

# **BOARD OF MEDICINE**

## **Open Session Minutes**

**April 25, 2018**

**8:56 am to 10:00 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 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)	
Lawrence Manning, MD (LM)	
Thomas Dawson, Esq. (TD)	ABSENT
Jeffrey Smith, MD (JS)	ABSENT
Terrence Straub (TS)	
Archie Rich (AR)	ABSENT
Vikisha Fripp, MD (VF)	ABSENT
David Wessel, MD (DW)	
Thomas Smith (TS2)	
Joshua Wind, MD (JW)	
<b>BOARD STAFF:</b>	
Frank Meyers, JD – Executive Director	
Lisa Robinson – Health Licensing Specialist	
Mary Harris – Health Licensing Specialist	
Aisha Nixon – Health Licensing Specialist	
Angela Braxton – Health Licensing Specialist	
Emilia Moran – Investigator	
Diane Moorer – IT Support	
<b>LEGAL STAFF:</b>	
Suzanne Fenzel, Esq. – Board Attorney Advisor	
Ajay Gohil, Esq. – Board Attorney Advisor	

The 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-18-04-001  
ALL

**INTRODUCTIONS**

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

**APPROVAL OF MINUTES, CONSENT AGENDA AND STAFF REPORTS**

OS-18-04-002  
ALL

**BOARD/DEPARTMENT REPORT**

**A. BOARD CHAIR’S REPORT**

- i. Dr. Manning’s Last Meeting**  
The Board Chair informed the other members of the Board this was Dr. Manning’s last meeting. Because of the late notice, the Board will hold a formal goodbye for Dr. Manning at a future meeting.
  
- ii. Dr. Denson Farewell**  
The Board Chair and staff presented Dr. Denson with a certificate of appreciation for her hard work while on the Board of Medicine.

**B. EXECUTIVE DIRECTOR’S REPORT**

- i. Newsletter Update**  
The Executive Director provided an update on the current Newsletter, which is scheduled to be sent in April.
  
- ii. Naturopathic Formulary Sub-Committee Update**  
The Executive Director, as well as Dr. Wind, provided a brief update on the recent meeting of the Naturopathic Sub-Committee that took place on April 18, 2018.
  
- iii. Letter from FSMB re: ACGME Milestones**  
The Executive Director provided a brief update on the recent letter from FSMB addressing the issue of medical boards utilizing ACGME Milestones in determining competency for licensure.
  
- iv. Licensure Census**  
The Executive Director provided an update on the current licensure census in the District, as follows:
  - 1. Acupuncturist – 189**
  - 2. Anesthesiologist Assistant – 80**
  - 3. Medical Training License I(A) – 1,062**

	<ol style="list-style-type: none"> <li>4. Medical Training License I(B) – 386</li> <li>5. Medical Training License II – 17</li> <li>6. MTR – 186</li> <li>7. Medicine and Surgery – 10,636</li> <li>8. Naturopath Physician – 56</li> <li>9. Osteopathy and Surgery – 350</li> <li>10. Physician Assistant – 767</li> <li>11. Polysom. Technician – 1</li> <li>12. Polysom. Technologist – 73</li> <li>13. Polysom. Trainee – 8</li> <li>14. Surgical Assistant – 134</li> <li>15. Trauma Technologist – 5</li> </ol> <p><b>C. BOARD ATTORNEY’S REPORT</b></p> <p>i. <b>Post Graduate Training Requirement</b>  The Board Attorney provided information from FSMB outlining the various post-graduate training requirements for licensure, for each state in the US.</p> <p>The Board recommended the establishment of a sub-committee to research this issue, including having staff look into what Maryland and Virginia were doing regarding this issue. The Board also.</p> <p>The Board recommended establishing a sub-committee to research this issue.</p> <p><b>Motion:</b>  Motion made by Dr. Wind to form a sub-committee to review this issue. Seconded by Mr. Smith.</p> <p>Dr. Wind, Dr. Wessel, Dr. Iyengar, Dr. Manning, Mr. Smith, Mr. Straub and Dr. Anderson voted in favor of the motion. The motion passed unanimously.</p>	
OS-18-04-003 ALL	<p><b><u>OPEN SESSION MINUTES</u></b></p> <p><b>Board Action:</b>  Consideration of the Open Session minutes from the March 28, 2018 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. Wind to approve the minutes, with the correction on the legislative agenda to change ophthalmology to optometry. Seconded by Mr. Straub.</p>	FM

	Dr. Wind, Dr. Wessel, Dr. Iyengar, Dr. Manning, Mr. Smith, Mr. Straub and Dr. Anderson.	
OS-18-04-004 ALL	<p><b><u>OPEN CONSENT AGENDA</u></b></p> <p><b>Board Action:</b> Consideration of the current April 25, 2018, 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. Wind to approve the Consent Agenda. Seconded by Mr. Straub.</p> <p>Dr. Wind, Dr. Wessel, Dr. Iyengar, Dr. Manning, Mr. Smith, Mr. Straub and Dr. Anderson voted in favor of the motion. The motion passed unanimously.</p>	FM

**The minutes continue on the next page with 'Misc. Items for Discussion'.**

**MISC. ITEMS FOR DISCUSSION**

<p>OS-18-04-005 ALL</p>	<p><b><u>LEGISLATIVE UPDATE</u></b></p> <p><b>Board Action:</b> 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:</p> <p><b>Background:</b> 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.</p> <p><b>Motion:</b> This item was for informational purposes only, so no action was taken at this time.</p>	<p>FM</p>
<p>OS-18-04-006 ALL</p>	<p><b><u>DERMATOLOGY TECHNICIANS</u></b></p> <p><b>Board Action:</b> To review the request from a DC physician regarding whether she can employ a dermatology technician.</p> <p><b>Background:</b> Staff has received a request from a physciain licensed in the District asking the Board to review information and determine whether she can employee a dermatology technician at her office in the District. Pursuant to DC Official Code § 3-1204.08(9), the Board has the authority to “[i]ssue advisory opinions regarding compliance with acceptable standards of practice.”</p> <p>Of note, this matter was tabled from the April 2018 meeting for when Dr. Fripp was present to provide input.</p> <p><b>Motion:</b> Motion made by Dr. Wind to table the case to when Dr. Fripp is present. Seconded by Mr. Straub.</p> <p>Dr. Wind, Dr. Wessel, Dr. Iyengar, Dr. Manning, Mr. Smith, Mr. Straub and Dr. Anderson voted in favor of the motion. The motion passed unanimously.</p>	<p>FM</p>

**The Open Session Agenda continues on the next page with ‘Motion to Close’.**

**MOTION TO CLOSE**

OS-18-04-007  
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 close session. Seconded by Dr. Wind.

Dr. Wind, Dr. Wessel, Dr. Iyengar, Dr. Manning, Mr. Smith, Mr. Straub and Dr. Anderson voted in favor of the motion. The motion passed unanimously.

**This ends the Open Session Agenda.**