

BOARD OF PODIATRIC MEDICAL EXAMINERS

OPEN SESSION MEETING VIA GOOGLE MEET

MINUTES

January 13, 2022

Location Google Meet: <https://meet.google.com/zqx-pgzi-wuo?hs=224>

[Join by phone:](tel:+19049000521) (US) +1 904-900-0521 (PIN: 288495278)

The Public Meeting commenced at 1:04 PM, opened by the Board President, Dr. Adam Silverman.

Roll call was initiated by the Executive Director.

Board members present: Drs. Gottlieb, Umezurike, Silverman, and Fox. Dr. Aparna Duggirala was absent.

Consumer Members present: Ms. Frona Kroopnick and Ms. Lynne Brecker, RN

Board staff present: Eva Schwartz, Executive Director, and Elizabeth Kohlhepp, Deputy Executive Director

Office of the Attorney General: Rhonda Edwards, AAG, Board Counsel

Representing MPMA: Dr. Jay LeBow, MPMA member

Representing MDH: Kim Link, Secretary's Liaison to the Boards and Commissions, and Lillian Reese, Legislation

Dr. Silverman cited 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 November 18, 2021 meeting

The minutes from the November 18, 2021 meeting were approved unanimously, as submitted.

B. BOARD PRESIDENT'S REPORT

Dr. Silverman addressed some inquires relating to Hyperbaric Oxygen Therapy. He referred to the Board's website which states the following:

HYPERBARIC OXYGEN THERAPY BY PODIATRIC PHYSICIANS : It is the Board's opinion that the LCD by CMS of 5/1/2011 represents the current delineation of Hyperbaric Oxygen Therapy by Podiatric physicians.

Podiatric physicians may supervise hyperbaric oxygen therapy if such a service is within their State scope of practice. However, such supervision is only covered/reimbursed when the body area or condition being treated by the hyperbaric oxygen is also within the scope of practice (e.g., a diabetic wound of the leg distal to the mid calf).

Physicians supervising hyperbaric oxygen therapy should be certified in Undersea and Hyperbaric Medicine by the American Board of Emergency Medicine (ABEM) or the American Board of Preventive Medicine (APBM) or must have completed additional training in hyperbaric medicine, such as the 40-hour training required by the ABPM Advanced Cardiac Life Support (ACLS) training and certification of supervising physicians (and NPPs) is required in physician offices and off-campus hospital sites; and in on-campus provider-based departments for which provider-response time to the chamber can be expected to exceed five minutes.

C. EXECUTIVE DIRECTOR'S REPORT-Eva Schwartz

Ms. Schwartz discussed with the Board the effects of a recent cyber security attack that the Department of Health suffered. The attack caused a delay in license renewals being issued, however, Board staff was working diligently to make sure that any verifications that could help to prevent credentialing issues at hospitals were issued. Ms. Schwartz continued by guaranteeing that the DMV and PDMP will receive up to date rosters to prevent any credentialing issues with providers in those departments as well.

D. OLD BUSINESS:

1. MPMA Bill -Podiatric Physician

The Board discussed the upcoming session regarding the Podiatric Physician Bill. The House is currently hosting all sessions virtually, however the Senate will be moving to in person on February 14th. The MPMA will meet January 19, 2022 to discuss the Bill and request volunteers to testify. The Board voted to support the Bill.

E. NEW BUSINESS:

1. FPMB 2021 Q4 Newsletter

The Board reviewed the Federation of Podiatric Medical Boards Newsletter for informational purposes.

2. NPDB- Is It Reportable?

The Board was given a copy of the National Practitioner Data Bank Insights Newsletter for informational purposes.

3. Electronic Prescribing Mandate

The Board discussed the new electronic prescribing mandate which states that effective January 1, 2022, Senate Bill 0166 (CH0299)/House Bill 0512 (CH0230) (2020) Drugs and Devices – Electronic Prescriptions – Controlled Dangerous Substances requires licensed health care providers to electronically prescribe prescriptions for controlled dangerous substances and allows for waivers to be granted under certain circumstances. To apply for a waiver, visit the Office of Controlled Substances website, Quick Links, Electronic Prescribing Waiver Request. <https://health.maryland.gov/ocsa/Pages/Electronic-Prescribing-Waiver-Request-form.aspx>. Additional information is posted on the Board's website at:

Chromeextension://efaidnbmnnnibpcajpcglclefindmkaj/viewer.html?pdfurl=https%3A%2F%2Fhealth.maryland.gov%2Fmbpme%2FDocuments%2Fcdspodnotice.pdf&clen=132773&chunk=true.

4. HB 55- Health Occupations- Nurse Anesthetists- Drug Authority and Collaboration

The Board reviewed HB 55- Health Occupations- Nurse Anesthetists- Drug Authority and Collaboration. After discussion, the Board voted to take no position on the Bill. One Board member was opposed.

5. SB 77- Health Occupations Boards – Investigations – Right to Counsel

The Board reviewed SB 77- Health Occupations Boards – Investigations- Right to Counsel. There are many Boards collaborating to submit a Letter of Concern on the Bill due to the lack of clarification and definitions within it. The Board voted to also join the Letter of Concern.

6.SB- 111- Occupational Licenses or Certificates – Pre-application Determinations –

Criminal Convictions

The Board reviewed SB- 111- Occupational Licenses or Certificates- Pre-application Determinations-Criminal Convictions. The Bill would allow for Boards to issue a written and binding letter denying a license to an applicant prior to receiving their license application. The Bill is silent on whether a Board can request documents from the license applicant prior to receiving the application and gives no timeframe for the determination. The Board voted to join in on a Letter of Concern from additional Boards.

7. Review eligibility for issuance of Full Active Podiatric License:

a. Tobias Glister, DPM

b. Mperera Simango-Yiadom, DPM

The above identified licensure candidates were approved unanimously for the issuance of a full Maryland license.

F. ADJOURNMENT

With no further business, the Public Session of the Board meeting concluded at 2:08 PM.

Respectfully submitted by Eva Schwartz, Executive Director, Signature and date_____

and Elizabeth Kohlhepp, Deputy Executive Director, Signature and date_____

Signature by Frona Kroopnick, Board Secretary/Treasurer: _____