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COMMONWEALTH OF PENNSYLVANIA
DEPARTMENT OF STATE
BUREAU OF PROFESSIONAL AND OCCUPATIONAL AFFAIRS

F I N A L M I N U T E S

MEETING OF:

**STATE BOARD OF MEDICINE
VIA TELECONFERENCE**

TIME: 10:30 A.M.

Tuesday, July 28, 2020

State Board of Medicine
July 28, 2020

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ALSO PRESENT:

Bruce D. Armon, Esquire, Saul Ewing Arnstein & Lehr
M. Jason Asbell, Esquire, Gibbel, Kraybill, & Hess
Jen Smeltz, Executive Director, Consumer Protection
and Professional Licensure Committee
Nicole Sidle, Majority Committee Executive Director,
House Professional Licensure Committee
Wesley J. Rish, Esquire, Rish Law Office, LLC
Angie Armbrust, Senior Associate, McNees-Winter
Group LLC
Susan DeSantis, PA-C, Pennsylvania Society of
Physician Assistants
Katrina Mulherin, Wanner Associates
Andrew C. Harvan, Esquire, Pennsylvania Medical
Society
Emily McGahey, MSN, CNM, Pennsylvania Association of
Certified Nurse-Midwives
Lisa Claypool Stevenson, Senior Associate Counsel,
University of Pittsburgh Medical Center
Ali Aziz, Medical Student

1 State Board of Medicine

2 July 28, 2020

3 ***

4 [Pursuant to Section 708(a)(5) of the Sunshine Act,
5 the Board entered into Executive Session with Dana M.
6 Wucinski, Esquire, Board Counsel, and Shana M. Walter,
7 Esquire, Board Counsel, prior to the public meeting
8 for the purpose of conducting quasi-judicial
9 deliberations on a number of matters currently pending
10 before the Board and to receive the advice of counsel.

11 The Board returned to open session at 10:30 a.m.]

12 ***

13 The regularly scheduled meeting of the State
14 Board of Medicine was held on Tuesday, July 28, 2020.
15 Keith E. Loiselle, Chairman, Public Member, called the
16 meeting to order at 10:30 a.m.

17 ***

18 [Chairman Loiselle informed everyone that their
19 voluntary participation in the meeting constitutes
20 their consent to being recorded.]

21 ***

22 [Chairman Loiselle stated everything discussed in the
23 meeting carries the same full force and effect as
24 though it was a typical meeting in Harrisburg]

25 ***

1 Roll Call

2 [Chairman Loiselles requested a roll call of Board
3 members.]

4 ***

5 [Chairman Loiselles thanked all those involved in the
6 appointment of Dr. Gerard Dillon, Dr. Donald Yealy,
7 and Mr. Walter Eisenhower as new members of the
8 Board.]

9 ***

10 Report of Department of Health

11 [Rachel Levine, M.D., Physician General/Secretary of
12 Health, Department of Health, provided an update
13 regarding COVID-19, noting that it continues to
14 present a threat globally and nationally. She
15 reported 109,384 cases of COVID-19 with 7,146 deaths
16 in Pennsylvania. She mentioned a steady rise in the
17 number of new cases we are seeing in Pennsylvania due
18 to increases in the rest of the country from summer
19 travel.

20 Dr. Levine stated cases are occurring primarily
21 in younger people in their late teens to 40s that have
22 been congregating in groups. She noted increases
23 began in Allegheny County and surrounding counties,
24 noting signs of stabilization with mitigation factors
25 that Dr. Debra Bogen, Director of the Allegheny Health

1 Department, had put into place.

2 Dr. Levine addressed mitigation orders
3 recommended by the Department of Health and Human
4 Services and the White House Coronavirus Task Force
5 that were implemented statewide less than two weeks
6 ago to help stabilize the increase.

7 Dr. Levine announced significant advances in
8 terms of treatment for patients with COVID-19 with
9 oxygen support and not requiring ventilation. She
10 mentioned a new method, where hospitals receive
11 remdesivir directly from the Department of Health and
12 Human Services. She stated dexamethasone and
13 convalescent plasma have been shown to be helpful for
14 severely ill patients.

15 Dr. Levine noted that Dr. Deborah Birx, with the
16 White House Coronavirus Task Force, highlighted the
17 need to look at subtle increases in terms incidence
18 rates and number of new cases per day.

19 Dr. Levine addressed school openings and working
20 with the Pennsylvania Department of Education,
21 allowing schools to make their own decisions, while
22 recommending best practices.

23 Dr. Levine discussed long-term care facilities
24 and nursing homes, which bore the brunt of COVID-19 in
25 the northeast in the number of cases and deaths. She

1 stated there are protocols in place to ensure they
2 have adequate personal protective equipment (PPE).

3 Dr. Levine reported 99.2% of nursing home
4 residents were tested, and they are working on the
5 other 1200 personal care homes and living centers.

6 Dr. Levine addressed the Regional Response Health
7 Collaboration Program (RRHCP) led by the Department of
8 Human Services (DHS) and Department of Health (DOH)
9 involving academic medical centers working with
10 nursing homes and long-term care centers in terms of
11 PPE, infection control, and education.

12 Dr. Levine stated Pennsylvania was averaging
13 20,000 tests a day and hiring people to perform case
14 investigations and contact tracing in order to contain
15 the virus. She commented that the hallmark of
16 tracking is adequate testing and noted issues
17 regarding waiting times to get test results because
18 LabCorp and Quest Diagnostics are overwhelmed with
19 specimens. She mentioned shortages of chemicals and
20 reagents necessary for testing.

21 Dr. Levine noted an increase of nurses statewide
22 to perform case investigations and an increase in
23 contact tracers to contact people who have been
24 exposed to a person for proper isolation and
25 quarantine.

1 Dr. Levine announced the start of third-stage
2 clinical trials of some of the vaccines. She reported
3 issues with how much of the vaccine Pennsylvania would
4 receive and who would receive it, noting there would
5 be different groups looking at that from an ethical
6 and practical point of view.

7 Chairman Loiselle questioned whether antibody
8 testing would be increasing because they are
9 considered to be part of the overall paradigm moving
10 forward.

11 Dr. Levine stated antibody testing currently had
12 a limited role, noting there was not enough known
13 about what a positive antibody test means. She
14 reported the Red Cross had been testing blood, and the
15 CDC had been getting blood from hospitals and health
16 systems and testing antibodies. She thinks it is
17 going to mean more from an epidemiological population
18 health point of view than clinically of whether you
19 have antibodies or not.

20 Dr. Levine noted concentrating on the polymerase
21 chain reaction (PCR) test, which are the
22 deoxyribonucleic (DNA) test. She mentioned the
23 importance of having an accurate point-of-care test
24 that could be done with a nasal swab or oral swab in
25 20 minutes as opposed to the nasopharyngeal swab.

1 Dr. Woodland noted over 12,000 cases of pregnant
2 women testing positive have been reported to the CDC
3 but only 165 of them have required ventilation. He
4 mentioned it to be helpful to look at the maternity
5 implications in Pennsylvania. He noted seeing COVID in
6 a younger pregnant population in the hospital in which
7 he is employed, where there were 3 positive teenagers
8 under the age of 20 with COVID and admitted for
9 pregnancy-related issues but not COVID-related issues.

10 Dr. Levine stated the DOH could collaborate with
11 obstetricians/gynecologists in academic medicine and
12 work on a data-sharing agreement but was not sure if
13 their team had the bandwidth to do a study.

14 Dr. Levine stated DOH would soon be publishing a
15 Morbidity and Mortality Weekly Report (MMWR), looking
16 at multisystem inflammatory syndrome in children (MIS-
17 C). She mentioned that Pennsylvania had 39 cases
18 mostly in the southeast affecting more African-
19 American children and an older age group than with
20 Kawasaki disease.

21 Dr. Levine will mention it to Carolyn Byrnes, who
22 runs the Maternal Mortality Review Committee, to see
23 if she can reach out to the American College of
24 Obstetricians and Gynecologists (ACOG).

25 Commissioner Johnson questioned how the recent

1 efforts are going related to health disparities and
2 inequities.

3 Dr. Levine addressed health equity throughout
4 COVID-19, noting that the Health Equity Task Force
5 collaborated with the Lieutenant Governor's task
6 force, which generated a number of different specific
7 recommendations. She noted being up to about 60% in
8 terms of race with less in terms of ethnicity.

9 Dr. Levine emphasized the importance of
10 healthcare providers and laboratories marking the
11 field in the data system in terms of demographic
12 characteristics, where race and ethnicity are
13 critically important as well as sexual orientation and
14 gender identity (SOGI).

15 Dr. Yealy questioned whether there was any new
16 information regarding testing supplies and remdesivir.

17 Dr. Levine commented that swabs and media are
18 available from Health and Human Services and stored in
19 Harrisburg, but there are no stores of reagent. She
20 noted a recent change, where hospitals now have to
21 report their census of patients with COVID-19 to
22 Health and Human Services and the White House
23 Coronavirus Task Force to determine how much the
24 hospital would receive directly.]

25

1 Approval of minutes of the June 23, 2020 meeting

2 CHAIRMAN LOISELLE:

3 May I have a motion to approve the June
4 minutes?

5 DR. WOODLAND:

6 Motion to approve.

7 CHAIRMAN LOISELLE:

8 Dr. Woodland moves. Do I have a second?

9 MR. JOHNSON:

10 Second.

11 CHAIRMAN LOISELLE:

12 Commissioner Johnson seconds. All in
13 favor of approval of the June minutes,
14 signify by saying aye. Any opposed?

15 [The motion carried unanimously.]

16 ***

17 [Rachel Levine, M.D., Physician General/Secretary of
18 Health, exited the meeting at 11:03 a.m.]

19 ***

20 Introduction of Audience

21 [Keith E. Loisel, Chairman, Public Member, requested
22 audience members introduce themselves.]

23 ***

24 Introduction of New Board Members

25 [Keith E. Loisel, Chairman, Public Member, requested

1 new Board members introduce themselves.

2 Dr. Dillon, Dr. Yealy, and Mr. Eisenhauer
3 provided a brief summary of their professional
4 background.

5 Chairman Loiselle commented that the Board had
6 taken a couple of steps up based on the credentials of
7 everyone who is now on the Board and believed the
8 Board represented an even stronger force for
9 Pennsylvania citizens and licensees and would be an
10 asset to the executive and legislative branches.

11 Chairman Loiselle noted that Mr. John Mitchell's
12 term on the Board had expired and he had been replaced
13 by Mr. Eisenhauer as the allied health professional
14 representative.

15 Chairman Loiselle thanked Mr. Mitchell for four
16 plus years of service, stating that he had a great
17 deal of respect for him and his opinions.

18 Chairman Loiselle noted also looking forward to
19 Mr. Eisenhauer's opinions and activities on the
20 Board.]

21 ***

22 Report of Prosecution Division

23 [Jason T. Anderson, Esquire, Board Prosecutor, stated
24 he had nothing to report today but was waiting for
25 decisions regarding consent agreements on the agenda.

1 Chairman Loiselle referred to items 2 through 7
2 on the agenda, noting Dr. Valigorsky recused himself
3 on item 5. He noted no questions for prosecution
4 division members regarding cases 2 through 7.]

5

6 Report of Board/Regulatory Counsel

7 [Shana M. Walter, Esquire, Board Counsel, referred to
8 the preamble and draft annex 16A-4941 written pursuant
9 to the Child Protective Services Law that had been
10 amended by Act 31 of 2014. She noted that initial
11 application for licensure under the Medical Practice
12 Act is required to complete 3 hours of continuing
13 medical education (CME) in child abuse and 2 hours for
14 renewals.

15 Ms. Walter stated it also updates some
16 definitions in the Medical Practice Act to those
17 definitions found in the Child Protective Services
18 Law. She noted it requires that all licensees under
19 the Board are mandatory reporters and provides for
20 course approval by the Board in conjunction with the
21 Department of Human Services for those child abuse CME
22 classes.

23 Dr. Dillon questioned why midwives and physician
24 assistants do not appear under the requirement.

25 Chair Loiselle recommended an expansion to

1 include nurse midwives and physician assistants to
2 page 25.

3 Dr. Yealy commented that the 3 hours and 2 hours
4 are straight forward but was not aware of evidence of
5 why it would be necessary every reapplication period.

6 Ms. Walter explained that the hourly requirements
7 that are written into the annex were made pursuant to
8 the Child Protective Services Law.

9 Cynthia K. Montgomery, Esquire, Deputy Chief
10 Counsel, explained the reason why there was not a
11 specific section having to complete the 3 hours. She
12 noted § 18.141 lists the criteria for licensure of the
13 physician assistant, and one of those criteria was to
14 satisfy the requirements in § 16.12 relating to
15 general qualifications.

16 Ms. Montgomery noted that the 3 hours are in
17 § 16.12 but would amend § 18.141 to say satisfies the
18 licensure requirements in § 16.12, including the 3
19 hours in mandatory training in child abuse recognition
20 and reporting.

21 Chairman Loiselle mentioned that there are times
22 where one document references another document but
23 both documents are not available to the Board at the
24 same time for review. He noted it to be better to
25 include the specific intent in both the documents and

1 recommended the addition of nurse-midwives and
2 physician assistants.

3 Ms. Montgomery noted the addition to § 18.2 for
4 midwives and § 18.141 for physician assistants.

5 Chairman Loiselle addressed Dr. Yealy's comment
6 concerning the 2 hours of CE, where being able to
7 comment early on the rationale behind the 2-hour
8 requirement may have been helpful.

9 Chairman Loiselle commented that Steve Latanishen
10 and Commissioner Johnson have been very supportive of
11 efforts to allow the Board to have some input before
12 things get too far for the Board to do anything about
13 it.

14 Susan DeSantis, PA-C, Pennsylvania Society of
15 Physician Assistants, questioned whether anyone
16 reviewed the inquiry she sent last week concerning
17 regulation changes federally for the Department of
18 Education.

19 Ms. Walter acknowledged receiving the email but
20 noted the need for further review and discussion at
21 the September meeting.

22 Ms. DeSantis explained the issue concerning
23 education programs needing to verify they were meeting
24 the education requirements for licensure in all 50
25 states. She discussed child abuse and opioid credit

1 requirements for initial licensure. She mentioned a
2 bigger concern with physician assistant (PA)
3 educators, where this apparently applies to all types
4 of education for all licensees within the bureau that
5 would be getting this requirement for initial
6 licensure. She noted PA programs across the country
7 require CME but almost exclusively only during renewal
8 cycles, not initially.

9 Ms. Wucinski mentioned working with Ms. Walter on
10 several regulations that had been set aside for
11 various reasons. She referred to agenda items 9 and
12 10 and questioned whether the Board wanted to move
13 those forward.

14 Ms. Wucinski referred to draft annex 16A-4944
15 regarding creating professional liability insurance
16 requirements for acupuncturist with the addition of
17 § 18.15(4), where acupuncturists may provide services
18 to a client who does not present any symptoms of a
19 condition without diagnosis or referral from a
20 physician, dentist, or podiatrist.

21 Chairman Loiselle noted being in favor of both
22 items moving forward because they are clearly within
23 the purview of the Board and have implications for
24 citizens of Pennsylvania from a health and medical
25 liability perspective.

1 Ms. Wucinski informed the Board she will pull the
2 memo concerning midwives to see why it was set aside
3 and include it on an upcoming agenda.

4 Dr. Woodland offered his assistance.

5 Chairman Loiselle acknowledged issues left
6 incomplete and requiring a lot of work but also the
7 importance of closure.

8 Angie Armbrust, Senior Associate, McNees-Winter
9 Group LLC, representing the Pennsylvania Affiliate of
10 the American College of Nurse-Midwives (PA-ACNM),
11 offered their assistance as well.

12 Chairman Loiselle mentioned doing a lot of work
13 ad hoc as opposed to having specific committees. He
14 offered to form a committee and invite Ms. Armbrust
15 and Ms. DeSantis to join in those conversations.

16 Chair Loiselle was hopeful to be able to form
17 committees over the next few weeks prior to the
18 September 2 meeting and was requesting everyone be
19 involved in at least one committee of their choosing.]

20 ***

21 Report of Commissioner

22 [K. Kalonji Johnson, Commissioner, Bureau of
23 Professional and Occupational Affairs, thanked Board
24 members for continuing to be flexible and patient
25 through the virtual platform.

1 Commissioner Johnson welcomed new Board members.
2 He noted the Board to be a high-caliber Board with a
3 wonderful group of professional and public members.

4 Commissioner Johnson thanked the members of the
5 public and stakeholders for participating in today's
6 meeting. He noted the hard work of the policy deputy
7 director and policy fellow who have been very
8 instrumental in helping with issues.

9 Chairman Johnson thanked Board counsel for their
10 help with regulatory waivers that allow practitioners
11 to continue practicing to meet the demands of COVID-
12 19.

13 Commissioner Johnson also noted the hard work of
14 Ms. Zerbe and program staff processing applications
15 and working under incredible circumstances to meet
16 demands. He also thanked prosecutorial counsel for
17 their hard work throughout the pandemic.

18 Commissioner Johnson referred to an executive
19 order outlining the principles that can be applied in
20 the virtual platform to administrative proceedings.
21 He reported the order expands guidelines to all types
22 of proceedings, including administrative hearings.

23 Commissioner Johnson noted the presence of
24 executive directors for legislative oversight
25 committees, noting their continued work to ensure the

1 concerns of the professional community are heard.

2 Chairman Loiselles thanked Commissioner Johnson
3 for his work to make the Board as functional as could
4 be in this time of disruption. Chairman Loiselles
5 also thanked Ms. Zerbe and Mr. Stauffer for ensuring
6 the availability of meetings.

7 Chairman Loiselles mentioned being on the Board
8 for nine years and was hopeful that he helped to
9 accomplish a greater level of interaction and
10 communication between the Board and the legislature.
11 He noted the tremendous resource available to anyone
12 within the government at any level to utilize. He
13 stated the Board is a licensing and disciplinary
14 Board, they still have the ability to intelligently
15 discuss other issues.]

16

17 Report of Committee on Legislation/Policy Development
18 and Review

19 [Keith E. Loiselles, Chairman, Public Member,
20 recommended keeping the lines of communication open
21 between the Board and legislature.]

22

23 Report of Committee on Licensure Qualifications

24 [Mark B. Woodland, M.D., requested a volunteer for the
25 vacant spot on the committee.]

1 ***

2 For the Board's Information/Discussion - Board Meeting
3 List

4 [Keith E. Loisel, Chairman, Public Member, requested
5 new and existing Board members fill the committees.
6 He noted the Probable Cause Screening Committee is
7 comprised of two individuals to render a decision and
8 an alternate. He suggested Dr. Valigorsky be the
9 chair, and Dr. Domen as one of the two rendering the
10 decision.]

11 ***

12 CHAIRMAN LOISELLE:

13 I would like to make a motion to have
14 Pat Howard be the alternate for the
15 Probable Cause Screening Committee.

16 Do I have a motion to have Pat
17 become the alternate on the Probable
18 Cause Screening Committee?

19 DR. WOODLAND:

20 So moved.

21 CHAIRMAN LOISELLE:

22 Dr. Woodland moves. Do I have a second?

23 DR. YEALY:

24 Second.

25 CHAIRMAN LOISELLE:

1 All in favor of Pat Howard becoming the
2 alternate, signify by saying aye.

3 [The motion carried unanimously.]

4 ***

5 Report of Board Chairman - No Report

6 ***

7 For the Board's Information/Discussion - Board Meeting
8 Dates

9 [Keith E. Loisel, Chairman, Public Member, noted
10 upcoming Board meeting dates and to contact Ms. Zerbe
11 if anyone is unable to attend the meetings.]

12 ***

13 Old Business/New Business - Election of Vice Chair
14 [Shana M. Walter, Esquire, Board Counsel, requested
15 nominees for vice chair to replace Mr. Mitchell.

16 Chairman Loisel commented that the vice chair
17 position would be temporary with a new vice chair
18 elected later on in the year.]

19 ***

20 CHAIRMAN LOISEL:

21 At this time, I think given his time on
22 the Board and quality of the way he
23 approaches his committee work, I would
24 like to nominate Dr. Woodland as vice
25 chair and would be very proud to serve

1 with him as the chair of the Board with
2 him as my vice chair. He would be my
3 nominee.

4 DR. DOMEN:

5 I would second that.

6 CHAIRMAN LOISELLE:

7 All in favor of Dr. Woodland assuming
8 the role of vice chair of the
9 Pennsylvania State Board of Medicine,
10 signify by saying aye.

11 [The motion carried unanimously.]

12 ***

13 Old Business/New Business - Act 41 Committee

14 [Shana M. Walter, Esquire, Board Counsel, recommended
15 tabling the Act 41 Committee formation until September
16 to allow the new Board members to become acclimated
17 with Act 41.

18 Chairman Loiselles suggested Board counsel work to
19 orchestrate a virtual meeting involving all Board
20 members. He mentioned having some kind of orientation
21 between now and September 9 to have a separate
22 discussion to allow new Board members to become
23 familiar with other Board members and how the Board
24 works.

25 Ms. Walter addressed House Bill 2636, which

1 prohibits covenants not to compete in healthcare
2 practitioner agreements. She stated the Board members
3 who wanted to discuss this in an individual capacity
4 should do that with legislature as a private citizen.

5 Chairman Loiselle further explained that members
6 of the Board are able to comment but must state they
7 are having a conversation or rendering an opinion
8 based on personal inclinations and not in any way
9 representative of the Pennsylvania State Board of
10 Medicine.

11 Ms. Walter addressed Act 53 of 2020, which
12 dictates how boards and commissions must consider
13 criminal convictions as far as applications and
14 disciplinary action. She stated the existing Medical
15 Practice Act allows the Board to consider good moral
16 character, whether or not the individual had been
17 convicted of a crime of moral turpitude, and other
18 things.

19 Ms. Walter stated that under Act 53 of 2020 how
20 we look at criminal conduct of an applicant for
21 disciplinary action; we look to whether it directly
22 relates to the profession and noted the definition of
23 "directly relates." She stated the act also provides
24 that the commissioner's office, in conjunction with
25 each individual Board and stakeholders, put together a

1 list of criminal offenses that directly relate to the
2 profession.

3 Ms. Walter addressed preliminary determination
4 under Act 53 of 2020, where a potential applicant can
5 request a preliminary determination for an analysis of
6 whether or not they can be licensed before they even
7 fill out an application. She mentioned this to be
8 particularly important with health boards because
9 licensure denials get reported to the National
10 Practitioner Data Bank (NPDB).

11 Ms. Walter stated the existing Medical Practice
12 Act has a 10-year automatic suspension provision for
13 violations of the Controlled Substances Act, but under
14 Act 53 of 2020, the 10-year automatic suspension would
15 only apply to drug trafficking convictions.

16 Ms. Walter noted several exceptions resulting in
17 a permanent bar to licensure, including sex crimes.
18 She stated three years must have passed since the
19 individual was incarcerated or sentenced with no
20 convictions since. She encouraged everyone to read
21 through Act 53 thoroughly because it would impact how
22 licenses are issued and discipline was imposed. It
23 goes into effect in 180 days.]

24 ***

25 MOTIONS

1 MS. WALTER:

2 I am going to do Consent Agreements 2
3 through 6 as a group.

4 I believe the Board would entertain
5 a motion to accept the Consent
6 Agreements at Item No. 2, Case No. 20-
7 49-000944; No. 3, Case No. 20-49-001926;
8 No. 4, Case No. 19-49-016064; No. 5,
9 Case No. 20-49-007082; and No. 6. File
10 Nos. 17-49-02454, 17-49-08211, 17-49-
11 012100.

12 Is there a motion on the consent
13 agreements?

14 CHAIRMAN LOISELLE:

15 Do I have a motion to approve those case
16 numbers? I might add that Dr.
17 Valigorsky was recused from Item No. 5
18 and voting on that.

19 Do I have a motion to approve those
20 items?

21 MR. EISENHAUER:

22 So moved.

23 CHAIRMAN LOISELLE:

24 Mr. Eisenhauer moves. Do I have a
25 second?

1 MR. JOHNSON:

2 Second.

3 CHAIRMAN LOISELLE:

4 Commissioner Johnson seconds. All in
5 favor, say aye. Any opposed?

6 [The motion carried. Dr. Valigorsky recused himself
7 from deliberations and voting on the motion. The
8 Respondent's name for No. 2 is Vincent A. Lombardi,
9 M.D.; No. 3, Aharon Wolf, M.D.; No. 4, William Kim,
10 M.D.; No. 5, Brian David Massa, LRT; and No. 6, Joseph
11 Strangarity, M.D.]

12 ***

13 MS. WALTER:

14 We will move on to No. 7.

15 I believe the Board would entertain
16 a motion to accept the VRP Consent
17 Agreement at Case No. 20-49-005654.

18 CHAIRMAN LOISELLE:

19 Do I have a motion to accept?

20 DR. DOMEN:

21 Motion to accept.

22 CHAIRMAN LOISELLE:

23 Dr. Domen moves.

24 DR. WOODLAND:

25 Second.

1 CHAIRMAN LOISELLE:

2 Dr. Woodland seconds. All in favor, say
3 aye. Opposed?

4 [The motion carried unanimously.]

5 ***

6 MS. WALTER:

7 Number 18 on the agenda, Case No. 20-49-
8 002780, Michael B. Rosen, M.D.

9 I believe the Board would entertain
10 a motion to direct counsel to draft and
11 issue a final Adjudication and Order in
12 accordance with discussions during
13 executive session.

14 CHAIRMAN LOISELLE:

15 Do I have a motion to that effect?

16 DR. WOODLAND:

17 Motion to move forward.

18 CHAIRMAN LOISELLE:

19 Dr. Woodland moves. Do I have a second?

20 MS. HOWARD:

21 Second.

22 CHAIRMAN LOISELLE:

23 Pat Howard seconds. All in favor, say
24 aye. Are there any opposed?

25 [The motion carried unanimously.]

1 ***

2 MS. WALTER:

3 Number 19, Case No. 19-49-016670, Brian
4 M. Cable, M.D.

5 I believe the Board would entertain
6 a motion to direct counsel to draft a
7 final Adjudication and Order in
8 accordance with the Board's
9 deliberations during executive session.

10 CHAIRMAN LOISELLE:

11 Do I have a motion?

12 DR. YEALY:

13 So moved.

14 CHAIRMAN LOISELLE:

15 Dr. Yealy moves. Do I have a second?

16 DR. WOODLAND:

17 Second.

18 CHAIRMAN LOISELLE:

19 Dr. Woodland seconds. All in favor, say
20 aye. Any opposed?

21 [The motion carried unanimously.]

22 ***

23 MS. WALTER:

24 Number 20 on the agenda, Case No. 19-49-
25 007483, Richard Arjun Kaul, M.D.

1 I believe the Board would entertain
2 a motion to direct counsel to draft a
3 final Adjudication and Order in
4 accordance with deliberations during
5 executive session.

6 CHAIRMAN LOISELLE:

7 Do I have a motion directing counsel to
8 draft a final A&O?

9 DR. DOMEN:

10 So moved.

11 CHAIRMAN LOISELLE:

12 Dr. Domen moves. Do I have a second?

13 DR. YEALY:

14 I'll second.

15 CHAIRMAN LOISELLE:

16 Dr. Yealy seconds. All in favor, say
17 aye. Any opposed?

18 [The motion carried unanimously.]

19 ***

20 MS. WALTER:

21 Number 21 on the agenda, the Application
22 for Reconsideration of Chelsea Howe for
23 Licensure as a Behavior Specialist.

24 I believe the Board would entertain
25 a motion to grant the license.

1 CHAIRMAN LOISELLE:

2 The Board would entertain a motion to
3 grant the license.

4 Do I have a motion to approve?

5 MR. JOHNSON:

6 So moved.

7 CHAIRMAN LOISELLE:

8 Commissioner Johnson moves. Do I have a
9 second?

10 MS. HOWARD:

11 Second.

12 CHAIRMAN LOISELLE:

13 Pat Howard seconds. All in favor, say
14 aye. Any opposed?

15 [The motion carried unanimously.]

16 ***

17 MS. WALTER:

18 Number 22 on the agenda is the
19 Application for an Unrestricted License
20 of Thomas Glen Ockershausen, M.D.

21 I believe the Board would entertain
22 a motion to grant the application.

23 CHAIRMAN LOISELLE:

24 Do we have a motion to approve the
25 application?

1 MR. EISENHAUER:

2 So moved.

3 CHAIRMAN LOISELLE:

4 Walt moves. Do I have a second?

5 DR. YEALY:

6 Second.

7 CHAIRMAN LOISELLE:

8 Dr. Yealy seconds. All in favor, say

9 aye. Any opposed?

10 [The motion carried unanimously.]

11 ***

12 MS. WALTER:

13 Number 23 is the Unrestricted License by
14 Endorsement for Caoimhe Duffy, M.D.

15 I believe the Board would entertain
16 a motion to grant a license under Act
17 41.

18 CHAIRMAN LOISELLE:

19 Do we have a motion to approve that
20 license under Act 41?

21 DR. YEALY:

22 So moved.

23 CHAIRMAN LOISELLE:

24 Dr. Yealy moves. Do I have a second?

25 DR. DOMEN:

1 Second.

2 CHAIRMAN LOISELLE:

3 Dr. Domen seconds. All in favor, say
4 aye. Any opposed?

5 [The motion carried unanimously.]

6 ***

7 MS. WALTER:

8 Number 24, the Application for a License
9 by Endorsement of Angel Paulo Gopez
10 Amante, M.D.

11 I believe the Board would ratify
12 the issuance of an institutional license
13 for Dr. Amante.

14 CHAIRMAN LOISELLE:

15 Do I have a motion to ratify the
16 issuance of the institutional license?

17 DR. WOODLAND:

18 So moved.

19 CHAIRMAN LOISELLE:

20 Dr. Woodland moves. Do I have a second?

21 DR. DOMEN:

22 Second.

23 CHAIRMAN LOISELLE:

24 Dr. Domen seconds. All in favor, say
25 aye. Any opposed?

1 [The motion carried unanimously.]

2 ***

3 MS. WALTER:

4 Number 25 on the agenda is the
5 Application for an Unrestricted License
6 by Endorsement of Dongming Xu, M.D.

7 I believe the Board would entertain
8 a motion to grant an Unrestricted
9 License by Endorsement.

10 CHAIRMAN LOISELLE:

11 Do we have a motion to approve an
12 unrestricted license?

13 DR. YEALY:

14 So moved.

15 CHAIRMAN LOISELLE:

16 Dr. Yealy moves. Do I have a second?

17 DR. WOODLAND:

18 Second.

19 CHAIRMAN LOISELLE:

20 Dr. Woodland seconds. All in favor, say
21 aye. Any opposed?

22 [The motion carried unanimously.]

23 ***

24 MS. WALTER:

25 Number 26, the Application as a

1 Supervising Physician between Steven
2 Caruso, M.D. and Melissa Ritter, PA-C.

3 I believe the Board would entertain
4 a motion to approve the written
5 agreement between those two parties.

6 CHAIRMAN LOISELLE:

7 Do I have a motion to approve the
8 written agreement?

9 MR. EISENHAUER:

10 So moved.

11 CHAIRMAN LOISELLE:

12 Mr. Eisenhauer moves. Do I have a
13 second?

14 MR. JOHNSON:

15 Second.

16 CHAIRMAN LOISELLE:

17 Commissioner Johnson seconds. All in
18 favor, say aye. Any opposed?

19 [The motion carried unanimously.]

20 ***

21 MS. WALTER:

22 Number 27, the Application for
23 Reactivation of a License of John Kekas,
24 M.D.

25 I believe the Board would entertain

1 a motion to direct the Board
2 administrator to send a standard reentry
3 letter to Dr. Kekas.

4 CHAIRMAN LOISELLE:

5 Do we have a motion to send a standard
6 reentry letter?

7 DR. WOODLAND:

8 Motion to approve.

9 CHAIRMAN LOISELLE:

10 Dr. Woodland moves. Do I have a second?

11 DR. YEALY:

12 Second.

13 CHAIRMAN LOISELLE:

14 Dr. Yealy seconds. All in favor, say
15 aye. Any opposed?

16 [The motion carried unanimously.]

17 ***

18 [Keith E. Loisel, Chairman, Public Member, noted the
19 next scheduled meeting is September 9, 2020. He was
20 hopeful to have an orientation meeting with new Board
21 members and noted appreciation for their participation
22 in the Board for the citizens of Pennsylvania.]

23 ***

24 [Mark B. Woodland, M.D. acknowledged the medical
25 student at the public session today and appreciates

1 the Board engaging learners in the process of the
2 State Board of Medicine. He mentioned the Federation
3 of State Medical Boards was encouraging medical
4 students to learn more about the licensure processes.

5 Chairman Loiselles also commented that there was
6 no better time for students to participate and get
7 exposure to the Board's activities because they only
8 need a phone for access.]

9

10 Adjournment

11 CHAIRMAN LOISELLE:

12 May I have a motion to adjourn the
13 meeting?

14 DR. WOODLAND:

15 So moved.

16 CHAIRMAN LOISELLE:

17 Do I have a second?

18 DR. DOMEN:

19 Second.

20 CHAIRMAN LOISELLE:

21 Everybody seconds.

22 [The motion carried unanimously.]

23

24 [There being no other business, the State Board of
25 Medicine Meeting adjourned at 12:17 p.m.]

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.



Evan Bingaman,

Minute Clerk

Sargent's Court Reporting Service, Inc.

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STATE BOARD OF MEDICINE
REFERENCE INDEX
July 28, 2020

	TIME	AGENDA
1		
2		
3		
4		
5		
6		
7		
8		Executive Session
9	10:30	Return to Open Session
10		
11	10:30	Official Call to Order
12		
13	10:31	Roll Call
14		
15	10:35	Department of Health Presentation
16		
17	11:05	Introduction of Audience
18		
19	11:14	Report of Prosecution Division
20		
21	11:16	Report of Board/Regulatory Counsel
22		
23	11:39	Report of Commissioner
24		
25	11:48	Report of Committees
26		
27	11:50	For the Board's Information
28		
29	12:05	Motions
30		
31	12:17	Adjournment
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