

BOARD OF PODIATRIC MEDICAL EXAMINERS
OPEN SESSION MEETING MINUTES
May 8, 2014
Room 110

The Open Session Meeting chaired by President Jay LeBow, DPM, opened at 1:06 PM. Board members attending the meeting were Drs. Craig Friedman, Zachary Chatter, Todd Harrison and Philip Cohen. Consumer members present were Jay Boyar and Barbara Crosby.

Staff attending: Eva Schwartz, Executive Director, Richard Bloom, Board Counsel, Sheri Henderson, Administrative Officer.

DHMH Guests attending: Paula Hollinger, Sharon Bloom and Kristen Neville.

MPMA Representative attending: Chanelle Carter, DPM

Public at large attending: Milton Glazer, DPM

A. MINUTES:

1. **Approval of minutes from April 10, 2014 Meeting.**
The Minutes were approved unanimously as submitted.

B. OLD BUSINESS:

1. Inquiry about podiatric supervision during MRI contrast injection for lower leg imaging:

At the previous Board meeting it was determined that a podiatrist may supervise and administer MRI contrast injections, as long as it is within the scope of podiatric practice for the lower leg imaging, from mid- calf and below.

Additionally, the issue of who is required to supervise all MRI procedures in an Imaging Center setting, vis a vis who could own such machines, was discussed. Richard will review the law, and report at the next meeting.

2. Inquiry about ankle implant/scope of practice:

The Board upon research and review, determined the following:

At this time, the STAR implant requires a pin in the tibial tuberosity. Because the tibial tuberosity guide wire is out of a Maryland podiatrist's scope of practice, the use of the STAR implant is out of scope of the podiatric practice.

However, if the STAR implant were to be modified sometime in the future, and can be used without the tibial tuberosity alignment (i.e. there is another alignment method), the ankle implant as with all ankle implants may fall within scope of practice. If the STAR implant was to be modified, and the alignment pin position were to fall within scope, then this procedure would be acceptable.

3. Limited License Language Inquiry From Dr. John Herzenberg, Sinai Hospital, Regarding Supervision of Podiatric Residents/Fellows:

Upon review of the Maryland Podiatry Practice Act and the relevant regulations, the Board stated that the law is silent about requiring specific delineation for the type of supervision for podiatric residents and fellows rotating in an approved entity and identified as such on the Limited License. The Board has addressed the issue by not identifying on the Limited License

the specific medical specialty as a requirement for supervising the residents/fellows, **thus permitting them to train while at Sinai Hospital or any other approved Hospital entity, in the following manner: supervision of residents/fellows is under the tutelage and bylaws of the Hospital, similarly to the Medical residents.** Therefore, if Podiatric residents and fellows are training with a Maryland Limited License at Sinai Hospital, a physician, and/or a podiatric physician may supervise.

4. COMAR 10.13.01 (Controlled Dangerous Substance) -Dispensing Permit CME requirements

Ms. Schwartz stated that the implementation details for the 10 CME's required for maintaining/renewing a Dispensing Permit were not in regulation for the Board of Physicians. A follow up for the necessity of such will be forth coming for discussion at the next Board meeting.

5. Cease and Desist and Civil Fines- Regulations

Ms. Neville informed the Board that Regulations should be developed and voted on to address this newly passed legislation.

C. NEW BUSINESS:

1. Per Diem Reimbursement DHMH Policy

The Board reviewed the attachment for Informational and compliance purposes.

2. Medical Records inquiry from David Freedman, DPM

The inquiry was regarding the acceptability of EHR scanned medical records when stored for patients, weather to be scanned in color or black and white?

Board Counsel will review available laws pertaining to this inquiry and report to the Board at the next meeting. The response was tabled until receipt of Counsel's report.

1. 3. Review for eligibility for FULL License:

- a. Vikki Stone, D.P.M.
- b. Hummira Abawi, D.P.M.
- c. Erin Robles, D.P.M.

All the above identified DPM's were approved unanimously for a full Maryland License.

With no further business, the Meeting concluded at 1:45 PM.

CLOSED SESSION: Pursuant to Maryland State Government Annotated "10-501 et seq," the Board unanimously approved a motion to close its meeting at 1;45 PM, in Room 110 for the purpose of complying with the Maryland Medical Practice Act that prevents public disclosures about particular proceedings or matters.