

BOARD OF PODIATRIC MEDICAL EXAMINERS

OPEN SESSION MEETING

MINUTES

September 12, 2019

Room 106

The Public Session Meeting commenced at 1:10 PM, opened by Board President, Dr. Phillip Cohen.

Board members attending were Drs. Umezurike, Gottlieb, Silverman, and Chattler. Consumer members present were Frona Kroopnick and Sharon Bunch.

Board staff present: Eva Schwartz, Executive Director, Rhonda Edwards, AAG, Board Counsel, and Elizabeth Kohlhepp, Deputy Director.

Representing MPMA: Dr. Jay LeBow.

COMAR 10.01.14.02.B:

Except in instances when a public body expressly invites public testimony, questions, comments, or other forms of public participation, or when public participation is otherwise authorized by law, a member of the public attending an open session may not participate in the session.

A. MINUTES:

1. Approval of minutes from the July 11, 2019 meeting.

The minutes from the July 11, 2019 meeting were approved unanimously, as submitted.

B. OLD BUSINESS:

1. Proposed Amendment to COMAR 10.40.02.07 – Reinstatement.

The Board reviewed COMAR 10.40.02.07 - Reinstatement and voted to delete the requirement of obtaining a Federation of Boards Certification of Good Standing when reinstating a license. The Board will continue to obtain a National Practitioner Data Bank Query on the licensee prior to reinstatement.

2. Consideration for proposing legislation regarding dispensing permit requirements and issuance.

The Board revisited the possibility of proposing legislation in regard to current dispensing permit procedures within the Office of Provider Engagement and Regulation (OPER). The Board of Physicians were considering in proposing legislation to remove OPER from the physicians' dispensing permit procedures. The Board decided to not propose new legislation at this time and tabled the topic until further notice.

3. Legislative Proposal for dispensing anti-fungals without the requirement of a dispensing permit.

The Board discussed the possibility of proposing regulations to allow podiatrists to dispense certain prepackaged anti-fungal medications, without the present dispensing permit fee. Dr. Lebow, Director of the Federation of Podiatric Medical Boards, suggested that the Federation do a poll to determine how other States handle the dispensing of anti-fungal medications. After discussion, the Board decided to table the topic.

4. PDMP proposed amendments to subpoena requirement regulation.

The Board was made aware that the PDMP regulatory changes to Chapter 531 and Chapter 364 passed during the 2019 legislative session and became open for public comments on August 22, 2019.

Dr. Umezurike informed the Board of updates from the latest PDMP Advisory Board meeting including that Kate Jackson is now the Director of the Office of Provider Engagement and Regulation (OPER). The PDMP has also migrated to a new vendor, NIC. Data submitters (dispensers) now will submit data daily to NIC's RxGov. Investigative users must complete a training and request data through a new system. NIC is working on developing a Dispenser Compliance reporting tool. Finally, each year the PDMP Advisory Board is required to submit an annual report to the General Assembly. During the next meeting, the PDMP Advisory Board will review the 2019 Annual Report drafted by PDMP staff. The 2018 Annual Report is available on the PDMP website.

Dr. Cohen requested that the PDMP is contacted to request someone to attend the next Board meeting and explain in more detail the daily reporting that providers are required to do so that they can be compliant with the PDMP. Dr. Umezurike will contact Anna Gribble to inquiry about her availability to come in front of the Board for a Question and Answers session.

C. NEW BUSINESS:

1. NPDB Insights Newsletter

The Board received a copy of the National Practitioner Data Bank Insights publication, for informational purposes.

2. Review eligibility for FULL License:

a. Ogechukwu Imonugo, DPM

b. Elelta Hailemichael, DPM

c. Rikhil Patel, DPM

d. Farzad Saleh, DPM

e. Tania Burinskas, DPM

The above identified licensure candidates were approved individually and unanimously for the issuance of a Full Maryland License.

With no further business, the Board meeting concluded at 1:50 PM.

Respectfully submitted,

Sharon Bunch, Secretary/Treasurer