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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

TIME: 9:05 A.M.

BOARD ROOM C
One Penn Center
2601 North Third Street
Harrisburg, Pennsylvania 17110

Tuesday, October 29, 2019

State Board of Medicine
October 29, 2019

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BOARD MEMBERS:

Keith E. Loisel, Chairman, Public Member
K. Kalonji Johnson, Acting Commissioner, Bureau of Professional and Occupational Affairs
Joseph E. Losee, M.D., Vice Chairman
Ronald E. Domen, M.D.
Nirmal Joshi, M.D.
Mary Howard, Executive Assistant of Quality Assurance, on behalf of Rachel Levine, M.D., Physician General/Secretary of Health
John M. Mitchell, L.P., C.C.P.
Paul J. Valigorsky II, M.D.
Mark B. Woodland, M.D.

BUREAU PERSONNEL:

Shana M. Walter, Esquire, Board Counsel
Dana M. Wucinski, Esquire, Board Counsel
Anita P. Shekletski, Esquire, Board Prosecution Liaison
Tara J. Wikhian, Esquire, Board Prosecutor
Adam Williams, Esquire, Board Prosecutor
Adam L. Morris, Esquire, Board Prosecutor
Keith E. Bashore, Esquire, Board Prosecutor
Mark R. Zogby, Esquire, Board Prosecutor
Jason T. Anderson, Esquire, Board Prosecutor
Marc Farrell, Deputy Policy Director, Department of State
Suzanne Zerbe, Board Administrator

State Board of Medicine
October 29, 2019

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ALSO PRESENT:

Wesley J. Rish, Esquire, Rish Law Office, LLC
Cynthia Rish, Operations Manager, Rish Law Office, LLC
Susan DeSantis, PA-C, Pennsylvania Society of
Physician Assistants
Michael J. McCarrie, Esquire, Artz McCarrie Health Law
Tanya Miller, MS, LAT, ATC, Pennsylvania Athletic
Trainers' Society
Andrew C. Harvan, Esquire, Pennsylvania Medical
Society
Alberto Antonio Marante Sr., M.D.
Randy Stevens, Pennsylvania Orthotic & Prosthetic
Society
Lisa Claypool Stevenson, Senior Associate Counsel,
University of Pittsburgh Medical Center
Angie Armbrust, Senior Associate, McNees-Winter
Group LLC
Arthur K. Hoffman, Esquire, Medical Malpractice &
Professional Licensure, Thomas, Thomas, & Hafer

1 ***

2 State Board of Medicine

3 October 29, 2019

4 ***

5 The regularly scheduled meeting of the State
6 Board of Medicine was held on Tuesday, October 29,
7 2019. Keith E. Loiselle, Chairman, Public Member,
8 called the meeting to order at 9:05 a.m. K. Kalonji
9 Johnson, Acting Commissioner, Bureau of Professional
10 and Occupational Affairs, and Paul J. Valigorsky II,
11 M.D., were not present at the commencement of the
12 meeting.

13 ***

14 Introduction of Audience Members/Roll Call
15 [Chairman Loiselle requested the introduction of
16 audience members. Roll call was taken.

17 Chairman Loiselle introduced and welcomed Dana
18 Wucinski, the newest member of Board Counsel, to the
19 State Board of Medicine.]

20 ***

21 Approval of minutes of the September 10, 2019 meeting

22 CHAIRMAN LOISELLE:

23 May I have a motion to approve the
24 minutes from the September meeting?

25 DR. JOSHI:

1 So moved.

2 CHAIRMAN LOISELLE:

3 Dr. Joshi moves. May I have a second?

4 DR. WOODLAND:

5 Second.

6 CHAIRMAN LOISELLE:

7 Dr. Woodland seconds. All in favor, say
8 aye. Are there any opposed to the
9 approval of the minutes?

10 [The motion carried. Dr. Losee abstained from voting
11 on the approval of the minutes.]

12 ***

13 Report of Prosecution Division

14 [Anita P. Shekletski, Esquire, Board Prosecution
15 Liaison, presented the Consent Agreements for File No.
16 19-49-008096, VRP File No. 19-49-008274, and VRP File
17 No. 19-49-001918.]

18 ***

19 [Tara J. Wikhian, Esquire, Board Prosecutor, presented
20 the Consent Agreement for File No. 16-49-04446.]

21 ***

22 [Adam Williams, Esquire, Board Prosecutor, presented
23 the Consent Agreements for File No. 19-49-005394, File
24 No. 15-49-11301, and File No. 19-49-002917.]

25 ***

1 ***

2 [Keith E. Bashore, Esquire, Board Prosecutor,
3 presented the Consent Agreements for File No. 16-49-
4 07566, File No. 19-49-010435, File No. 18-49-02343,
5 and File No. 16-49-11084.]

6 ***

7 [Jason T. Anderson, Esquire, Board Prosecutor, on
8 behalf of Nathan C. Giunta, Esquire, Board Prosecutor,
9 presented the Consent Agreement for File No. 19-49-
10 010579. Arthur K. Hoffman, Esquire, counsel for the
11 respondent, was present and participated in the
12 discussion.]

13 ***

14 [K. Kalonji Johnson, Acting Commissioner, Bureau of
15 Professional and Occupational entered the meeting at
16 9:26 a.m.]

17 ***

18 [Paul J. Valigorsky II, M.D., entered the meeting at
19 9:29 a.m.]

20 ***

21 [Jason T. Anderson, Esquire, Board Prosecutor, on
22 behalf of Nathan C. Giunta, Esquire, Board Prosecutor,
23 presented the Consent Agreement for File No. 19-49-
24 012718.]

25 ***

1 [Jason T. Anderson, Esquire, Board Prosecutor,
2 presented the Consent Agreement for File No. 19-49-
3 013569.]

4 ***

5 [Mark R. Zogby, Esquire, Board Prosecutor, presented
6 the Consent Agreements for File No. 18-49-03715 and
7 Case Nos. 17-49-00837 & 18-49-005591.]

8 ***

9 Report of Acting Commissioner

10 [K. Kalonji Johnson, Acting Commissioner, Bureau of
11 Professional and Occupational Affairs, announced the
12 launch of the new Pennsylvania Licensing System (PALS)
13 guide earlier in the month. He mentioned initially
14 starting the process with the Nursing, Osteopathic
15 Medicine, and Cosmetology Boards but will be adding
16 new Boards every month to the guide. He explained the
17 guide as a new form of communication in terms of the
18 application process and providing an overview of the
19 three phases after an individual submits their
20 application.

21 Acting Commissioner Johnson stated FAQs and
22 definitions will be provided to help potential
23 applicants understand the requirements for licensing
24 and the application process. He noted a compilation
25 of the projected time frame will be included for each

1 phase of the application. He noted currently being in
2 the process of confirming the proper data markers. He
3 also anticipated the State Board of Medicine will go
4 into the guide by the end of the year.

5 Acting Commissioner Johnson informed the Board
6 that pa.gov email addresses will be the only email
7 addresses that will be used and to contact the
8 information technology (IT) department with any
9 issues.

10 Acting Commissioner Johnson addressed the new
11 lobby hours for the Penn Center Complex effective
12 Friday, November 1, 2019, from 8:30 to 4:00. He noted
13 transitioning to Capital Police for security and
14 moving to a schedule that is more consistent the rest
15 of the Capitol Complex.

16 Chairman Loiselle questioned whether there was a
17 place where a physician might self-report and ask for
18 help. Acting Commissioner Johnson commented that the
19 Professional Health Monitoring Program (PHMP) exists
20 for those individuals who may have an impediment in
21 their ability to practice and could certainly self-
22 refer at any time. He suggested explaining that
23 PHMP's website provides a better understanding or
24 easier access to contact PHMP.

25 Dr. Losee commented that physicians would not

1 report to the state. He noted that the Federation of
2 State Medical Boards (FSMB) grades states based on
3 similar questions that are asked of their licensees.
4 He stated, as a judicial Board, it is a good idea for
5 physicians to report to the Board with any kind of
6 issue and should go to their state societies.

7 Dr. Woodland added that employees access PHMP
8 through human resources (HR) in many institutions and
9 utilize that through self-reporting, which diverts it
10 away from the Board and ends up in the employment
11 realm. He noted that option to be open from the
12 standpoint of wellness for any provider.]

13

14 Report of Department of Health - No Report

15 [K. Kalonji Johnson, Acting Commissioner, Bureau of
16 Professional and Occupational Affairs, noted recent
17 discussions with the Department of Health (DOH)
18 regarding the responses to the surveys that follow the
19 renewal application. He mentioned the possibility of
20 shortening or clarifying the surveys in order to
21 elicit the same information without being as intrusive
22 or as time-consuming.]

23

24 Report of Committee on Allied Health-Related

25 Professionals - No Report

1 [John M. Mitchell, L.P., C.C.P., noted Senate Bill 870
2 for discussion under old/new business.

3 Chairman Loiselle commented that the committee
4 for physician assistants was plugged-in under the
5 Committee of Allied Health-Related Professionals.

6 Mr. Mitchell noted the opportunity to use and
7 explore it last month but felt it did not go well.

8 Acting Commissioner Johnson stated the written
9 agreement guides are with the communications
10 department and being whittled down to make it easier
11 to follow with the hope of getting those out after
12 November 5, 2019. He also mentioned that video
13 presentations will accompany the written guides.

14 Chairman Loiselle stated the Board is counting on
15 Mr. Mitchell as the Chair of the Committee on Allied
16 Health-Related Professionals and Chair of the
17 Physician Assistants Committee to solve those problems
18 with the support of the commissioner and the
19 Pennsylvania Society of Physicians Assistants.

20 Chairman Loiselle addressed a case referred back
21 to the Board for full discussion and vote because of
22 issues contained in that agreement, where the
23 committee felt it could not be approved, noting that
24 is exactly how it is supposed to work. He mentioned
25 agreements approved by the committee will shorten the

1 process but is thankful for the committee's review,
2 which gave him a better appreciation of the process.]

3 ***

4 Report of Committee on Legislation/Policy Development
5 and Review

6 [Keith E. Loisel, Chairman, Public Member, informed
7 the Board that Ms. Walter and Ms. Wucinski will be
8 providing information with respect to social media and
9 state policy at next month's meeting on December 17,
10 2019.

11 Acting Commissioner Johnson noted that the
12 Commonwealth has a policy regarding the use of
13 Commonwealth equipment. He also noted Board members
14 are already apprised of their responsibilities,
15 whether it is responding to media or responding to
16 questions about Board-related business outside of
17 Board meetings. He stated a comprehensive outline of
18 acceptable behavior and acceptable usage could be
19 correlated in a one-stop shop sort of document.

20 Chairman Loisel mentioned the importance of
21 maintaining a profile consistent with the state's
22 policy on social media and complying with it,
23 especially with Twitter and Facebook.]

24 ***

25 Report of Committee on Licensure Qualifications - No

1 Report

2 [Keith E. Loiselles, Chairman, Public Member, noted the
3 Licensure Qualifications Committee Meeting following
4 the regular Board meeting to discuss Act 41. He again
5 addressed lobby hours with respect to committee
6 meetings following regular meetings, where anyone who
7 wants to attend a committee meeting starting after
8 4:00 p.m. would have to enter the building prior to
9 that time.

10 Acting Commissioner Johnson commented that the
11 change in lobby hours should not have an impact on
12 Board functions and operations.]

13 ***

14 Report of Board Vice Chairman - No Report

15 ***

16 Report of Board Chairman

17 [Keith E. Loiselles, Chairman, Public Member, noted
18 elections for Board leadership positions will be held
19 next month. He agreed to serve as Chair until his
20 term expires in June 2020 and would continue to serve
21 in the USQ capacity, but he suggested it would be best
22 for the Board and continuity that somebody else
23 assumes the role. He mentioned one public member and
24 one physician member vacancy and appreciated any
25 effort in filling those positions.]

1 ***

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

4 [Keith E. Loiselles, Chairman, Public Member,
5 encouraged those who would like to join another
6 committee to feel free to do so.

7 Chairman Loiselles noted the next scheduled Board
8 meeting date on December 17, 2019. He also noted 2020
9 Board meeting dates.

10 Chairman Loiselles mentioned proposed 2021 meeting
11 dates. He asked members to notify Ms. Zerbe of their
12 inability to attend a particular meeting so the
13 appropriate changes can be made.]

14 ***

15 Report of Board Counsel

16 [Dana M. Wucinski, Esquire, Board Counsel, noted the
17 Board will be discussing all of the consent agreements
18 presented today in Executive Session along with agenda
19 Items 28 through 46.]

20 ***

21 MS. WUCINSKI:

22 As your newest Board counsel, I am
23 looking for approval to attend the FSMB
24 Board Attorneys Workshop with Ms.
25 Walter.

1 CHAIRMAN LOISELLE:

2 Do I have a motion to approve Dana's
3 attendance at the Board Attorneys
4 Workshop?

5 MR. JOHNSON:

6 So moved.

7 DR. JOSHI:

8 Second.

9 CHAIRMAN LOISELLE:

10 Commissioner Johnson moves. Dr. Joshi
11 seconds. All in favor of Dana's
12 attendance in that meeting, signify by
13 saying aye. Are there any opposed to
14 that?

15 [The motion carried unanimously.]

16 ***

17 Report of Board Counsel - (Continued)

18 [Shana M. Walter, Esquire, Board Counsel, referred to
19 Senate Bill 870 regarding physician assistant
20 modernization, which is moving through the General
21 Assembly and could be monitored on their website. She
22 clarified that any comments regarding pending
23 legislation will be done in public session.

24 Ms. Wucinski addressed Clean Slate requirements,
25 where an applicant's criminal record is sealed and

1 convictions would not be considered in any
2 application. She stated Board Counsel will not see
3 the regular criminal background checks. There are
4 cases when a Federal Bureau of Investigation (FBI)
5 background check is sent in, and they will see the
6 actual convictions even if it is subject to being
7 sealed but know not consider that in the application
8 review.

9 Acting Commissioner Johnson stated the seal is
10 permanent and is as if it never happened, and the
11 Board should never see a sealed record. He mentioned
12 seals may not be automatic depending on the
13 conviction, and the individual may have petitioned for
14 the seal.

15 Acting Commissioner Johnson commented that other
16 states may have different determinations for what
17 constitutes a seal. He explained when information
18 gets reported into the federal database, the federal
19 officials have made it very clear that state seals do
20 not necessarily apply to the National Crime
21 Information Center (NCIC) checks, so they typically
22 have that information still a part of their file.

23 Acting Commissioner Johnson mentioned FBI
24 background checks would still have the information,
25 and states are going to have to work out what their

1 policy is in terms of unseeing that information in an
2 FBI background check.

3 Acting Commissioner Johnson commented that the
4 applicant always has the opportunity to submit
5 criminal history checks from the various states where
6 they have lived but those records have been sealed.

7 Ms. Wucinski referred to advisory opinions and
8 press inquiries. She stated Board agency business
9 should not be discussed outside of Board meetings, and
10 Board members should never be giving out any advisory
11 opinions. She noted to direct any press inquiries to
12 Wanda Murren, Press Secretary, Office of
13 Communications and Press.

14 Ms. Zerbe noted that the Board Member Training
15 Seminar on March 16, 2020, is required for new members
16 by the Commissioner's Office.

17 Acting Commissioner Johnson explained that the
18 meeting is essentially an orientation process for new
19 members. He mentioned the plan moving forward is to
20 see how it works in the spring as opposed to the
21 October setting. He noted those serving as a public
22 member are not required to attend if they have already
23 been to the orientation.]

24 ***

25 Public Session

1 [Keith E. Loisel, Chairman, Public Member, stated
2 the Board is here to serve the public and questioned
3 whether there were any comments from the public,
4 emphasizing the Board is a disciplinary and licensing
5 Board and not a policy Board.

6 Mr. Mitchell suggested adding a public session as
7 a standing agenda item.]

8 ***

9 [Pursuant to Section 708(a)(5) of the Sunshine Act, at
10 10:27 a.m. the Board entered into Executive Session
11 with Shana M. Walter, Esquire, Board Counsel, and Dana
12 M. Wucinski, Esquire, Board Counsel, for the purpose
13 of conducting quasi-judicial deliberations and to
14 receive legal advice from Board Counsel. The Board
15 returned to open session at 1:04 p.m.]

16 ***

17 MOTIONS

18 MS. WUCINSKI:

19 I believe the Board Chair will entertain
20 a motion to adopt the following Consent
21 Agreements: File No. 19-49-008096, File
22 No. 19-49-008274, File No. 19-49-001918,
23 File No. 19-49-005394, File No. 15-49-
24 11301, File No. 19-49-002917, File No.
25 16-49-04446, File No. 16-49-07566, File

1 No. 19-49-010435, File No. 18-49-02343,
2 File No. 16-49-11084, File No. 19-49-
3 010579, File No. 19-49-012718, File No.
4 18-49-03715, File No. 17-49-00837 & 18-
5 49-005591, and File No. 19-49-013569.

6 CHAIRMAN LOISELLE:

7 Are you asking for a motion to approve
8 all of those, so we are clear on that?

9 MR. JOHNSON:

10 So moved.

11 DR. JOSHI:

12 Second.

13 CHAIRMAN LOISELLE:

14 All in favor of approving those 15
15 agreements, signify by saying aye. Are
16 there any opposed to any of them? There
17 are no nays, so those motions are
18 carried.

19 [The motion carried unanimously. The names of those
20 cases being Erik Richter, M.D.; No. 3, the VRP
21 Agreement; No. 4, the VRP Agreement; No.5, Su Yong
22 Pak, M.D.; No. 6, Peter Price Tanzer, M.D.; No. 7,
23 Donovan Aaron Thompson, M.D.; No. 8, Michael Dorfman,
24 M.D.; No. 9, Vera V. Sherman, M.D.; No. 10, Nagbhushan
25 Subrahmanya Rao, M.D.; No. 11, Subramaniam Khanthan,

1 M.D.; No. 12, David M. Druskin, PA-C; No. 13, Jose
2 Francisco Bernardo, M.D.; No. 14, Rajinder Singh
3 Malhi, M.D.; No. 15, Stephen F. Latman, M.D.; No. 16,
4 Ashley Anne Weatherby; No. 17, and Emilio Ramon
5 Nevarro, M.D.]

6 ***

7 MS. WUCINSKI:

8 I believe the Board Chair will entertain
9 a motion to adopt as final the
10 Adjudication and Order for Amanda K.
11 Panikkar, M.D., File No. 17-49-11315.

12 CHAIRMAN LOISELLE:

13 Do I have a motion to approve?

14 MR. MITCHELL:

15 So moved.

16 DR. WOODLAND:

17 Second.

18 CHAIRMAN LOISELLE:

19 Mr. Mitchell moves. Dr. Woodland
20 seconds. All in favor, say aye. Are
21 there any opposed?

22 [The motion carried unanimously.]

23 ***

24 MS. WUCINSKI:

25 I believe the Board Chair will entertain

1 a motion to adopt as final the draft
2 Adjudication and Order for Ayman A.
3 Shahine, M.D., File No. 19-49-000458,
4 noting Dr. Valigorsky, Dr. Losee, and
5 Mr. Mitchell are recused.

6 CHAIRMAN LOISELLE:

7 All in favor of accepting that
8 agreement, signify by saying aye. Any
9 opposed.

10 [The motion carried. Dr. Valigorsky, Dr. Losee, and
11 Mr. Mitchell recused themselves from deliberations and
12 voting on the motion.]

13 ***

14 MS. WUCINSKI:

15 I believe the Board Chair will entertain
16 a motion to direct Board counsel to
17 draft an Adjudication and Order for Brij
18 B. Srivastava, M.D., File No. 17-49-
19 13712, noting that Dr. Valigorsky, Dr.
20 Losee, and Dr. Loiselles are recused.

21 ***

22 MR. JOHNSON ASSUMED THE CHAIR

23 ***

24 MR. JOHNSON:

25 All in favor, please signify by saying

1 aye. Those opposed?
2 [The motion carried. Dr. Valigorsky, Dr. Losee, and
3 Dr. Loiselles recused themselves from deliberations and
4 voting on the motion.]

5 ***

6 CHAIRMAN LOISELLE RESUMED THE CHAIR

7 ***

8 MS. WUCINSKI:

9 I believe the Board Chair will entertain
10 a motion to adopt as final the draft
11 Adjudication and Order for Robin Eric
12 Rosenberg, M.D., File No. 18-49-007978.

13 CHAIRMAN LOISELLE:

14 Do I have a motion to approve?

15 MR. JOHNSON:

16 So moved.

17 CHAIRMAN LOISELLE:

18 Acting Commissioner Johnson moves. Do I
19 have a second?

20 DR. LOSEE:

21 Second.

22 CHAIRMAN LOISELLE:

23 Dr. Losee seconds. All in favor, say
24 aye. Any opposed?

25 [The motion carried unanimously.]

1 ***

2 MS. WUCINSKI:

3 I believe the Board Chair will entertain
4 a motion to grant the Application for
5 Reactivation of a License to Practice as
6 a Physician & Surgeon of Rachana Tyagi,
7 M.D.

8 CHAIRMAN LOISELLE:

9 Do I have a motion to approve?

10 MR. JOHNSON:

11 So moved.

12 MR. MITCHELL:

13 Second.

14 CHAIRMAN LOISELLE:

15 Acting Commissioner Johnson moves. Mr.
16 Mitchell seconds. All in favor, say
17 aye. Any opposed?

18 [The motion carried unanimously.]

19 ***

20 MS. WALTER:

21 I believe the Board would entertain a
22 motion to grant the Reactivation
23 Application of Mani Kavuru, M.D.

24 DR. JOSHI:

25 So moved.

1 MR. JOHNSON:

2 Second.

3 CHAIRMAN LOISELLE:

4 Dr. Joshi moves. Acting Commissioner
5 Johnson seconds. All in favor, say aye.
6 Any opposed?

7 [The motion carried unanimously.]

8 ***

9 MS. WALTER:

10 Numbers 34, 35, 36, and 37 on the
11 agenda, I believe the Board Chair would
12 entertain a motion to grant the Initial
13 Unrestricted Licenses of Paul Victor
14 Liszka, M.D., Arthur Buonaspina, M.D.,
15 Geoffrey H. Buncke, M.D., and Joseph
16 John, M.D.

17 CHAIRMAN LOISELLE:

18 Do I have a motion to approve those four
19 licenses?

20 MR. MITCHELL:

21 So moved.

22 DR. WOODLAND:

23 Second.

24 CHAIRMAN LOISELLE:

25 Mr. Mitchell moves. Dr. Woodland

1 seconds. All in favor, say aye. Are
2 there any opposed?

3 [The motion carried unanimously.]

4 ***

5 MS. WALTER:

6 Number 38 on the agenda, the Initial
7 Supervising Physician Application for
8 Nicole Larson, PA-C, I believe the Board
9 would entertain a motion to
10 provisionally deny the application.

11 CHAIRMAN LOISELLE:

12 Do I have a motion to deny?

13 MR. JOHNSON:

14 So moved.

15 DR. JOSHI:

16 Second.

17 CHAIRMAN LOISELLE:

18 Acting Commission Johnson moves. Dr.
19 Joshi seconds. All in favor of the
20 provisional denial, say aye. Any
21 opposed?

22 [The motion carried unanimously.]

23 ***

24 MS. WUCINSKI:

25 At agenda Item No. 39, I believe the

1 Board Chair will entertain a Motion to
2 Grant the Application for Initial
3 Unrestricted License for Michael James
4 Scott, M.D.

5 CHAIRMAN LOISELLE:

6 Do I have a motion to approve the
7 application?

8 DR. LOSEE:

9 So moved.

10 MR. MITCHELL:

11 Second.

12 CHAIRMAN LOISELLE:

13 Dr. Losee moves. Mr. Mitchell seconds.
14 All in favor of approval, say aye. Are
15 there any opposed? There are four
16 opposed. Dr. Valigorsky, Acting
17 Commissioner Johnson, Dr. Joshi, and Dr.
18 Woodland all voted in the negative.

19 [The motion carried. Dr. Valigorsky, Acting
20 Commissioner Johnson, Dr. Joshi, and Dr. Woodland
21 opposed the motion.]

22 ***

23 MS. WUCINSKI:

24 I believe the Board Chair will entertain
25 a motion to require Amber Marie Vrobel

1 to undergo a nationally recognized
2 reentry program.

3 DR. JOSHI:

4 So moved.

5 DR. WOODLAND:

6 Second.

7 CHAIRMAN LOISELLE:

8 Dr. Joshi moves. Dr. Woodland seconds.

9 All in favor, say aye. Any opposed?

10 [The motion carried unanimously.]

11 ***

12 MS. WALTER:

13 I believe the Board would entertain a
14 Motion to Grant the Reactivation
15 Application of Lynn Marie Konchanin,
16 M.D., after the Board considered her
17 motion for reconsideration.

18 CHAIRMAN LOISELLE:

19 Do I have a motion to approve the
20 reactivation?

21 DR. LOSEE:

22 So moved.

23 MR. JOHNSON:

24 Second.

25 CHAIRMAN LOISELLE:

1 Dr. Losee moves. Acting Commissioner
2 Johnson seconds. All in favor, say aye.
3 Any opposed?

4 [The motion carried unanimously.]

5 ***

6 MS. WALTER:

7 Number 42 on the agenda, I believe the
8 Board would entertain a Motion to
9 Reactivate the License of Physician &
10 Surgeon, Alexander Ralph Cobitz, M.D.

11 CHAIRMAN LOISELLE:

12 Do I have a motion to approve the
13 reactivation?

14 MR. MITCHELL:

15 So moved.

16 DR. LOSEE:

17 Second.

18 CHAIRMAN LOISELLE:

19 Mr. Mitchell moves. Dr. Losee seconds.
20 All in favor, say aye. Any opposed?

21 [The motion carried unanimously.]

22 ***

23 MS. WALTER:

24 Number 43 on the agenda, I believe the
25 Board would entertain a Motion to

1 Provisionally Deny the Application of
2 Pachavit Kasemsap, M.D., for Initial
3 Unrestricted License.

4 CHAIRMAN LOISELLE:

5 Do I have a motion denying?

6 DR. JOSHI:

7 So moved.

8 DR. LOSEE:

9 Second.

10 CHAIRMAN LOISELLE:

11 Dr. Joshi moves. Dr. Losee seconds.

12 All in favor, say aye. Any opposed?

13 [The motion carried unanimously.]

14 ***

15 MS. WALTER:

16 Number 44 on the agenda, I believe the
17 Board would entertain a Motion to Grant
18 the Reactivation Application of Saed Sid
19 Hussini, M.D.

20 CHAIRMAN LOISELLE:

21 Do I have a motion to approve the
22 reactivation?

23 MR. JOHNSON:

24 So moved.

25 DR. JOSHI:

1 Second.

2 CHAIRMAN LOISELLE:

3 Acting Commissioner Johnson moves. Dr.
4 Joshi seconds. All in favor, say aye.
5 Any opposed?

6 [The motion carried unanimously.]

7 ***

8 MS. WALTER:

9 Number 45 on the agenda, I believe the
10 Board would entertain a Motion to Permit
11 the Status Change of Physician &
12 Surgeon, Roshan Koozekanani, M.D., from
13 active retired to active.

14 CHAIRMAN LOISELLE:

15 Do I have a motion to approve the status
16 change?

17 MR. MITCHELL:

18 So moved.

19 MR. JOHNSON:

20 Second.

21 CHAIRMAN LOISELLE:

22 Mr. Mitchell moves. Acting Commissioner
23 Johnson seconds. All in favor, say aye.
24 Any opposed?

25 [The motion carried unanimously.]

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2 MS. WUCINSKI:

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CHAIRMAN LOISELLE:

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I believe the Board Chair will entertain a Motion to Adopt the Adjudication and Order of the Hearing Examiner for Alberto Antonio Marante Sr. M.D., File No. 19-49-010364.

Do I have a motion to approve?

DR. JOSHI:

So moved.

DR. LOSEE:

Second.

CHAIRMAN LOISELLE:

Dr. Joshi moves. Dr. Losee seconds.

All in favor, say aye. Any opposed?

[The motion carried unanimously.]

[Keith E. Loisel, Public Member, Chairman, noted the committee meeting following the regular Board meeting.]

For the Board's Information/Discussion - (cont.)

[Keith E. Loisel, Public Member, Chairman, referred to Senate Bill 870 regarding physician assistant

1 modernization.

2 Ms. Zerbe explained Senate Bill 870 has been
3 introduced by Senator Killion and is in the Senate
4 Consumer Protection & Professional Licensure Committee
5 under Senator Robert Tomlinson and will be coming to
6 his committee for a vote.

7 Ms. Wucinski noted the Board will respond
8 appropriately if it is made into law.

9 Chairman Loiselle questioned whether there are
10 any significant differences between the way agreements
11 are handled now and the way they would be handled with
12 respect to the physician assistants and their
13 interaction or positions on the Board.

14 Ms. Walter suggested reserving any comments from
15 the Board on how to implement the terms of the statute
16 until the final version has been passed and signed by
17 the governor.

18 Ms. Zerbe presented highlights of the bill that
19 include requesting a permanent seat on the Board in
20 place of the rotating seat that is shared with the
21 other nonphysician members, written agreements would
22 be filed versus approved, the countersignature would
23 be determined at the practice level, and ratios would
24 be determined at the practice level.

25 Acting Commissioner Johnson commented that the

1 change to the permanent status would change the Board
2 composition, which would be reflected in the rotations
3 of the allied health profession and offered to reach
4 out to policy to find out whether there are any
5 thoughts or concerns about the bill as drafted.

6 Chairman Loiselle questioned whether there would
7 no longer be a requirement to have agreements approved
8 by the Board and would the terms of the scope of
9 practice be a decision made at the practice level and
10 not approved by the Board as part of those agreements.
11 He also questioned whether this removes the Board's
12 authority to approve or deny a physician/physician
13 agreement.

14 Acting Commissioner Johnson noted that to be his
15 interpretation, where the parties to the agreement
16 would then be responsible for policing.

17 Chairman Loiselle stated he is not in favor of
18 removing the approval of physician/physician assistant
19 agreements out of the purview of the Board of
20 Medicine. He is also not in favor of the Board not
21 having purview to determine what is and is not within
22 the scope of practice. He noted that he agrees it is
23 a credentialing issue in hospitals and thinks it is
24 done very well in most hospitals that operate under
25 tight controls but is concerned with a private

1 practice physician who has an arrangement with a
2 physician assistant in that regard, where those
3 controls may not be in place and there might be other
4 reasons why scope of practice items would be at issue
5 that would go beyond protecting the citizens of
6 Pennsylvania.

7 Dr. Woodland noted concern with no limit to the
8 number of physician assistants that can be supervised
9 by a physician at one time.

10 Ms. Walter stated physicians and physicians'
11 assistants are still bound by all of the other rules
12 in the statutes and regulations for providing
13 appropriate care in those conditions.]

14 ***

15 [Keith E. Loisel, Chairman, Public Member, again
16 noted the Licensure Qualifications Committee Meeting
17 immediately following the regular meeting.]

18 ***

19 Adjournment

20 CHAIRMAN LOISELLE:

21 May I have a motion to adjourn the
22 meeting?

23 MR. JOHNSON:

24 So moved.

25 DR. JOSHI:

1 Second.

2 CHAIRMAN LOISELLE:

3 Acting Commissioner Johnson moves. Dr.
4 Joshi seconds. All in favor of
5 adjournment, say aye. Are there any
6 opposed to that?

7 [The motion carried unanimously.]

8 ***

9 [There being no other business, the State Board of
10 Medicine Meeting adjourned at 1:31 p.m.]

11 ***

12 CERTIFICATE

13

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

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22

Evan Bingaman,

23

Minute Clerk

24

Sargent's Court Reporting

25

Service, Inc.

STATE BOARD OF MEDICINE
REFERENCE INDEX

October 29, 2019

	TIME	AGENDA
1		
2		
3		
4		
5		
6		
7		
8		
9	9:05	Official Call to Order
10		
11	9:06	Introduction of Audience Members/Roll
12		Call
13		
14	9:10	Approval of Minutes
15		
16	9:10	Report of Prosecution Division
17		
18	9:44	Report of Acting Commissioner
19		
20	9:56	Report of Department of Health
21		
22	9:57	Report of Committee on Allied
23	10:01	Health-Related Professionals
24		
25	10:01	Report of Committee on
26	10:06	Legislation/Policy Development and
27		Review
28		
29	10:06	Report of Committee on Licensure
30	10:07	Qualifications
31		
32	10:07	Report of Board Chairman
33		
34	10:10	For the Board's Information/Discussion
35		
36	10:12	Report of Board Counsel
37		
38	10:25	Public Session
39		
40	10:27	Executive Session
41	1:04	Return to Open Session
42		
43	1:04	Motions
44		
45	1:18	For the Board's Information/
46		Discussion (Continued)
47		
48	1:31	Adjournment
49		
50		