State Board of Medicine May 23, 2023

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BOARD MEMBERS:

Arion R. Claggett, Acting Commissioner, Bureau of Professional and Occupational Affairs - Absent Mark B. Woodland, M.S., M.D., FACOG, Chair - Absent Donald M. Yealy, M.D., Vice Chair Gerard F. Dillon, Ph.D., Public Member Michael Ripchinski, M.D., MBA, CPE, FAAFP Walter A. Eisenhauer, MMSC, M.Ed., PA-C Sirisha Reddy, Special Assistant, on behalf of Debra L. Bogen, M.D., FAAP, FABM, Acting Secretary of Health

BUREAU PERSONNEL:

Dean F. Picarella, Esquire, Senior Board Counsel Shana M. Walter, Esquire, Board Counsel Dana M. Wucinski, Esquire, Board Counsel Heather J. McCarthy, Esquire, Senior Board Prosecutor/Board Prosecution Liaison Mark R. Zogby, Esquire, Board Prosecutor Jason T. Anderson, Esquire, Board Prosecutor Adam J. Williams, Esquire, Board Prosecutor Kelsey B. Ashworth, Esquire, Board Prosecutor Jonelle Harter Eshbach, Esquire, Board Prosecutor Marc Farrell, Esquire, Regulatory Counsel Nichole Wray, Division Chief Saiyad Ali, Acting Board Administrator

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State Board of Medicine May 23, 2023

ALSO PRESENT:

Randy Stevens, Director of Legislative Affairs, Pennsylvania Orthotic and Prosthetic Society Susan DeSantis, PA-C, Pennsylvania Society of Physician Assistants

Wesley J. Rish, Esquire, Rish Law Office, LLC Lisa Claypool Stevenson, Senior Associate Counsel, University of Pittsburgh Medical Center

Ted Mowatt, CAE, Vice President/Lobbyist, Wanner Associates

Jennifer Smeltz, Republican Executive Director, Senate

Consumer Protection & Professional Licensure Joseph Brett, Research Analyst, Professional Licensure

Committee - House Democratic Caucus Danice Blaise, M.D.

Linda K. Moore

Misha Patel, M.D., Curriculum Education Assistant, Geisinger Commonwealth School of Medicine Wendy Ruderman, Staff Writer, Philadelphia Inquirer Derek Richmond

Carlton Smith Nicole Sidle

 Livija Medne

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2 State Board of Medicine

May 23, 2023

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[Pursuant to Section 708(a)(5) of the Sunshine Act, at 8:45 a.m. the Board entered into Executive Session with Dana M. Wucinski, Esquire, Board Counsel, and Shana M. Walter, Esquire, Board Counsel, for the purpose of conducting quasi-judicial deliberations on a number of matters currently pending before the Board and to receive the advice of counsel. The Board returned to open session at 10:30 a.m.]

13

The regularly scheduled meeting of the State
Board of Medicine was held on Tuesday, May 23, 2023.

Donald M. Yealy, M.D., Vice Chair, called the meeting to order at 10:32 a.m. and thanked everyone for attending.

Vice Chair Yealy noted the meeting was being recorded and voluntary participation constituted consent to be recorded. He also asked everyone to silence electronic devices.]

23 **

24 Introduction of Board Members/Attendees

25 | [Saiyad Ali, Acting Board Administrator, provided an

5 introduction of Board members and attendees.] 1 2 3 Approval of minutes of the April 18, 2023 meeting 4 VICE CHAIR YEALY: 5 The first order of business is approval of the minutes from our last meeting. 6 7 These were circulated in advance for any editing or corrections and have 9 been available. 10 I'd be happy to entertain a motion 11 to approve. DR. RIPCHINSKI: 12 13 So moved. 14 MR. EISENHAUER: 15 Second. VICE CHAIR YEALY: 16 17 Any conversation, dialogue, or 18 discussion? Hearing none. 19 Saiyad, can we do a roll call for 20 the vote? 21 22 Dr. Yealy, aye; Mr. Dillon, aye; Dr. 23 Ripchinski, aye; Mr. Eisenhauer, aye; 24 Ms. Reddy, aye. 25 [The motion carried unanimously.]

6 * * * 1 2 Report of Prosecuting Attorneys 3 [Heather J. McCarthy, Esquire, Senior Board 4 Prosecutor/Board Prosecution Liaison, presented the 5 VRP Consent Agreements for Case No. 23-49-005452 and Case No. 23-49-005727.] 6 7 MS. WALTER: 8 Pursuant to Section 708(a)(5) of the 9 Sunshine Act, the Board entered into 10 Executive Session at 8:45 a.m. to have quasi-judicial deliberations and 11 received advice of counsel and to 12 13 discuss items on the agenda. 14 Number 3 on the agenda is VRP Case 15 No. 23-49-005452, and number 4 is VRP Case No. 23-49-005727. 16 17 I believe the Board would entertain 18 a motion to approve the VRP Agreements. DR. RIPCHINSKI: 19 20 So moved. 21 MR. EISENHAUER: 22 Second.

23 VICE CHAIR YEALY:

24 Any discussion further about these?

25 Hearing none.

Ms. Reddy, aye.

2 [The motion carried unanimously. The Respondent's

3 name is <u>Walter Stein</u>, M.D.]

* *

5 [Jason T. Anderson, Esquire, Board Prosecutor,
6 presented the Consent Agreement for Case No. 22-497 018715.

Dr. Ripchinski asked what is going to happen after the criminal probation is over.

Mr. Anderson explained that the individual would be monitored during the period of probation at a quarterly rate and after the criminal probation is satisfied, they could petition the Board to be removed from probation back to full status. He further explained that they would have had to comply with the terms of the agreement and demonstrate they complied with the criminal probation.

Mr. Anderson noted the individual would have the ability for the Board to issue a full unrestricted license, along with the removal of probationary status, as long as they complied with criminal probation and the agreement and the Board would also have the ability to ask for a hearing for any sort of issues.

Mr. Anderson further explained that the

individual has been on suspension for almost 2 years and a 4-year probation period under the criminal courts and has around 16 monitoring reports to demonstrate they have been complying with all of the requirements of practice. He stated any violations or failure to comply would be a notification requirement from the monitor and then that would be a violation of the agreement and discipline would be imposed in the form of the suspension.

Dr. Ripchinski requested clarity as to whether there would be an automatic review by the Board to ensure full compliance before reissuance of any unrestricted license at the end of the probationary period.

Mr. Anderson explained that all probation monitoring reports go to the probation compliance officer during the course of the probation, so there is monitoring throughout the course of the probation to make sure that everything is being done in that fashion. He further explained that the individual has to submit a petition requesting the Board remove them from probationary status at the end of the period of probation and is where the Board would have the ability to review everything that has been done to make that decision.

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Mr. Anderson also mentioned that any violations
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   that occurred during the course of the probation is a
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   notification that comes to prosecution for the
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   potential filing of the petition for appropriate
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   relief, which would result in the suspension of the
 6
   license.
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        Ms. Walter suggested the Board return to
8
   Executive Session.1
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   [Pursuant to Section 708(a)(5) of the Sunshine Act,
   at 10:51 a.m. the Board entered into Executive
11
12
   Session with Dana M. Wucinski, Esquire, Board
13
   Counsel, and Shana M. Walter, Esquire, Board Counsel,
14
   for the purpose of conducting quasi-judicial
15
   deliberations on a number of matters currently
16
   pending before the Board and to receive the advice of
17
   counsel. The Board returned to open session at 10:56
18
   a.m.]
                              * * *
19
20
   MS. WALTER:
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                  At number 6 on the agenda at Case No.
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                  22-49-018715, I believe the Board would
23
                  entertain a motion to reject the
24
                  Consent Agreement as too lenient.
25
   DR. RIPCHINSKI:
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11 1 So moved. 2 MR. EISENHAUER: 3 Second. VICE CHAIR YEALY: 4 5 Any further discussion? If not, a roll call for the vote. 6 7 8 Dr. Yealy, aye; Mr. Dillon, aye; Dr. 9 Ripchinski, aye; Mr. Eisenhauer, aye; 10 Ms. Reddy, aye. [The motion carried unanimously.] 11 12 13 Report of Board Counsel - Proposed Reports from 14 Hearing Examiner 15 MS. WUCINSKI: 16 At agenda item 7, I believe the Board 17 would entertain a motion to adopt the 18 Proposed Adjudication and direct Board Counsel to substitute a Final Board 19 20 Order as discussed in Executive Session 21 for Jennifer M. Bozza, Certified Nurse 22 Midwife, Case No. 22-49-005628. 23 DR. RIPCHINSKI: 24 So moved. 25 MR. EISENHAUER:

12 Second. 1 2 VICE CHAIR YEALY: 3 Any discussion? Hearing none. Can we have a roll call for the vote. 4 5 6 Dr. Yealy, aye; Mr. Dillon, aye; Dr. 7 Ripchinski, aye; Mr. Eisenhauer, aye; 8 Ms. Reddy, aye. 9 [The motion carried unanimously.] * * * 10 11 MS. WUCINSKI: At agenda item 8, I believe the Board 12 13 would entertain a motion to adopt the 14 Proposed Adjudication and Order as 15 Final for David S. Dinello, M.D., Case No. 22-49-006167. 16 DR. RIPCHINSKI: 17 18 So moved. 19 MR. EISENHAUER: 20 Second. 21 VICE CHAIR YEALY: 22 Any further discussion? Hearing none. 23 24 Roll call for the vote. 25

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1
                  Dr. Yealy, aye; Mr. Dillon, aye; Dr.
                  Ripchinski, aye; Mr. Eisenhauer, aye;
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3
                  Ms. Reddy, aye.
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   [The motion carried unanimously.]
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6
   Report of Board Counsel - Final Adjudications for
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     Board Approval
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   MS. WUCINSKI:
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                  Moving on to agenda items 9 and 10.
                  believe the Board would entertain a
10
                  motion to adopt as Final the Draft
11
12
                  Adjudications and Orders for K. Keith
13
                  Jeffords, M.D., Case No. 22-49-000196
14
                  and Cecilia Olugbade-Oseyemi, M.D.,
15
                  Case No. 22-49-008369.
16
   DR. RIPCHINSKI:
                  So moved.
17
18
   MR. EISENHAUER:
                  Second.
19
20
   VICE CHAIR YEALY:
21
                  Any discussion? Hearing none.
22
                  Roll call for the vote, please.
23
24
                  Dr. Yealy, aye; Mr. Dillon, aye; Dr.
25
                  Ripchinski, aye; Mr. Eisenhauer, aye;
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14
1
                  Ms. Reddy, aye.
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   [The motion carried unanimously.]
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4
   Applications for Licensure - Allied Health
5
     Professionals
   MS. WUCINSKI:
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7
                  At agenda item 11, I believe the Board
                  would entertain a motion to
8
9
                  provisionally deny the Application for
10
                  a Licensure to Practice as a Behavior
11
                  Specialist of Tiffany Burston.
   DR. RIPCHINSKI:
12
13
                  So moved.
14
   MR. EISENHAUER:
15
                  Second.
   VICE CHAIR YEALY:
16
                  Any further discussion? Hearing none.
17
18
                  Roll call for the vote.
19
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21
                  Dr. Yealy, aye; Mr. Dillon, aye; Dr.
22
                  Ripchinski, aye; Mr. Eisenhauer, aye;
23
                  Ms. Reddy, aye.
    [The motion carried unanimously.]
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1
   MS. WUCINSKI:
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                  At agenda items 12 and 13, I believe
3
                  the Board would entertain a motion to
                  grant the following Applications: the
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                  Application for a license to Practice
 6
                  as a Behavior Specialist of Paige
7
                  Murphy and the Application for a
                  License to Practice as a Physician
9
                  Assistant of Tina L. Mize.
10
   DR. RIPCHINSKI:
11
                  So moved.
   MR. EISENHAUER:
12
13
                  Second.
14
   VICE CHAIR YEALY:
15
                  Any further discussion? Hearing none.
16
                  Roll call for the vote.
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19
                  Dr. Yealy, aye; Mr. Dillon, nay on item
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                  12 and aye on item 13; Dr. Ripchinski,
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                  aye; Mr. Eisenhauer, aye; Ms. Reddy,
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                  aye.
23
   [The motion carried. Gerard Dillon opposed the
24
   motion for item 12.]
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16 Applications for Licensure - Unrestricted Physician 1 2 and Surgeon 3 MS. WUCINSKI: 4 At agenda item 14, I believe the Board would entertain a motion to 5 6 provisionally deny the Initial 7 Application for a license to Practice 8 as a Physician and Surgeon of Danice 9 Blaise, M.D. 10 DR. RIPCHINSKI: 11 So moved. MR. EISENHAUER: 12 13 Second. 14 VICE CHAIR YEALY: 15 Any further discussion? Hearing none. 16 Roll call for the vote. 17 18 19 Dr. Yealy, aye; Mr. Dillon, aye; Dr. 20 Ripchinski, aye; Mr. Eisenhauer, aye; 21 Ms. Reddy, aye. 22 [The motion carried unanimously.] 23 24 MS. WUCINSKI: 25 Agenda item 15 is tabled until the July

17 1 meeting. * * * 2 3 MS. WUCINSKI: 4 At agenda item 17, I believe the Board 5 would entertain a motion to grant the 6 Application for an Initial License to 7 Practice as a Physician and Surgeon upon receipt of verification of 8 9 practice under an institutional license 10 with UPMC of Kiran Turaka, M.D. 11 DR. RIPCHINSKI: So moved. 12 13 MR. EISENHAUER: 14 Second. 15 VICE CHAIR YEALY: 16 Any further discussion? Hearing none. 17 18 Roll call for the vote. 19 20 Dr. Yealy, aye; Mr. Dillon, aye; Dr. 21 Ripchinski, aye; Mr. Eisenhauer, aye; 22 Ms. Reddy, aye. 23 [The motion carried unanimously.] 24 25 Applications for Licensure - Reactivations

18 1 MS. WUCINSKI: 2 At agenda item 18, I believe the Board 3 would entertain a motion to provisionally deny the Reactivation 4 5 Application to active-retired status of 6 Richard A. Brown, M.D. 7 DR. RIPCHINSKI: 8 So moved. 9 MR. EISENHAUER: 10 Second. 11 VICE CHAIR YEALY: 12 Any further discussion? Hearing none. 13 14 Roll call for the vote. 15 16 Dr. Yealy, aye; Mr. Dillon, aye; Dr. Ripchinski, aye; Mr. Eisenhauer, aye; 17 18 Ms. Reddy, aye. 19 [The motion carried unanimously.] * * * 20 21 MS. WUCINSKI: 22 I believe the Board would entertain a 23 motion to send a standard reentry letter to the following: agenda item 24 25 16, Anne Marie Schmidt, M.D. and agenda

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19
                  item 19, John W. Showalter, M.D.
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   DR. RIPCHINSKI:
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                  So moved.
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   MR. EISENHAUER:
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                  Second.
6
   VICE CHAIR YEALY:
7
                  Any further discussion? Hearing none.
8
9
                  Roll call for the vote.
10
11
                  Dr. Yealy, aye; Mr. Dillon, aye; Dr.
12
                  Ripchinski, aye; Mr. Eisenhauer, aye;
13
                  Ms. Reddy, aye.
14
   [The motion carried unanimously.]
15
   Ratifications
16
   MS. WUCINSKI:
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18
                  I believe the Board would entertain a
                  motion to ratify the granting of the
19
20
                  following Applications for an Initial
21
                  License to Practice as a Physician and
22
                  Surgeon: Esther SV Ajjarapu, M.D.;
23
                  Ankita Chauhan, M.D.; Jarunee
24
                  Intrapiromkul, M.D.; Faisal Jamal,
25
                  M.D.; Mujahed Dauleh, M.D.; Vinayak
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1
                  Narayan, M.D.
2
   DR. RIPCHINSKI:
3
                  So moved.
4
   MR. EISENHAUER:
5
                  Second.
6
   VICE CHAIR YEALY:
7
                  Any further discussion? Hearing none.
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9
                  Roll call for the vote.
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11
                  Dr. Yealy, aye; Mr. Dillon, aye; Dr.
12
                  Ripchinski, aye; Mr. Eisenhauer, aye;
13
                  Ms. Reddy, aye.
14
   [The motion carried unanimously.]
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   For the Board's Information - Meeting Dates
16
   [Donald M. Yealy, M.D., Vice Chair, noted the Board
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   meeting dates are available on the Board's website.]
                               * * *
19
20
   Report of Acting Commissioner - No Report
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   Report of Department of Health - No Report
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   Report of Committee on Health-Related Professionals -
25
     No Report
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2 Report of Committee on Legislation/Policy Development

3 and Review - No Report

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5 Report of Committee on Licensure Qualifications - No 6 Report

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8 Report of Acting Board Administrator - No Report

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10 Report of Board Chair/Board Vice Chair

11 [Donald M. Yealy, M.D., Vice Chair, thanked Chair

12 Woodland and multiple members of the Board who

13 attended the Federation of State Medical Boards

14 (FSMB) Meeting in Minneapolis to represent the

15 Commonwealth of Pennsylvania and to learn and bring

16 back new insights and information. He mentioned

17 | there was excellent participation by Board members,

18 | leadership, and acquisition of insights about

19 activities that are happening around the country that

20 | could make their Board even more effective.

21 Vice Chair Yealy noted Chair Woodland presented

22 | Board activities during the pandemic and how they

23 adapted to the new circumstances and able to continue

24 on with an efficient approach.

25 Mr. Dillon commented that it was an excellent

educational program, where all of the individual representatives in the states had an opportunity to weigh in on all FSMB recommendations and policies.

He noted it to be a great opportunity to meet colleagues from around the country and other public

members.

- Mr. Eisenhauer mentioned that the Commonwealth of Pennsylvania was very well represented with Dr. Woodland, not only in his official position on the Board, and his presentation was very well received and reflected very positively on the Board's approach to the cases they handle.
- Vice Chair Yealy informed everyone of multiple open positions on the State Board of Medicine. He addressed the importance of having a Board that is full based on its structure and mandates and represents everybody they serve, including those seeking licensure and the people they serve across the Commonwealth of Pennsylvania.
- Vice Chair Yealy encouraged anyone who may know someone who could fill either one of the physicians or the nonphysician roles on the Board of Medicine to forward that information to the Board. He noted the Board is looking for excellence in all different forms to make sure they represent professionals and

the people of the Commonwealth of Pennsylvania from all different types of backgrounds to help make the best possible decisions.

Vice Chair Yealy recognized National Emergency Medical Services (EMS) Week. He stated emergency medical services providers actually interface with people, oftentimes when it is most critical in changing the trajectory of health or recovery. He thanked all of the EMS professionals and encouraged everyone to support them as much as possible.

Vice Chair Yealy commented that there would not be the level of care and recovery from acute illness and injury that exists all across the United States if it were not for those professionals.

Vice Chair Yealy addressed wellness and safety issues of licensees and healthcare professionals. He noted The Philadelphia Inquirer had an article on the front page today about safety concerns with healthcare professionals. He mentioned that both verbal and physical assaults have been changing and the Board is engaged with the executive and legislative branches to find solutions. He noted the importance of keeping people safe and allowing the people providing the care to be the best versions of themselves.

Vice Chair Yealy stated the Board of Medicine has sponsored numerous things that focus on tools to help all licensees be the best version of themselves. He noted the importance of continuing discussions with local institutions and local communities and welcomed any ideas. He stated the Board does not create legislation but can often be influential and help guide as steps are taken to resolve issues.

Vice Chair Yealy addressed material Chair
Woodland wanted to share with the Board. He
discussed fitness and maintenance of health before
illness strikes, where efforts and resources can be
the most impactful. He mentioned that the
opportunity is heightened in older citizens in the
community, where activity and other health
maintenance activities can be quite effective in
either maintaining health or preventing illness.

Vice Chair Yealy stated mental health and behavioral health issues are dominant, particularly in the young and very old, where there is more of a sense of isolation and crises. He addressed long wait times to see a professional and noted people are focusing on the issue also at the national level.

Vice Chair Yealy addressed women's health and women in childbearing ages, along with children,

noting they are not at levels that would be expected from the capability and capacities that exist across the Commonwealth of Pennsylvania and across the United States. He mentioned that the Board is open to finding ways to improve this issue. He noted the Board looks very carefully and cautiously at any commentary activities with the legislation and with individual licensees when that crops up.

Vice Chair Yealy addressed the human immunodeficiency virus (HIV), noting it to be an infection and a constellation of illnesses that has changed and is now easily managed but not without consequences. He mentioned being in a much better place today but noted the importance of being aware of testing, treatment options, and counseling for not only direct consequences of HIV but also indirect consequences.]

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[Pursuant to Section 708(a)(5) of the Sunshine Act, at 11:20 a.m. the Board entered into Executive Session with Dana M. Wucinski, Esquire, Board Counsel, and Shana M. Walter, Esquire, Board Counsel, for the purpose of conducting quasi-judicial deliberations on a number of matters currently pending before the Board and to receive the advice of

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             The Board returned to open session at 11:23
   counsel.
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   a.m.l
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4
   [Donald M. Yealy, M.D., Vice Chair, informed everyone
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   that the Act 53 material was not part of the official
6
   agenda and any further conversation would be withheld
7
   today but reserved for a future meeting.]
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9
   Next Board Meeting
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   Donald M. Yealy, M.D., Vice Chair, noted the next
11
   scheduled Board meeting date is June 20.]
12
13
   Public Comment
   [Danice Blaise, M.D., stated His application for an
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15
   unrestricted license was provisionally denied and
16
   requested information regarding the next step.
        Ms. Walter informed Dr. Blaise that he would
17
   receive a provisional denial letter in the mail that
18
19
   would include additional information regarding the
20
   specific reason the application was provisionally
21
   denied. 1
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23
   Adjournment
   VICE CHAIR YEALY:
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                  I'd be happy to entertain a motion to
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27
                   adjourn the meeting.
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   DR. RIPCHINSKI:
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                  So moved.
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   MR. EISENHAUER:
5
                   Second.
6
   VICE CHAIR YEALY:
7
                   I thank my partners on the Board and
8
                   everyone else who attended and look
9
                   forward to seeing everybody in a little
10
                   over a month.
11
12
   [There being no other business, the State Board of
13
   Medicine Meeting adjourned at 11:25 a.m.]
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CERTIFICATE

I hereby certify that the foregoing summary minutes of the State Board of Medicine meeting, was reduced to writing by me or under my supervision, and that the minutes accurately summarize the substance of the State Board of Medicine meeting.

Derek Richmond,

Minute Clerk

Sargent's Court Reporting Service, Inc.

		29
12345678901200000000000000000000000000000000000		STATE BOARD OF MEDICINE REFERENCE INDEX
		May 23, 2023
	TIME	AGENDA
	8:45 10:30	Executive Session Return to Open Session
	10:32	Official Call to Order
	10:32	Introduction of Board Members/Attendees
	10:38	Approval of Minutes
	10:38	Report of Prosecuting Attorneys
	10:51 10:56	Executive Session Return to Open Session
	10:59	Report of Board Counsel
	11:02	Applications for Licensure
	11:07	Ratifications
	11:08	For the Board's Information/Discussion
	11:10	Report of Board Chair/Vice Chair
	11:20 11:23	Executive Session Return to Open Session
	11:24	Public Session
	11:25	Adjournment
47 48 49 50		