

**BOARD OF PODIATRIC MEDICAL EXAMINERS
OPEN SESSION MEETING
MINUTES**

**June 14, 2012
Room 110**

The Open Session meeting of the Maryland Board of Podiatric Medical Examiners (Board) was held on Thursday, June 14, 2012, in Room 110, 4201 Patterson Avenue. The meeting was called to order at 1:10 P.M., by Eva Schwartz, Executive Director of the Board.

Additionally, Board members present included: Drs. Tanya Sellers-Hannibal (President), Jay LeBow, Craig Friedman, and Zachary Chattler. Board member Steve Chatlin, D.P.M. was not present. Public members of the Board present were Barbara Crosby, RN, BSN and Jay Boyar, EdS.

Staff present: Richard Bloom, AAG, Board Counsel, Eva Schwartz, Executive Director, Sheri Henderson, Administrative Officer and Elizabeth Amspacher, Licensing Coordinator.

Guests present: Lynda McGinnis, D.P.M., Maryland Podiatric Medical Association (MPMA), Kristen Neville, Boards and Commission, Sharon Bloom, DHMH, and Harold Glazer, D.P.M., visiting Maryland licensed podiatrist.

A. MINUTES:

1. Approval of minutes from May 10, 2012, Meeting.

The minutes of the May 10, 2012 meeting were approved as submitted.

B. OLD BUSINESS:

1. Appropriate acknowledgement of Board membership-Ethics

The Board members were presented with the ethical and correct way to list their credentials for both present and past members. If a past Board member cites "Past Board President" for example as credentials, there is no "prestige of office" regulation to restrict such.

If serving as board members presently, they may not use the title to promote themselves or their private practice, because of appearance of the use of "prestige of office" may appear to intend to influence the recipient of the non Board related correspondence. Doing so could result in conflict under 15-506 of the Ethics Law. Current Board members may list Board membership as biographical information. If there is a past member listing as a present member in their credentials, the current Board must be notified to take appropriate action.

2. Laws about approving Corporate Names

The Board was given a copy of §5-107 and §5-108 of the Corporations and Associations Article of the Annotated Code of Maryland for informational purposes.

3. Retention of Medical Records according to DHMH COMAR

The Board was given a copy of COMAR 10.01.16 “Retention and Disposal of Medical Records” for informational purposes.

4. Patient Notification when closing an office

The Board revisited the response to the inquiry about notification of patients when a podiatric physician retires or sells the practice. The previous decision was that the patients would need to be notified within a reasonable amount of time. The Board decided to change the reasonable amount of time to requiring a 30 day notice for patients if a podiatrist will be closing their office. This timeline is consistent with the recommendation of the Board of Physicians to their licensees for the same circumstances.

5. COMAR 10.40.02, 10.40.03 proposed regulations in AELR Committee; Publication Date 7/27/12 with comment period ending 8/27/12

The Board was made aware that COMAR 10.40.02 and 10.40.03 will be going forward with the publication date in the Maryland Register of 7/27/12 with the comment period ending 8/27/12.

C. NEW BUSINESS:

1. Research on subscription to Codingline-\$525.00 for the gold plan

The Board reviewed information on attaining Codingline for internet correspondence for the members. After reviewing the options, the Board decided that at this time, subscribing to Codingline was not necessary.

2. New Per Diem Policy

The Board was given a copy of the new per diem policy from Secretary of DHMH, Joshua M. Sharfstein, M.D. The policy was given for informational purposes. The Board of Podiatry has been following the same guidelines for numerous years already.

3. Review for eligibility for FULL License:

- a. **Matthew Hinderland, D.P.M.**
- b. **Chad Moorman, D.P.M.**
- c. **Ali Deyhim, D.P.M.- reinstatement from inactive**
- d. **Priya Parthasarathy, D.P.M.**
- e. **Mohannad Esmaili, D.P.M.**

The Board reviewed and approved the issuance of a Full license for all the above applicants.

4. Statutory authority to issue Cease and Desist for unauthorized practice and other legislative proposals

The Board agreed that it required the statutory authority to issue “Cease and Desist” orders for unauthorized practice of podiatry.

The Board was also presented with new language for proposed legislation, regarding how renewal applications and newsletters are to be sent to the podiatrists. The statute states that renewal “letters will be sent” to the licensees, whereas the Board would like to change it to “emails and posting on the website”. The Board voted for the proposed statutory change.

The Board was also presented with a new legislation proposal to require criminal background checks as part of the initial licensing process. After discussion, the Board voted unanimously that criminal background checks will be required for all new full licensees applying within the state of Maryland. Additionally, the charges for the criminal background check will be incurred by the licensee.

Another proposed piece of legislation was that administrative disciplinary fines for practicing without a license will revert to the Board’s Special Funds and not to the General Fund.

5. Application for Corporate Name- Christa Gredlein, D.P.M.

The Board received a request from Christa Gredlein, D.P.M. for a business corporate name change from Christa Gredlein, P.A. to Maryland Podiatry, P.A. The name was approved by the Board and the request will go to Richard Bloch, Maryland Podiatric Medical Association, for approval.

6. Scope of Practice Inquiry

The Board received an inquiry from Marc Singer, D.P.M. regarding whether a podiatrist in Maryland is allowed to interpret a lower extremity nerve conduction study providing that it is strictly for foot and ankle issues.

After reviewing the question, the Board decided that it was within the scope of practice for a podiatrist to interpret lower nerve conduction studies within the lower extremity anatomy.

With no further business, the meeting was adjourned at 1:48 p.m.

CLOSED SESSION: Pursuant to Maryland State Government Annotated "10-501 et seq." the Board unanimously approved a motion to close its meeting at 2:00 p.m., in room 110 for the purpose of complying with the Maryland Medical Practice Act that prevents public disclosures about particular proceedings or matters.

Respectfully submitted,

Jay H. Boyar, Secretary/Treasurer

