

BOARD OF PODIATRIC MEDICAL EXAMINERS

OPEN SESSION MEETING

MINUTES

March 10, 2016

Room 106

The Open Session Meeting chaired by President Jay LeBow, DPM, opened at 1:05 PM.

Board members attending the meeting were Drs. Zachary Chattler, Craig Friedman, Todd Harrison and Philip Cohen. Consumer members present were Jay Boyar and Barbara Crosby.

Staff attending: Anthony DeFranco, AAG, Eva Schwartz, Executive Director, Sheri Henderson, Administrative Officer, and Elizabeth Amspacher, Licensing Coordinator.

MPMA Representative attending: Chanelle Carter, DPM.

Public at large attending: Sharon Bloom, Danielle Valone and Harold Glazer, DPM.

A. MINUTES:

1. Approval of minutes from February 11, 2016 Meeting

The Board approved the February 11, 2016 minutes as submitted.

B. OLD BUSINESS:

1. Consideration for Proposed Regulations for Podiatrists to work as Practice Expanders

The Maryland Board of Podiatry followed up with MPMA representative, Chanelle Carter, D.P.M. on the topic of proposed regulations for Podiatrists to work as Practice Expanders. At the Board of Podiatry Public meeting, Board members and Dr Carter, reiterated that members at large present at the MPMA meeting voted to move forward with proposing regulations in collaboration with the Board of Physicians for podiatrists to be able to offer services as practice expanders under a MD. After the MPMA meeting, the Executive Board of the MPMA decided it would not be in the podiatrists' best interest to do so. Therefore, knowing that moving forward would mean doing so without the support of the MPMA, the Board decided to table the topic indefinitely.

C. NEW BUSINESS:

1. Mechanism by which to Inform Entities of the New Ankle Law

The Board discussed by which mechanism entities can be informed about the new ankle law. It was decided that all entities, if they inquire, can be referred to the Board's website, www.mbpme.org, to find this information.

2. Inquiry- Patient Abandonment

The Board received an inquiry regarding if there was anything within the podiatric regulations that speaks on patient abandonment by a podiatrist. The Board discussed the inquiry and determined that there is nothing specific in the regulations regarding patient abandonment; therefore it would be handled on a case by case basis.

3. Inquiry- CME Approval

The Board received an inquiry regarding approval for CME credits for online courses regarding malpractice risk management sponsored by ELM Exchange, Inc. ELM Exchange, Inc. is accredited by the Accreditation Council for Continuing Medical Education (ACCME). The Board stated that online CME credits are approved as long as they are provided by a Board approved sponsor.

4. Review of SB 1083

The Board discussed SB 1083, which provides anti-trust protection to all Health Care Boards. Ms Schwartz informed the Board that the Executive Directors of Health Care Boards were going to communally propose an amendment to the Bill to limit the authority of the Secretary more. President, Jay LeBow, D.P.M. stated that he would prefer the Bill to state that a review of cases before the Board, would be done by a group of people (3), not just one designated person. Ms. Schwartz said she would propose Dr. LeBow's request at the Executive Director's meeting, but if not approved as a majority decision, the bill will still move forward with some amendments.

5. Review for eligibility for FULL License:

a. David Engorn, D.P.M.

The above identified licensure candidate was approved unanimously for the issuance of a full Maryland License.

D. OTHER:

1) The Board discussed SB 537/HB 437- Department of Health and Mental Hygiene - Prescription Drug Monitoring Program – Modifications. This placed into effect a new mandatory registry that providers must register with to provide the authority to prescribe opioids for chronic diseases, with term limitations for prescribing for acute pain. As proposed, the provider may register for the PDMP and the same time they apply for their CDS (Controlled Dangerous Substance) permit. The Board found some errors in the Bill including that someone can write post surgical medications without needing to report to the PDMP, but will have to report the use of general anesthesia. Currently, the Bill is in subcommittee. Once released for comments, the Board would like to comment that it should not define the use of anesthesia because anesthesia does not dictate pain. Additionally, several versions of this concept were being reviewed. Numerous amendments are expected to be proposed still. **Kristen Neville will report on the latest of the status of these bills at the April meeting.**

With no further business, the Meeting concluded at 2:08 PM.

Respectfully submitted,

Jay H. Boyar, Secretary/Treasurer

