

# BOARD OF MEDICINE

## Open Session Minutes

January 25, 2023

8:51 am -9:56 am

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### VIRTUAL MEETING NOTICE

*Due to the COVID-19 pandemic, the Board will have a hybrid schedule of in-person and virtual meetings. In-person meetings will resume in FY 2023, the specific in-person meeting dates can be found on the Board's webpage.*

*In-person meetings will be at 899 North Capitol Street, NE, 2<sup>nd</sup> Floor, Washington, DC 20002.*

*Information on how to access the public portion of the meeting virtually is listed below:*

**Join by Web:**

<https://dcnet.webex.com/dcnet/j.php?MTID=mb80bd14ebfdf8ab261465e1bcfde5b99>

**Join by Phone:**

+1-202-860-2110 United States Toll (Washington D.C.)

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

**Access Code:**

2314 900 0041

**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 Agenda continues on the next page with the ‘Board Meeting Participants’.

**BOARD MEETING PARTICIPANTS:**

<b>BOARD MEMBERS:</b>	
Andrea Anderson, MD (AA)	
William Strudwick, MD (WS)	
Jeffrey Smith, MD (JS)	Absent
Archie Rich (AR)	Absent
Christopher Raczynski, MD (CR)	
Konrad Dawson, MD (KD)	
Aeva Gaymon-Doomes, MD (AGD)	
Asad Bandealy, MD (AB)	Absent
VACANT (Physician Member)	
VACANT (Physician Member)	
VACANT (Physician Member)	
VACANT (Physician Member)	
VACANT (Consumer Member)	
VACANT (Consumer Member)	
VACANT (Consumer Member)	
<b>BOARD STAFF:</b>	
Aisha Nixon – Associate Director/Executive Director	
Lisa Robinson – Health Licensing Specialist	
Mary Harris – Health Licensing Specialist	
Angela Braxton – Health Licensing Specialist	
Charles Annor – Health Licensing Specialist	
Kimberly Quickley – Health Licensing Specialist	
Chiquita Badgett – Health Licensing Specialist	
Ashley Callaham – Health Licensing Specialist	
Sabrina Gillison – Health Licensing Specialist	
Rona Rawls – Health Licensing Specialist	
Gregory Scurlock – Compliance Officer	Absent
Emilia Moran – Investigator	
<b>LEGAL STAFF:</b>	
Suzanne Fenzel, Esq. – Board Attorney Advisor	
Ajay Gohil, Esq. – Board Attorney Advisor	
<b>DC HEALTH STAFF</b>	
Matteo Lieb, Office of Government Affairs	
<b>VISITORS:</b>	
Pia Duryea-MSDC	
Lisa Mercado-Foster_ CNMC GME Office	
Deanna Najera,PA-C _ MedStar	
Kelly Schutz, Director of Advanced Practice-MedStar Emergency Physicians	
Kelecia Smith- St. Elizabeth Hospital GME Office	

Tina Carrillo, President of DC Athletic Trainers Association	
Nkemka Esiobu, MD	

**The Open Session Agenda continues on the next page with the 'Call to Order'. <sup>1</sup>**



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<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-23-01-01	<b><u>INTRODUCTIONS</u></b>	
ALL	<p><b>A. BOARD MEMBERS</b></p> <p><b>B. BOARD STAFF</b></p>	

APPROVAL OF MINUTES, CONSENT AGENDA, BOARD POLICIES, AND STAFF REPORTS		
OS-23-01-02	<b><u>BOARD/DEPARTMENT REPORT</u></b>	AN
ALL	<p><b>A. BOARD CHAIR’S REPORT</b></p> <p>The Board Chair provided an updated on the Federation of State Medical Boards (FSMB) conference. She informed the Board members that a voting District of Columbia delegate member is required during the FSMB annual meeting to represent and vote for the District of Columbia on resolutions so any Board member interested should inform the Executive Director.</p> <p><b>B. EXECUTIVE DIRECTOR’S REPORT</b></p> <p><b>i. DC Health Updates</b></p> <p>The Executive Director informed the Board that a new director has not been named to DC Health and Dr. Sharon Lewis remains as the interim Director for DC Health. She also informed the Board of the upcoming Oversight Hearings on 3/2/2023. The Oversight Hearings serves as an annual check-in for DC Health with the Committee on Health regarding various programs and administration. The new chair for the Committee on Health is Council member Henderson. The Executive Director also informed the Board that interviews are currently being conducted for the Executive Director of Medicine vacancy.</p> <p><b>ii. License Renewals Update</b></p> <p>The Executive Director provided an update on the renewal cycle. She informed the Board that the late license renewals began on 1/1/2023 and will end on 2/28/2023. Any provider who did not renew their license during the initial renewal cycle which ended</p>	

on 12/31/2023 can renew during the grace period with a late fee of \$85.00. Any provider who does not renew their license by 2/28/2023 will be deemed as expired and they will have to apply for reinstatement in order to practice in the District of Columbia. Currently 12,022 providers have renewed their license under the Board of Medicine.

**iii. Board Vacancies/MOTA Update**

The Executive Director provided an update on current Board vacancies. On 12/21/2022, MOTA named a new Associate Director, James Bassett. He will be the liaison for all Health and Human Boards and Commissions. Currently the Board has 7 vacancies which includes 3 physician members and 4 consumer/public member vacancies. The Executive Director informed the Board that individuals are currently being interviewed for the vacancies and informed the Board members to also recommend anyone who is interested in becoming a Board member.

**iv. Licensure Census**

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

ACUPUNCTURIST-128

ANESTHESIOLOGIST ASSISTANT - 109

MEDICAL TRAINING LICENSE I(A) - 1175

MEDICAL TRAINING LICENSE I(B) - 322

MEDICAL TRAINING LICENSE II-28

MEDICAL TRAINING REGISTRANT - 216

MEDICINE AND SURGERY - 10577

NATUROPATH PHYSICIAN - 55

OSTEOPATHY AND SURGERY - 577

PHYSICIAN ASSISTANT - 962

POLYSOMNOGRAPHIC TECHNOLOGIST - 41

POLYSOMNOGRAPHIC TRAINEE - 1

SURGICAL ASSISTANT - 95

CHINESE HERBOLOGY - 23

TRAUMA TECHNOLOGIST- 4

**v. Additional Information**

The Executive Director provided an update on the current matters relevant to the Board of Medicine.

The Executive Director added to her report that the Interstate Medical Licensure Compact (IMLC) and the District of Columbia, Maryland and Virginia (DMV) reciprocity pathway for licensure is on target to go live at the end of second quarter FY2023. She also stated that the application for Athletic Trainers is also on target to go live at the end of second quarter FY2023. The Executive Director also informed the Board that she will be attending the FSMB Administrators of Medicine meeting on 1/30/2023 and 1/31/2023.

**C. BOARD ATTORNEY'S REPORT**

No Report

**D. OFFICE OF GOVERNMENT RELATION'S REPORT**

Mr. Matteo Lieb of Office of Government Relations provided the following updates:

**Council Period 25:**

- The new Council Period started on January 3<sup>rd</sup>, 2023.
- There are two new members on the Council, Councilmember Frumin (Ward 3) and Councilmember Parker (Ward 5). Councilmember McDuffie, previously Ward 5, has replaced at-large Councilmember Silverman.
- Membership and leadership of the Committee on Health went through some changes. Councilmember Henderson (At-Large) replaces Councilmember Gray (Ward 7) as the new Committee Chair. The other Committee on Health members are Councilmember Nadeau (Ward 1), Councilmember Parker (Ward 5), Councilmember Allen (Ward 6), and Councilmember Gray (Ward 7).

**Performance and Budget Oversight:**

- The Committee on Health will once again host DC Health's Performance and Budget Oversight hearings.
- The Performance Oversight hearing is scheduled for Thursday March 2<sup>nd</sup> from 9:30am to 6pm.
- The Budget Oversight hearing is scheduled for April 12<sup>th</sup> at noon.

**Council Period 24 Legislation:**

- Several pieces of legislation that were passed during Council Period 24 are going through the final review process (Mayoral or Congressional Review).

	<ul style="list-style-type: none"> <li>This includes the <i>Protecting Health Professionals Providing Reproductive Health Care Amendment Act of 2022</i> (<a href="#">B24-0830</a>), the <i>Healthcare Career Scholarship and Health Professional Loan Repayment Program Amendment Act of 2022</i> (<a href="#">B24-0943</a>), and the <i>Consent for Vaccinations of Minors Amendment Act of 2022</i> (<a href="#">B24-0942</a>).</li> </ul> <p><b>Medicinal Marijuana:</b></p> <ul style="list-style-type: none"> <li>Another piece of legislation still undergoing review from Council Period 24 is the <i>Medical Cannabis Amendment Act of 2021</i> (<a href="#">B24-0113</a>).</li> <li>This legislation permanently changes DC Code to permit people to self-certify their need for medicinal cannabis as part of the Alcoholic Beverage Regulation Administration (ABRA) Medical Cannabis Program.</li> <li>It continues the elimination of the audit requirement under the Boards of Medicine, Nursing, and Dentistry for practitioners who make a certain volume of recommendations for medical marijuana.</li> </ul>	
<p>OS-23-01-03</p> <p>ALL</p>	<p><b><u>OPEN SESSION MINUTES</u></b></p> <p><b>Board Action:</b> Consideration of the Open Session minutes from the December 14, 2022 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. Raczynski to approve the minutes. Seconded by Dr. Strudwick.</p> <p><b>Vote:</b> Dr. Raczynski, Dr. Gaymon-Doomes, Dr. Strudwick, and Dr. Anderson voted in favor of the motion. The motion passed.</p> <p>Dr. Dawson did not vote.</p>	<p>AN/LR</p>
<p>OS-23-01-04</p> <p>ALL</p>	<p><b><u>OPEN CONSENT AGENDA</u></b></p> <p><b>Board Action:</b></p>	<p>LR</p>



	<p>Consideration of the current 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. Raczynski to approve the minutes. Seconded by Dr. Strudwick.</p> <p><b>Vote:</b> Dr. Raczynski, Dr. Gaymon-Doomes, Dr. Strudwick, and Dr. Anderson voted in favor of the motion. The motion passed.</p> <p>Dr. Dawson did not vote.</p>	
<p>OS-23-01-05</p> <p>ALL</p>	<p><b><u>OPEN SESSION MEETING STRUCTURE</u></b></p> <p><b>Board Action:</b> Discuss changing the open session structure.</p> <p><b>Background:</b> Currently, the Board of Medicine meets monthly. In an effort to streamline processes and address complaints in a timeline manner, the Board staff is recommending that open session is limited to just board reports, minutes, consent agenda, and policies every other month. Reduction to the time spent in open session will allow the Board more time to handle more disciplinary matters.</p> <p><b>Motion:</b> Motion made by Dr. Strudwick to change the open session structure to enable Board to address more actions items in Executive session. Seconded by Dr. Raczynski.</p> <p><b>Vote:</b> Dr. Raczynski, Dr. Gaymon-Doomes, Dr. Strudwick, and Dr. Anderson voted in favor of the motion. The motion passed.</p> <p>Dr. Dawson did not vote.</p>	
<p>OS-23-01-06</p> <p>ALL</p>	<p><b><u>APPLICATION SUBCOMMITTEE</u></b></p> <p><b>Board Action:</b></p>	

	<p>Select the application subcommittee members that will review and make determination on applications in between meetings.</p> <p><b>Background:</b> During the December 2022 board meeting, the Board voted to implement an application subcommittee.</p> <p>The Board authorized the staff through delegated authorities the ability to approve “clean applications”. In an effort to utilize the board meeting times more efficiently, legal recommended the development of an application subcommittee that would have the Board’s authorization to approve applications with issues.</p> <p><b>Dr. Anderson, Dr. Raczynski and Dr. Strudwick volunteered for the application subcommittee.</b></p>	
<p>OS-23-01-07</p> <p>ALL</p>	<p><b><u>MEDICAL TRAINING REGISTRANTS</u></b></p> <p><b>Board Action:</b> To review the postgraduate training regulations and determine if Canadian residents can rotate in a nationally accredited training program or a Board approved program.</p> <p><b>Background:</b> The current statutory definition: (13A) “Practice by physicians-in-training” means the practice of medicine by a medical resident or fellow, or other similar designation, enrolled in a <b>nationally accredited training program</b> or a training program in the District that is approved by the District of Columbia Board of Medicine.</p> <p>Most Canadian residency programs are accredited by the Liaison Committee on Graduate Medical Education.</p> <p><b>Tabled for next Board meeting on 2/22/2023. Board requested staff obtained additional information.</b></p>	

The Open Session Agenda continues on the next page with ‘Presentations, Misc. Items for Discussion, and FYI’.

**PRESENTATIONS, MISC. ITEMS FOR DISCUSSION AND FYI**

OS-23-01-08 ALL	<p><b><u>REQUEST FOR NON-ACGME APPROVAL</u></b></p> <p><b>Board Action:</b> To review the request from Children’s National Hospital for approval of their non-ACGME accredited <b>Neuroradiology Fellowship training</b> program.</p> <p><b>Background:</b> Pursuant to 17 DCMR § 4611.2(c), applicants for an MTL II license must be participating in an ACGME, AOA or Board approved postgraduate clinical training fellowship program.</p> <p><b>Motion:</b> Motion made by Dr. Raczynski to approve the program. Seconded by Dr. Strudwick.</p> <p><b>Vote:</b> Dr. Raczynski, Dr. Gaymon-Doomes, Dr. Strudwick, and Dr. Anderson voted in favor of the motion. The motion passed.</p> <p>Dr. Dawson did not vote.</p>	LR
OS-23-01-09 ALL	<p><b><u>REQUEST FOR NON-ACGME APPROVAL</u></b></p> <p><b>Board Action:</b> To review the request from Children’s National Hospital for renewal of their non-ACGME accredited <b>Plastic Surgery Fellowship Program</b>.</p> <p><b>Background:</b> Pursuant to 17 DCMR § 4611.2(c), applicants for training licenses must be entering an ACGME, AOA or Board approved postgraduate clinical training fellowship program.</p> <p><b>Motion:</b> Motion made by Dr. Raczynski to renew program. Seconded by Dr. Strudwick.</p> <p><b>Vote:</b> Dr. Raczynski, Dr. Gaymon-Doomes, Dr. Strudwick, and Dr. Anderson voted in favor of the motion. The motion passed.</p> <p>Dr. Dawson did not vote.</p>	LR
OS-23-01-10 ALL	<p><b><u>REQUEST FOR NON-ACGME APPROVAL</u></b></p>	LR

	<p><b>Board Action:</b> To review the request from Children’s National Hospital for renewal of their non-ACGME accredited <b>Fetal Medicine Fellowship Program</b>.</p> <p><b>Background:</b> Pursuant to 17 DCMR § 4611.2(c), applicants for training licenses must be entering an ACGME, AOA or Board approved postgraduate clinical training fellowship program.</p> <p><b>Motion:</b> Motion made by Dr. Strudwick to renew program. Seconded by Dr. Anderson.</p> <p><b>Vote:</b> Dr. Raczynski, Dr. Gaymon-Doomes, Dr. Strudwick, and Dr. Anderson voted in favor of the motion. The motion passed.</p> <p>Dr. Dawson did not vote.</p>	
<p>OS-23-01-11 ALL</p>	<p><b><u>REQUEST FOR NON-ACGME APPROVAL</u></b></p> <p><b>Board Action:</b> To review the request from Children’s National Hospital for renewal of their non-ACGME accredited <b>Fetal Medicine Fellowship Program</b>.</p> <p><b>Background:</b> Pursuant to 17 DCMR § 4611.2(c), applicants for training licenses must be entering an ACGME, AOA or Board approved postgraduate clinical training fellowship program.</p> <p><b>Motion:</b> Motion made by Dr. Strudwick to renew program. Seconded by Dr. Anderson.</p> <p><b>Vote:</b> Dr. Raczynski, Dr. Gaymon-Doomes, Dr. Strudwick, and Dr. Anderson voted in favor of the motion. The motion passed.</p> <p>Dr. Dawson did not vote.</p>	<p>LR</p>
<p>OS-23-01-12 ALL</p>	<p><b><u>QUARTERLY FSMB UPDATE ON USMLE</u></b></p> <p><b>Board Action:</b> FYI</p> <p><b>Background:</b></p>	<p>AN</p>

	The quarterly FSMB report presents an overview on new format testing and how to keep USMLE up to date.	
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**'The Open Session Agenda continues on the next page with 'Motion to Close'.**



**MOTION TO CLOSE**

OS-23-01-13	<b><u>MOTION TO CLOSE</u></b>	AN
ALL	<p><b>Board Action:</b> To go into closed session to discuss confidential matters as permitted in DC Official Code § 2-575(b).</p> <p><b>Background:</b> 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:</p> <ol style="list-style-type: none"><li>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).</li><li>2. Preparation, administration, or grading of scholastic, licensing, or qualifying examinations pursuant to section § 2-575(b)(6).</li><li>3. To discuss disciplinary matters pursuant to section § 2-575(b)(9).</li><li>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).</li></ol> <p><b>Motion:</b> Motion made by Dr. Strudwick to move into Executive session. Seconded by Dr. Raczynski.</p> <p><b>Vote:</b> Dr. Raczynski, Dr. Gaymon-Doomes, Dr. Strudwick, and Dr. Anderson voted in favor of the motion. The motion passed.</p> <p>Dr. Dawson did not vote.</p>	

**The Open Session Agenda continues on the next page with 'Motion to Adjourn'. The next meeting is scheduled on **February 22, 2023. (Virtual)****

**MOTION TO ADJOURN**

OS-23-01-14	<b><u>MOTION TO ADJOURN</u></b>	AN
ALL	<b>Board Action:</b> To adjourn the meeting.  <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.  <b>No vote- Lost quorum at 1:42 PM.</b>	

**This ends the Open Session Agenda.**

*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).*