



899 NORTH CAPITOL ST. NE– 2ND FLR
WASHINGTON, DC 20002

September 28, 2016

8:30 am – 10:30 am

BOARD OF MEDICINE
OPEN SESSION MEETING AGENDA

BoMed 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.”



BOARD MEETING PARTICIPANTS:

BOARD MEMBERS:	
JANIS ORLOWSKI, MD (JO)	
MARC RANKIN, MD (MR)	
ANITRA DENSON, MD (AD)	
LAWRENCE MANNING, MD (LM)	
ANDREA ANDERSON, MD (AA)	
THOMAS DAWSON, ESQ. (TD)	
JEFFREY SMITH, MD (JS)	
KELLY ANN COLDEN, MD (KC)	
TERRENCE STRAUB (TS)	
TREAZURE JOHNSON, ESQ. (TJ)	ABSENT
ROBYN MACSATA, MD (RM)	
VIKISHA FRIPP, MD (VF)	
BOARD STAFF:	
FRANK MEYERS, JD - EXECUTIVE DIRECTOR	
LISA ROBINSON – HEALTH LICENSING SPECIALIST	ABSENT
MARY HARRIS – HEALTH LICENSING SPECIALIST	
AISHA NIXON – HEALTH LICENSING SPECIALIST	
ANGELA BRAXTON – HEALTH LICENSING SPECIALIST	
SHIVANGI BHATT – TEMP/ CONTRACTOR	
EMILIA MORAN – INVESTIGATOR	
DIANE MOORER – IT SUPPORT	
LEGAL STAFF:	
AJAY GOHIL, ESQ. – INTERIM BOARD ATTORNEY ADVISOR	
CHRISTOPHER BOONE, ESQ. – LAW CLERK	
DEPARTMENT STAFF:	
DR. LAQUANDRA NESBIT, MD, MPH	



CASE ASSIGNMENTS:

BOARD MEMBERS:	
JANIS ORLOWSKI (JO)	OS-16-051 To ES-16-248, ES-16-249, 257, 261, 262, 264, 272
MARC RANKIN (MR)	OS-16-051 To ES-16-248, ES-16-250, 252, 256, 266, 267, 268, 269, 270, 275
ANITRA DENSON (AD)	OS-16-051 To ES-16-248, ES-16-254, 256, 259, 265, 266, 268, 273, 274, 276
LAWRENCE MANNING (LM)	OS-16-051 To ES-16-248, ES-16-251, 258, 261, 262, 267, 270, 272
ANDREA ANDERSON (AA)	OS-16-051 To ES-16-248, ES-16-250, 251, 254, 260, 261, 262, 274
THOMAS DAWSON, ESQ. (TD)	OS-16-051 To ES-16-248, ES-16-250, 253, 257, 258, 260, 264, 273
JEFFREY SMITH (JS)	OS-16-051 To ES-16-248, ES-16-249, 255, 260, 263, 265, 269, 271, 275
KELLY ANN COLDEN (KC)	OS-16-051 To ES-16-248, ES-16-253, 255, 259, 264, 266, 273, 276
TERRANCE STRAUB (TS)	OS-16-051 To ES-16-248, ES-16-249, 252, 254, 256, 259, 268, 271
TREAZURE JOHNSON, ESQ. (TJ)	ABSENT
ROBYN MACSATA (RM)	OS-16-051 To ES-16-248, ES-16-253, 257, 263, 265, 267, 269, 270, 271
VIKISHA FRIPP (VF)	OS-16-051 To ES-16-248, ES-16-252, 255, 258, 263, 272, 275, 276

The Agenda begins on the next page with the Open Session items.



OPEN SESSION

8:30 am to 10:30 am

1. Call to Order
2. Introduction of Board Members
3. Introduction of Board Staff

APPROVAL OF MINUTES, CONSENT AGENDA AND STAFF REPORTS

OS-16-051 ALL	<u>OPEN SESSION MINUTES</u> Consideration of the Open Session minutes of from the June 29, 2016 meeting.
OS-16-052 ALL	<u>OPEN SESSION MINUTES</u> Consideration of the Open Session minutes of from the July 27, 2016 meeting.
OS-16-053 ALL	<u>OPEN CONSENT AGENDA</u> Consideration of the current Open Consent Agenda items for purposes of review and ratification of Board actions taken since the last Board meeting.
OS-16-054 ALL	<u>BOARD/DEPARTMENT REPORT</u> A. BOARD CHAIR'S REPORT B. EXECUTIVE DIRECTOR'S REPORT <ol style="list-style-type: none"> 1. Renewal Update 2. Licensure Status Update C. BOARD ATTORNEY'S REPORT

MISC. ITEMS FOR DISCUSSION

OS-16-055 ALL	<u>MEDICAID REIMBURSABLE TELEMEDICINE</u> Board Action: Copies of the Department of Health Care Finance's new regulations regarding telemedicine are being provided for the Board's review. Background: The Department of Health Care Finance, who oversees the District's Medicaid program, recently finalized and enacted regulations governing the eligibility for Medicaid beneficiaries receiving healthcare services via telemedicine, as well as establishing conditions of participation for providers who deliver healthcare services to Medicaid beneficiaries via telemedicine. These regulations are separate from the regulations being worked on by the Board.
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OS-16-056
ALL **NCCSA vs. NSAA CERTIFICATION**

Board Action:

The existing regulations regarding the licensure of Surgical Assistants are being provided to the Board for review and determination on whether changes are necessary.

Background:

The current regulations governing the licensure of Surgical Assistants (see Title 17 DCMR § 8003) require applicants to be certified by either the National Surgical Assistant Association (NSAA) or the American Board of Surgical Assistants (ABSA).

Staff was recently made aware that the NSAA is no longer certifying individuals, as the National Surgical Assistant Association (NCCSA) has been established to accredit the NSAA and is now the successor agency to the NSAA for certifying individuals as surgical assistants. The current regulations make no reference to a successor agency or whether the Board can accept certification from the NCCSA.

This information is being provided to the Board for review and determination on whether the existing regulations need to be modified to incorporate the NCCSA and/or successor entities.

OS-16-057
ALL **ACGME MILESTONES**

Board Action:

A copy of a letter from the Accreditation Council for Graduate Medical Education (ACGME) is being provided to the Board for review.

Background:

Recently the ACGME sent a letter to each of the Medical boards in the United States outlining their concerns that certain boards were using the ACGME established "Milestones" in making licensure eligibility determinations. ACGME states this is a misuse of the Milestones, as they are only intended to create trackable goals for residency programs. ACGME is requesting Medical boards cease this practice.

OS-16-058
ALL **PROPOSED BOARD DELEGATED AUTHORITIES**

Board Action:

To review the proposed Board Delegated Authorities and determine whether to grant the authorities to staff.

Background:

Executive Director, Frank Meyers proposes the Board delegate authorities to the staff. As the Board itself is limited in how often it can



meet, to help accomplish the goal of public safety the Board can delegated various authorities to Board staff.

The proposed delegated authorities are limited in nature and are intended to facilitate the business of the Board in an efficient and expedient manner, while at the same time ensuring patient safety is always maintained.

The authorities, if granted, are limited in scope to only those circumstances specified. Any ambiguities, either in the authorities themselves or the facts being presented, would be resolved by bringing said matter to the attention of the Board Chair, or the entire Board itself. The Board may withdraw the delegated authorities at any time.

PRESENTATION

OS-16-059 BOARD OF PHARMACY PRESENTATION

ALL

Board Action:

The Executive Director of the Board of Pharmacy (BOP), Dr. Shauna White, or Pharmacist, Dr. Kofi Onumah, will provide an update to the Board on the Prescription Drug Monitoring Program (PDMP).

Background:

The Prescription Drug Monitoring Program (PDMP) aims to improve the District's ability to identify and reduce diversion of prescription drugs in an efficient and cost effective manner that will not impede the appropriate medical utilization of controlled substances; and to enhance patient care by providing prescription monitoring information that will assure legitimate use of controlled substances in health care, including palliative care, research and other medical and pharmacological uses.

DEPARTMENT OF HEALTH UPDATE

OS-16-060 DIRECTOR OF DEPARTMENT OF HEALTH PRESENTATION

ALL

Board Action:

The Director of the Department of Health (DOH), Dr. LaQuandra Nesbitt, will provide an update to the Board on the upcoming presidential inauguration.

Background:

Dr. Nesbitt would like to discuss with the Board on preparing for the presidential inauguration in January. This includes a discussion on what polices are in place to ensure that out of state health care providers are qualified to practice in the District during this time.



End of Open Session.

TO BE READ BY BOARD CHAIR:

This concludes the Public Open Session of the meeting, and pursuant to D.C. Official Code 2-575(b), the Board will now 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).**

Based on the forgoing, is there a motion to go into Closed Executive Session?