and (5) athletic trainers.

The IMLC regulations are now final, effective January 2020. The licensure process is not yet finalized.

As for the 10% CE requirement, the Department has determined that the LGBTQ requirement will be

	<p>separate from the 10% CE requirement. This means licensees will have to complete two (2) hours of CME in LGBTQ cultural competency, in addition to the 10% requirement.</p> <p>The regulations for acupuncture are finalized.</p> <p>The proposed regulations for polysomnography should be published January 31, 2020.</p> <p>The regulations for athletic trainers are currently working through the review process within DC Health and the mayor's office.</p>	
<p>OS-20-01-03 ALL</p>	<p><u>OPEN SESSION MINUTES</u></p> <p>Board Action: Consideration of the Open Session minutes from the December 11, 2019 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. Strudwick to approve the minutes. Seconded by Dr. Wind.</p> <p>Dr. Wessel, Dr. Wind, Dr. Fripp, Dr. Strudwick, Dr. Dawson, Dr. Raczynski, Dr. Simpson, Mr. Dawson, Mr. Smith, Mr. Straub and Dr. Anderson voted in favor of the motion. The motion passed unanimously.</p>	<p>FM</p>
<p>OS-20-01-04 ALL</p>	<p><u>OPEN CONSENT AGENDA</u></p> <p>Board Action: Consideration of the current January 29, 2020, 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:</p>	<p>FM</p>

	<p>Motion made by Dr. Strudwick to approve the Consent Agenda. Seconded by Dr. Wind.</p> <p>Dr. Wessel, Dr. Wind, Dr. Fripp, Dr. Strudwick, Dr. Dawson, Dr. Raczynski, Dr. Simpson, Mr. Dawson, Mr. Smith, Mr. Straub and Dr. Anderson voted in favor of the motion. The motion passed unanimously.</p>	
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The Open Session Minutes continue on the next page with 'Misc. Items for Discussion'.

MISC. ITEMS FOR DISCUSSION

<p>OS-20-01-05 ALL</p>	<p><u>CERTIFIED PROFESSIONAL MIDWIVES</u></p> <p>Board Action: To review the proposed legislation establishing licensure of certified professional midwives under the authority of the Board of Medicine.</p> <p>Background: Legislation has been introduced before the DC Council that would establish licensure of certified professional midwives. The Board previously reviewed this bill and provided comments to the Department, opposing it. This information was shared with the Department, who informed the Board Executive Director that the legislation was being tabled.</p> <p>Recently staff became aware that the legislation was moved out of the Committee on Health, and has gone through First Reading before the Committee on the Whole. As this legislation is most likely to become law, it is being presented to the Board again as an fyi.</p> <p>Motion: This item was for informational purposes only, so no formal action was taken at this time.</p>	<p>FM</p>
<p>OS-20-01-06 ALL</p>	<p><u>FAMILY & SELF-PRESCRIBING – PROPOSED REGULATIONS</u></p> <p>Board Action: To review the draft proposed regulations governing the practice of family and self prescribing in the District.</p> <p>Background: The Board previously established a sub-committee to discuss and research the issue of family and self-prescribing. The result of the sub-committees work was draft regulations, which are being presented to the full board for review.</p> <p>Motion: The Board discussed the proposed regulation, and discussed several concerns including why such regulations are necessary, whether all drugs need to be included or just scheduled drugs/narcotics, whether prescribing in emergency situations was allowed and if so whether prescriptions should be short term or longer, or for medical necessity? The Board agreed there should be no self prescribing or treatment, but debated whether treatment of family members should be limited?</p>	<p>SF</p>

	<p>Following discussion it was decided to send the regulations back to the subcommittee to re-work the language based on the feedback provided and then bring back to the Board.</p> <p>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-20-01-07
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 Dr. Dawson to go into closed session. Seconded by Dr. Simpson.

Dr. Wessel, Dr. Wind, Dr. Fripp, Dr. Strudwick, Dr. Dawson, Dr. Raczynski, Dr. Simpson, Mr. Dawson, Mr. Smith, Mr. Straub 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-20-01-08 ALL	<p><u>MOTION TO ADJOURN</u></p> <p>Board Action: To adjourn the meeting.</p> <p>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.</p> <p>Motion: Motion made by Dr. Wind to adjourn the meeting. Seconded by Mr. Dawson.</p> <p>Dr. Wessel, Dr. Wind, Dr. Fripp, Dr. Raczynski, Dr. Simpson, Mr. Dawson, Mr. Straub and Dr. Anderson voted in favor of the motion. Mr. Smith was absent. Dr. Dawson and Dr. Strudwick were absent. The motion passed.</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.