

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

**July 11, 2013
Room 110**

The Open Session meeting of the Maryland Board of Podiatric Medical Examiners (Board) was held on Thursday, July 11, 2013, in Room 110, 4201 Patterson Avenue. The meeting was called to order at 1:12 P.M., by Board President Dr. Tanya Sellers-Hannibal.

Additionally, Board members present included: Drs. Jay LeBow, Craig Friedman, Zachary Chatter, and Todd Harrison. 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: Richard Bloch, Executive Director, Maryland Podiatric Medical Association (MPMA), Kristen Neville, Boards and Commission, and Harold Glazer, D.P.M., visiting Maryland licensed podiatrist.

A. MINUTES:

1. Approval of minutes from June 13, 2013, Meeting.

The minutes of the June 13, 2013 meeting were approved as submitted.

B. OLD BUSINESS:

1. Inquiry- Aparna Duggirala-Deroy, D.P.M.

The Board received an inquiry from Aparna Duggirala-Deroy, D.P.M. regarding whether or not podiatrists can offer medical pedicures in the office by a licensed nail technician.

The discussion was tabled until the September 12, 2013 meeting, pending Richard Bloom, AAG, Board Counsel's research on the subject.

2. Status on Podiatric Residency Program

Richard Bloch, Executive Director, Maryland Podiatric Medical Association (MPMA), informed the Board that the Association is working very hard to find hospitals to support new residency programs for podiatrists. There are complications with funding for these programs within the hospitals, but they are working towards a solution to be able to get a residency program active in Maryland.

3. Recommended Legislation for election of nominees to serve on the Board- HB 114 Section 1-215 (a-b) – update

To stay in compliance with HB 114, it was decided that all Board member vacancies will now be posted on the Board's website. Interested Maryland podiatrists currently licensed may submit their name and resumes to the MPMA as stated in the Health Occupations Article title 16-202.

4. Committee update on Residency Requirements for Maryland Licensure

The committee requested an opinion from the MPMA on expanding the residency requirements, and will meet in the future pending the results.

C. NEW BUSINESS:

1. Assessment of Dispensing Permit fees

Effective July 1, 2013, the new Dispensing Permit Fee has increased from \$50 to \$1050 for five (5) years. The increase in fees was due to the fact that Boards are now being required to pay for inspections performed by the Division of Drug Control.

2. Code for FDA approved/unapproved lasers

The Board reviewed the Federal Drug Administration (FDA) guidelines regarding the word usage of “certified” lasers.

The verbiage to use when referring to lasers is FDA clearance of laser for the temporary increase in clear nail in patients with onychomycosis (e.g., dermatophytes *Trichophyton rubrum* and *T. mentagrophytes*, and/or yeasts *Candida albicans*, etc.).” This is NOT an approval or clearance for the treatment of Onychomycosis.

The PinPointe 1064nm laser was the 1st system to be given clearance by FDA for this indication. All subsequent systems were found equivalent to this one and have the exact same indication. The FDA is now using a unique product code for systems with this clear nail indication so they could better track such systems. That product code is PDZ. The CDRH web site may be searched using this code to identify the systems currently FDA cleared with this indication for use.

3. Review of Topics at Administrator Meeting Held June 24, 2013

Eva Schwartz, Executive Director, discussed her appeal to the Department of Budget Management (DBM) representative regarding the budget carry over. It

was requested that DBM communicate with the Board Executive Director before consideration of recommending cuts of the carryover budget and before it appears in the BRFA. DBM agreed to such communication.

4. FYI- Topics Quarterly Newsletter Volume 28/No. 2 Summer 2013 from Gordon, Feinblatt, Rothman, Hoffberger & Hollander, LLC

The Board received the Topics Quarterly Newsletter Volume 28/No. 2 Summer 2013 from Gordon, Feinblatt, Rothman, Hoffberger & Hollander, LLC for informational purposes.

5. Review for eligibility for FULL License:

- a. Patrick Branagan, D.P.M.**
- b. Scott Reich, D.P.M.**
- c. Ashish Mishra, D.P.M.**

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

6. Board Member Roster

The Board was given a copy of the Board member roster for informational purposes.

D. OTHER:

The Board was made aware that there will be a summer study on the potential licensing of Kinesiotherapists. This may have an impact on podiatrists as well as some other professions.

With no further business, the meeting was adjourned at 2:39 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 2:39 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

