

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

**October 10, 2013
Room 110**

The Open Session meeting of the Maryland Board of Podiatric Medical Examiners (Board) was held on Thursday, October 10, 2013, in Room 110, 4201 Patterson Avenue. The meeting was called to order at 1:07 P.M., by Board President Dr. Jay LeBow.

Additionally, Board members present included: Drs. Craig Friedman, Zachary Chatter, Todd Harrison, and Philip Cohen. 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 Ampacher, Licensing Coordinator.

Guests present: Kristen Neville, Boards and Commission, Chanelle Carter, D.P.M., MPMA representative, and Harold Glazer, D.P.M., visiting Maryland licensed podiatrist.

A. MINUTES:

1. Approval of minutes from September 12, 2013, Meeting.

The minutes of the September 12, 2013 meeting were approved as submitted.

B. OLD BUSINESS:

1. Board Groupon Policy

The Board discussed research that was collected on the topic of Groupon and other Social Media advertising. Policies and advertising regulations from other state Boards have been included in the data collected. One of the issues the Board is evaluating is whether or not 'fee-splitting' can occur when using the coupons from these advertising sites. The Board will continue its research in the matter and will request information from Groupon on their upcoming policies regarding 'fee-splitting' and how they handle/prevent such circumstances. The topic was tabled for three months to await Groupon's response.

2. Scope of Practice Inquiry

The Board received an inquiry regarding whether or not a Sudo Scan Active Skin Conductance Test would be within the scope of practice for a podiatrist to perform.

The Board decided that a Sudo Scan Active Skin Conductance Test is in the Scope of Practice for a podiatrist as long as it is below the mid-calf.

3. News from the Department of the Environment

The Board was informed that the Department of the Environment did not vote in favor of allowing podiatrists a grace period, for assessing fines, if violations were found during the inspection of the X-ray machines. Additionally, if a podiatrist fails to get their X-ray machines inspected by the service date, fines will occur until the machine has been serviced. It was also noted that the fines are not differentiated for smaller or larger entities, they are the same across the board.

C. NEW BUSINESS:

1. Approval of CME credits for EMR courses

The Board determined that electronic medical records (EMR) training does not meet the requirements for a licensee's continuing medical education (CME) credits.

2. Review for eligibility for FULL License:

a. Adam Isaac, D.P.M.

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

3. FYI- Topics Quarterly Newsletter Volume 28/No. 3 Fall 2013 from Gordon, Feinblatt, Rothman, Hoffberger & Hollander, LLC

The Board received the Topics Quarterly Newsletter Volume 28/No. 3 Fall 2013 from Gordon, Feinblatt, Rothman, Hoffberger & Hollander, LLC for informational purposes.

4. Proposed Legislation for Cease and Desist and Collection of Civil fines for disciplinary action to be assessed by the Board of Podiatry for Special Fund deposit

The Board decided to submit proposed legislation for Cease and Desist authority as well as to change the language in the statute from 'General' to 'Special' funds for civil fines collected by the Board for disciplinary actions.

With no further business, the meeting was adjourned at 2:05 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 2:05 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

