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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 VIDEOCONFERENCE**

TIME: 10:41 A.M.

Tuesday, April 13, 2021

State Board of Medicine
April 13, 2021

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ALSO PRESENT:

- Susan DeSantis, PA-C, Pennsylvania Society of Physician Assistants
- Wesley J. Rish, Esquire, Rish Law Office, LLC
- Randy Stevens, Director of Legislative Affairs, Pennsylvania Orthotic & Prosthetic Society
- Mary Marshall, Director, Workforce & Professional Development, The Hospital and Healthsystem Association of Pennsylvania
- Lisa Claypool Stevenson, Senior Associate Counsel, University of Pittsburgh Medical Center
- Andrea Wandling, Human Resources Manager, Pennsylvania Association of Community Health Centers
- Andrew C. Harvan, Esquire, Pennsylvania Medical Society
- Jen Smeltz, Republican Executive Director, Senate Consumer Protection & Professional Licensure Committee
- Jerry J. Livingston, Democratic Executive Director, Senate Consumer Protection & Professional Licensure Committee
- Nicole Sidle, Majority Committee Executive Director, House Professional Licensure Committee
- Paul Farshad Yazdani, M.D.
- Tanya Miller, MS, LAT, ATC, Pennsylvania Athletic Trainers' Society
- Ted Mowatt, CAE, Vice President, Wanner Associates
- Chethan Byadgi, M.D.
- Travis Eckersley, Esquire, Oliver, Price & Rhodes

1 State Board of Medicine

2 April 13, 2021

3 ***

4 [Pursuant to Section 708(a)(5) of the Sunshine Act, at
5 9:00 a.m. the Board entered into Executive Session
6 with Dana M. Wucinski, Esquire, Board Counsel, and
7 Shana M. Walter, Esquire, Board Counsel, for the
8 purpose of conducting quasi-judicial deliberations on
9 a number of matters currently pending before the Board
10 and to receive the advice of counsel. The Board
11 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, April 13, 2021.
15 Mark B. Woodland, M.S., M.D., Chair, called the
16 meeting to order at 10:41 a.m.

17 ***

18 [Chair Woodland reminded everyone the meeting was
19 being recorded, and those who continued to participate
20 were giving their consent to be recorded.]

21 ***

22 Introduction of Board Members/Audience

23 [Chair Woodland announced the individuals in
24 attendance.]

25 ***

1 Approval of minutes of the March 9, 2021 meeting

2 CHAIR WOODLAND:

3 Do I have a motion to approve the
4 minutes?

5 DR. YEALY:

6 So moved.

7 CHAIR WOODLAND:

8 Do I have a second?

9 MR. DILLON:

10 Second.

11 CHAIR WOODLAND:

12 Any discussion about the minutes? I
13 know the minutes went back and forth.
14 There were a lot of edits, so this is
15 the final version with all the edits.
16 Hearing no discussion. All in favor of
17 approving the minutes, say aye. Any
18 abstentions? Any denials?

19 [The motion carried unanimously.]

20 ***

21 Report of Prosecution Division

22 [Mark B. Woodland, M.S., M.D., Chair, noted the report
23 of the Prosecution Division could be waived due to
24 prior discussion during Executive Session.]

25 MS. WALTER:

1 Pursuant to Section 708(a)(5) of the
2 Sunshine Act, the Board entered into
3 Executive Session this morning at 9 a.m.
4 for the purpose of conducting quasi-
5 judicial deliberations on a number of
6 matters pending before the Board and to
7 receive the advice of counsel. The
8 Board has discussed the Consent
9 Agreements presented today, along with
10 agenda items 25 through 36 in Executive
11 Session.

12 We will move on to Consent
13 Agreement Nos. 2 through 4 and 6 through
14 7. I believe the Board would entertain
15 a motion to accept the Consent Agreement
16 at number 2, Case No. 21-49-002306;
17 number 3, Case No. 20-49-007649; number
18 4, Case No. 21-49-003236; and number 6,
19 Case No. 19-49-017211.

20 CHAIR WOODLAND:

21 Do I have a motion to approve?

22 DR. YEALY:

23 So moved.

24 DR. SILVER:

25 Second.

1 CHAIR WOODLAND:

2 I have a motion and a second for 2, 3,
3 4, 6, and 7 on the agenda. Any
4 discussion? Hearing no discussion. All
5 in favor, say yea. All opposed, say no.
6 Any abstentions?

7 [The motion carried unanimously. The Respondent's
8 name in agenda item 2 is Joseph Nicholas DiCroce,
9 M.D.; item 3, Lora Lee Thaxton, M.D.; item 4, Jill S.
10 Meyer, M.D.; item 6, Walter F. Wrenn III, M.D.; and
11 item 7, Daniel Philippe Coachi M.D.]

12 ***

13 MS. WALTER:

14 Number 5 is VRP Case No. 21-49-003475,
15 number 8, Case No. 20-49-013667; number
16 9, Case No. 20-49-014754; and number 10,
17 Case No. 21-49-001331.

18 I believe the Board would entertain
19 a motion to accept these VRP Agreements.

20 CHAIR WOODLAND:

21 Do I have a motion to accept?

22 DR. DOMEN:

23 So moved.

24 MR. DILLON:

25 Second.

1 CHAIR WOODLAND:

2 Any discussion? Hearing no discussion.
3 All in favor, say yea. All opposed, say
4 nay. Any abstentions?

5 [The motion carried unanimously.]

6 ***

7 Report of Commissioner - No Report

8 ***

9 Report of Department of Health

10 [Mary Pat Howard, M.S., RN-BC, Executive Assistant of
11 Quality Assurance, provided an update on the pandemic,
12 noting all adults in Pennsylvania were eligible to
13 schedule a vaccine. She reported 3,088 additional
14 positive cases as of April 12, 2021, in addition to
15 3,362 reported on April 11, 2021, bringing the
16 statewide total to 1,075,424.

17 Ms. Howard stated the 14-day moving average is
18 9.5, which had increased from the last reporting but
19 lower than May 2020. She noted Pennsylvania was 11th
20 in the nation with vaccine administration and
21 encouraged everyone to visit the Department of
22 Health's website for updates.]

23 ***

24 Report of Committee on Health-Related

25 Professionals - No Report

1 ***

2 Report of Committee on Legislation/Policy Development
3 and Review - No Report

4 ***

5 Report of Committee on Licensure Qualifications - No
6 Report

7 ***

8 Report of Vice Chair

9 [Mark B. Woodland, M.S., M.D., Board Chair, announced
10 Dr. Domen would be representing the Board as a voting
11 member at the Federation of State Medical Boards
12 (FSMB) and will report on issues at the next meeting.]

13 ***

14 Report of Board Chair

15 [Mark B. Woodland, M.S., M.D., Board Chair, announced
16 Keith Loiselle was awarded the John H. Clark, MD
17 Leadership Award by the Federation of State Medical
18 Boards. He mentioned a video would be presented at
19 the upcoming Federation of State Medical Boards
20 Meeting. He congratulated Mr. Loiselle and noted
21 recognition for his service to the State.

22 Chair Woodland addressed the Pennsylvania
23 Department of Health diversity, equity, and inclusion
24 initiatives. He noted speaking with Brian Lentz,
25 Deputy Secretary for Health Innovation/Director of

1 Office of Operational Excellence, Department of
2 Health, who provided several initiatives, including
3 the State Health Assessment (SHA) and health equity.

4 Chair Woodland mentioned scheduling a Board
5 presentation in May or June.

6 Chair Woodland noted the Federation of State
7 Medical Boards Annual Meeting April 29-30, 2021, would
8 provide presentations toward diversity, equity, and
9 inclusion.

10 Chair Woodland stated the Federation also has a
11 foundation that undertakes educational and scientific
12 research projects designed to expand public and
13 medical professional knowledge and awareness of
14 challenges impacting health care and health care
15 regulations.

16 Chair Woodland addressed special grants, where
17 New York received \$100,000 after a project examining
18 the events during COVID and expediting knowledgeable
19 medical students early in order to create a pathway to
20 temporary licensure.

21 Chair Woodland also noted HonorHealth in Arizona
22 had a project that explored telehealth strategies and
23 its impact on health equity, Ohio Physicians Health
24 Program observed the pandemic and the impact on
25 wellness of physicians, and the Center for Connected

1 Health Policy at Public Health Institute in Sacramento
2 had a project on public access as well as audio access
3 for the Medicaid level of public assistance. He
4 announced that anybody could put forth a project to
5 apply for a grant through their state Board.

6 Chair Woodland was invited by the Federation to
7 become part of their education committee. He noted
8 the importance of the Board taking a more active level
9 at the national viewpoint and representing the State.

10 Chair Woodland noted the Department of Health and
11 Human Services Office of Inspector General's report
12 looking at the well-being of hospitals and what the
13 hospitals reported on the effect of the pandemic on
14 care delivery for the Board's review.

15 Chair Woodland mentioned substance use and opioid
16 addiction had been moving forward with a 17% increase
17 in the number of reported deaths in Pennsylvania from
18 August 2019 to August 2020.

19 Ms. Howard noted the Department of Health and
20 Human Services Office of Inspector General's report
21 was on the Department of Health's (DOH) website. She
22 also noted being in the early development stages of a
23 State Health Improvement Plan.

24 Chair Woodland commented that it would be
25 interesting to receive a report of their actions and

1 maybe get an annual report just for the State Board of
2 Medicine to know what direction to go as far as
3 providers and access.

4 On the topic of involvement with the Federation
5 of State Medical Boards, Mr. Dillon reported that he
6 was invited to join the FSMB'S Editorial Committee.

7 Chair Woodland questioned whether anyone else had
8 information to share or put forward for an
9 announcement on the upcoming agenda.

10 Commissioner Johnson questioned whether the State
11 Health Assessment would delve into various assessments
12 and surveys and tie in the provider information with
13 inclusion and equitable outcomes. He also questioned
14 how everything would be tied together and the
15 intersectionality between outcomes and inputs. He
16 also questioned whether there was any interest in
17 conducting a national assessment.

18 Chair Woodland commented that FSMB had made
19 recommendations that the states should be addressing
20 these issues as well. He noted charging forward with
21 the actions in Pennsylvania to not only report to the
22 constituents but also to the Federation.

23 Chair Woodland explained that the initiatives are
24 assessing state health issues and health equity, but
25 the Board's interface would be how providers

1 accommodate the issues discovered through the health
2 assessment, as well as the health equity issues, and
3 noting observations to the educational institutions
4 regarding curriculum to address the existing
5 disparities.

6 Chair Woodland requested Commissioner Johnson's
7 help, as well as the Department of Health and state
8 Board members, to get involved regarding bringing all
9 together to dovetail the providers and education of
10 providers to the needs of the state.

11 Ms. Howard mentioned having a huge provider
12 network involved and the use of many national
13 databases to analyze where Pennsylvania stood
14 nationally as well as individually as a state on the
15 development of the State Health Assessment. She noted
16 having a strong provider group in developing the State
17 Health Improvement Plan.

18 Chair Woodland noted the importance of the Board
19 being able to address issues of diversity, equity, and
20 inclusion, as well as the health status of the state,
21 to positively affect its insight in provider status
22 and educational institutions.]

23 ***

24 Report of Board Counsel

25 [Cynthia K. Montgomery, Esquire, Deputy Chief

1 Counsel/Regulatory Counsel, Department of State,
2 addressed 16A-4956 regarding acupuncturists and
3 practitioners of oriental medicine. She referred to
4 the draft annex revisions, where she and Ms. Wucinski
5 revised the English language proficiency requirements
6 to be consistent with the regulation as well as the
7 Act 41 licensure by endorsement regulation.

8 Ms. Montgomery stated an applicant would need to
9 demonstrate English language proficiency if they had
10 not taken the exam in English. She noted an
11 individual could demonstrate that their acupuncture
12 educational program was conducted in English or that
13 they achieved a scaled score of at least 83 or a
14 similar score acceptable to the Board on the internet-
15 based Test of English as a Foreign Language (TOEFL)
16 allowing a similar acceptable score recognizes that
17 there are variants of the TOEFL. The paper-delivered
18 TOEFL is very rarely used. The Board would have the
19 ability to revise the required score.

20 Ms. Montgomery also noted an individual could
21 demonstrate achieving a score of at least 350 on each
22 of the four subtests of the Occupational English Test
23 (OET) for any of the health-related professions or
24 demonstrating the achievement of a passing score on a
25 substantially equivalent English language proficiency

1 She noted receiving no public comments but did receive
2 a comment from IRRC. She referred to § 18.841(b)(2),
3 where it should read, precertification education
4 program approved by a credentialing organization
5 recognized by the Institute for Credentialing
6 Excellence (ICE), accredited by the National
7 Commission for Certifying Agencies (NCCA), and
8 approved by the Board.

9 Ms. Wucinski referred to § 18.841(d), where it
10 needed to say at least three times as suggested by
11 IRRC. She referred to § 18.842, where it should say
12 include all facets of scope of practice of orthotic
13 fitting care. She will place it back on the Board's
14 agenda for a vote after completion. She would address
15 all of the comments as part of the final rulemaking
16 package.

17 Ms. Wucinski addressed 16A-4955 regarding
18 physician assistants and updating the written
19 agreement requirements to provide a more detailed
20 explanation as to what is required, specifically with
21 a substitute supervising physician. She stated the
22 bill has been put aside based on the introduction and
23 reintroduction of Senate Bill 398, which is pending
24 legislation to essentially take away the authority of
25 the Board to approve written agreements. She

1 mentioned not wanting to put much time into updating
2 written agreement requirements when regulations may
3 have to be drafted to the contrary.

4 Chair Woodland suggested suspending any further
5 activity until there is a vote on the legislation and
6 reactivate interest later.

7 Mr. Eisenhauer commented on providing clarity of
8 the logistics and procedure if a primary supervising
9 physician becomes disabled to provide that
10 supervision, how that transition would occur, and
11 basically alter the rules of supervising physicians or
12 substitute supervising physician that is lacking in
13 the state law.

14 Mr. Eisenhauer stated the legislative initiatives
15 take a long time to get in place and having clarity on
16 this issue would be helpful to many practices and a
17 physician assistants (PAs). He suggested getting an
18 update for the next meeting on the movement of the
19 bill.

20 Dr. Yealy noted that a big portion of it is
21 helpful here, and by delivering clarity, only some of
22 it would become invalidated by that particular change.

23 Chair Woodland recommended suspending activity
24 and waiting for the report on the status of the bill
25 at the next meeting.

1 Ms. Walter informed the Board of a scam alert,
2 where the department as a whole, specifically the
3 State Board of Medicine, was receiving information
4 from licensees about attempted and successful scams of
5 licensees. She recommended visiting the Department
6 and State Board of Medicine's websites for more
7 information.

8 Ms. Walter informed the Board that licensees are
9 receiving telephone calls with individuals reporting
10 to be from the Bureau of Enforcement and
11 Investigation, stating that the licensee's license had
12 been suspended and they needed to cease practicing.
13 She noted allegations that the Federal Bureau of
14 Investigation (FBI) and the Drug Enforcement
15 Administration (DEA) were involved. She provided
16 reminders concerning contact and personal information
17 for licensees and applicants to follow.

18 Ms. Walter requested stakeholders remind
19 interested parties to be aware of phone calls from
20 individuals reporting to be from the Board. She noted
21 the department would soon be providing additional
22 information concerning the scam across various
23 platforms.

24 Ms. Walter mentioned that those whose license is
25 subject to suspension will receive notice by certified

1 mail and/or personal service.

2 Commissioner Johnson commented that all of the
3 information was on the website and implored colleagues
4 with the associations to also leverage their networks
5 to point individuals to those warnings on the Board of
6 Medicine's website.]

7 ***

8 For the Board's Information/Discussion
9 [Mark B. Woodland, M.S., M.D., Chair, noted the
10 current committee list.

11 Chair Woodland also noted upcoming 2021 and 2022
12 meeting dates.]

13 ***

14 For the Board's Information/Discussion - Old/New
15 Business

16 [Shana M. Walter, Esquire, Board Counsel, noted House
17 Bill 593 regarding the pharmaceutical company gift
18 ban. She referred to House Bill 642 regarding
19 telemedicine. She stated the Medical Practice Act
20 does not authorize or prohibit telemedicine, and the
21 telemedicine bill would require each Board to
22 promulgate regulations within 24 months and temporary
23 regulations within 120 days.

24 Ms. Walter referred to House Bill 19 regarding a
25 proposal to create a behavior analyst license category

1 under the State Board of Medicine.

2 Chair Woodland commented that House Bill 593
3 helps to further delineate what is acceptable, which
4 could be helpful to providers in the state.

5 Chair Woodland addressed House Bill 642 regarding
6 telehealth, noting it to be out of sync with some of
7 the insurance regulations, because insurance providers
8 are actually backing off from some of the
9 reimbursements for telehealth and televideo services,
10 which may be something to look at by legislators.

11 Chair Woodland noted House Bill 19 is basically a
12 definition of behavior analyst.

13 Commission Johnson implored stakeholders to reach
14 out to colleagues in legislature with respect to
15 concerns raised about oversight with regard to
16 reimbursement. That has been a persistent issue and
17 not something easy to fix once the legislation has
18 been published.

19 Chair Woodland commented that telehealth and
20 televideo have improved access to providers and should
21 not be limited by a video screen because that creates
22 a disparity. He noted to be careful of unintended
23 consequences and legislation that just speaks to
24 telehealth and not televideo health creating a more
25 disparate situation and eliminating equity from that

1 standpoint.

2 Dr. Silver reiterated the importance of
3 continuing and being reimbursed for televideo health
4 in all fields, particularly mental health. She stated
5 the legislature needs to be aware of this because
6 patients were getting more access to psychiatrists.

7 Ms. Wucinski addressed House Bill 912 regarding
8 amending the Medical Practice Act to add a section on
9 supervision of anesthesia care for anesthesia services
10 provided in hospitals, ambulatory care facilities, and
11 other health care facilities. She stated the bill
12 would constitute the practice of medicine and be
13 regulated by the Board. She noted the Department of
14 Health currently regulates hospital care.

15 Ms. Wucinski addressed House Bill 1022/Senate
16 Bill 425, which would amend the Medical Care
17 Availability and Reduction of Error (MCARE) Act to
18 provide additional details on informed consent. She
19 stated, under MCARE, a physician has a duty to obtain
20 an informed consent of a patient or the patient's
21 authorized representative prior to conducting
22 procedures, and the bill is meant to clarify that a
23 physician can delegate authority.

24 Ms. Wucinski addressed Senate Bill 398 regarding
25 physician assistants that would remove language

1 related to the supervision of physician assistants
2 that currently exists in the regulations and replace
3 it with standard language, such as the supervising
4 physician shall be responsible for the medical
5 services that a physician assistant renders.

6 Ms. Wucinski stated supervision will not require
7 onsite presence or personal direction of the
8 supervising physician. She noted it removed the
9 detailed information of the written agreement and
10 instead requires the written agreement to include the
11 physician assistant scope of practice.

12 Ms. Wucinski noted it also removes the four
13 supervisee limit and allows the supervising physician
14 to determine how many supervisees they want to
15 supervise.

16 Chair Woodland commented that bills should be
17 redone looking through the lens of diversity, equity,
18 and inclusion (DEI) and suggested eliminating the
19 pronouns used incorrectly in the corrections.

20 Chair Woodland expressed a concern regarding
21 unintended consequences of legislation like Senate
22 Bill 398, which changes the State Board of Medicine
23 and its makeup somewhat. He noted the Board has the
24 ability to set up a committee structure that allows
25 them to address a provider's specific needs at any

1 point in time. He stated the bill would change that
2 structure and make the State Board of Medicine more
3 disparate toward other organizations.

4 Commissioner Johnson questioned whether the bill
5 changes the responsibilities of the state Board or the
6 bureau with respect to the filing and review of the
7 agreements.

8 Ms. Wucinski explained that the bill would take
9 away the requirement that the Board approve the
10 agreements and the Board keep the agreements and would
11 require a written agreement be maintained by the
12 supervising physician.

13 Commissioner Johnson stated accountability would
14 be solely upon the provider and take the Bureau and
15 the Board out of the process with the shifting of the
16 oversight and accountability to the parties within the
17 agreement.

18 Chair Woodland referred to item 23, noting it is
19 under appeal and the Board will await additional
20 information.

21 Ms. Wucinski referred to the quarterly FSMB
22 update on the United States Medical Licensing
23 Examination (USMLE). She noted the FSMB held a
24 roundtable meeting on March 11, 2021, for the purpose
25 of discussing the discontinuation of the USMLE Step 2

1 Clinical Skills and discussed what their next steps
2 would be to enhance the clinical skills assessment.

3 Ms. Wucinski noted FSMB wanted to reevaluate the
4 current clinical skills competencies in the USMLE to
5 determine the ideal weighting of the competencies,
6 conduct a gap analysis, and envision potential
7 enhancements in assessments.

8 Ms. Wucinski mentioned that the roundtable also
9 answered important Board administrator questions,
10 including what successful completion of the USMLE
11 would be in the absence of the Step 2 CS, where USMLE
12 defines successful completion of its examination
13 sequence as passing Step 1, Step 2 CK, and Step 3.

14 Ms. Wucinski addressed the new eligibility
15 requirements for Step 3 in the absence of Step 2,
16 where USMLE said they will return to the eligibility
17 requirements that preceded the introduction of the
18 Step 2 CS in 2004.

19 Ms. Wucinski addressed the reporting of the Step
20 2 CS exam scores, where FSMB did consider options for
21 consistency, transparency, and fairness and voted to
22 continue reporting all relevant information.

23 Ms. Wucinski noted that test-takers may only have
24 four attempts at any step and would not be eligible
25 for other USMLE steps if they fail as of July 2021.

1 Mr. Dillon questioned how USMLE will reach out to
2 individual states for opinions when redoing their
3 standards.

4 Chair Woodland explained that it could be a
5 survey that is forwarded to all of the members of the
6 state Board for input or a joint statement from the
7 state Board regarding certain questions.]

8

9 Appointment - Bureau of Finance and Operations Annual
10 Budget Presentation

11 [Amanda Richards, Fiscal Management Specialist 2,
12 introduced herself and Kimberly Adams, Chief of Fiscal
13 Management, Bureau of Finance and Operations. She
14 addressed licensee population from a revenue
15 standpoint. She noted a licensee count of 67,946 in
16 FY 2016-2017 and 72,067 in FY 2018-2019, noting an
17 increase of 4,121 licensees. She reported a licensee
18 count of 79,304 in FY 2020-2021, which is an increase
19 of 7,237. She noted the recent total of 79,324
20 licensees, reflecting an increase of 20 licensees.

21 Chair Woodland questioned whether the expediential
22 increase is secondary to COVID and urgent licensure
23 issues.

24 Ms. Wucinski stated the emergency temporary
25 licenses and easy reactivations during COVID could

1 account for some of the numbers.

2 Chair Woodland questioned whether there was any
3 demographic data on the providers regarding race,
4 ethnicity, gender identity, or sexual orientation.

5 Commissioner Johnson commented that the bureau
6 does not capture that information and would need to be
7 conversions of the bureau, department of health, and
8 affiliated stakeholders to paint a picture of
9 providers.

10 Ms. Richards noted revenue by source. She
11 reviewed categories and actual revenue for FY 2018-
12 2019 and FY 2019-2020, noting the biennial total. She
13 noted 96.9% of revenue comes from renewals and
14 applications.

15 Ms. Richards stated Board expenses incur by direct
16 charges, timesheets, or licensee population. She
17 provided a categorical breakdown of expenses for FY
18 2018-2019 and FY 2019-2020 with a current budget for
19 FY 2020-2021 and expenses as of March 31, 2021. She
20 noted the current expenses, which is an increase. She
21 stated the current budget was adequate based on
22 expenses.

23 Chair Woodland commented that Board member
24 expenses decreased dramatically in the virtual world,
25 stating that the Board may need to invest in hardware

1 and software to have hybrid-type meetings to
2 facilitate the activity of the Board in the future.

3 Commissioner Johnson stated Board member expenses
4 were not a significant component of the budget, but
5 the long-term benefits of leveraging technology to
6 make Board meetings publically available and easily
7 accessible to all individuals should be discussed by
8 the Board based on the new reality.

9 Ms. Richards reviewed revenues and expenses for FY
10 2020-2021. She reported on the Board's balance by the
11 end of the fiscal year and by FY 2023-2024.

12 Chair Woodland noted issues for many institutions
13 regarding graduate medical education licensure issues,
14 stating a fee waiver would help because the
15 institutions are currently struggling.

16 Ms. Richards reviewed Board member expenses in FY
17 2018-2019 and in FY 2019-2020, and the current budget
18 for FY 2020-2021. She reported current expenses as of
19 March 31, 2021. She stated the budget would be
20 carried over to next year.

21 Chair Woodland addressed the importance of the
22 Board representing the state nationally. He mentioned
23 Dr. Domen had been on the FSMB Ethics and
24 Professionalism Committee for the last year and would
25 be representing the Board as a voting member. He also

1 noted Mr. Dillon was just appointed to the FSMB
2 Editorial Committee for the *Journal of Medical*
3 *Regulation*, and he himself was appointed to the FSMB
4 Education Committee.

5 Chair Woodland also announced Mr. Loiselles was
6 being honored as the inductee of the award for service
7 to State Boards of Medicine.

8 Ms. Richards mentioned that any money not spent
9 goes back into the restricted account for the Board's
10 use.]

11 ***

12 MOTIONS

13 Executive Session

14 MS. WUCINSKI:

15 I believe the Board would entertain a
16 motion to adopt as final the proposed
17 Adjudication and Order for Paul Farshad
18 Yazdani, M.D., Case No. 20-49-010776.

19 DR. YEALY:

20 So moved.

21 MR. EISENHAUER:

22 Second.

23 CHAIR WOODLAND:

24 We have a motion to go forward, Dr.
25 Yealy. Mr. Eisenhauer seconded. Any

1 further discussion? Hearing no further
2 discussion. All those in favor, say
3 yea. Any opposed, say nay. Any
4 abstentions?

5 [The motion carried unanimously. Dr. Valigorsky was
6 recused.]

7 ***

8 MS. WUCINSKI:

9 Agenda items 26 and 27. I believe the
10 Board would entertain a motion to adopt
11 as final the proposed Adjudications and
12 Orders for the following: Chethan
13 Byadgi, M.D., Case No. 20-49-004583;
14 William Hennessey, M.D., Case No. 20-49-
15 003231.

16 CHAIR WOODLAND:

17 Motion to approve?

18 DR. DOMEN:

19 So moved.

20 CHAIR WOODLAND:

21 Second?

22 MR. DILLON:

23 Second.

24 CHAIR WOODLAND:

25 We have a motion. Any further

1 discussion on these two items? All in
2 favor, say yea. Any opposed, say nay.
3 Any abstentions?

4 [The motion carried unanimously.]

5 ***

6 MS. WUCINSKI:

7 I believe the Board would entertain a
8 motion to grant the Application for
9 Initial License by Endorsement to
10 Practice as a Physician and Surgeon of
11 Zack Rosenbaum, M.D.

12 MR. DILLON:

13 So moved.

14 CHAIR WOODLAND:

15 We have a motion. Do I have a second?

16 DR. SILVER:

17 Second.

18 CHAIR WOODLAND:

19 Any further discussion? Hearing no
20 further discussion. All in favor, say
21 yea. Any opposed, say nay. Any
22 abstentions?

23 [The motion carried unanimously.]

24 ***

25 MS. WUCINSKI:

1 At agenda item 29, the Board has
2 directed the Board administrator to send
3 a letter to Dennis Parenti, M.D.
4 requesting additional information
5 related to his individual patient
6 diagnostic or therapeutic care in the
7 last 4 years.

8 ***

9 MS. WUCINSKI:

10 Agenda item 30. I believe the Board
11 would entertain a motion to direct the
12 Board administrator to send a standard
13 reentry letter to Steven Rouse, M.D.

14 MR. DILLON:

15 So moved.

16 CHAIR WOODLAND:

17 Second?

18 MS. HOWARD:

19 Second.

20 CHAIR WOODLAND:

21 Any further discussion? Hearing none.
22 Those in favor, say yea. Those opposed,
23 say nay. Any abstentions?

24 [The motion carried unanimously.]

25 ***

1 MS. WUCINSKI:

2 Agenda item 31. I believe the Board
3 would entertain a motion to deny the
4 request of Naureen Jessani, M.D. to
5 waive the reentry requirement.

6 DR. YEALY:

7 So moved.

8 DR. DOMEN:

9 Second.

10 CHAIR WOODLAND:

11 Any further discussion? Hearing none.
12 Those in favor, say yea. Those opposed,
13 say nay. Any abstentions?

14 [The motion carried unanimously.]

15 ***

16 MS. WUCINSKI:

17 Agenda item 32. I believe the Board
18 would entertain a motion to deny the
19 proposed Late Career Assessment through
20 LifeGuard in lieu of the Reentry Program
21 Clinical Skills Assessment for Richard
22 Allen Brown, M.D.

23 CHAIR WOODLAND:

24 Do we have a motion?

25 MR. DILLON:

1 So moved.

2 DR. YEALY:

3 Second.

4 CHAIR WOODLAND:

5 Any further discussion? Hearing none.

6 Those in favor, say yea. Those opposed,

7 say nay. Any abstentions?

8 [The motion carried unanimously.]

9

10 MS. WUCINSKI:

11 I believe the Board would entertain a
12 motion to approve the proposed Reentry
13 Clinical Skills Assessment by Affiliated
14 Monitor of Ahmed Kutty, M.D.

15 DR. SILVER:

16 So moved.

17 CHAIR WOODLAND:

18 Do we have a second?

19 DR. DOMEN:

20 Second.

21 CHAIR WOODLAND:

22 Any further discussion? All in favor,

23 say yea. All opposed, say nay. Any

24 abstentions?

25 [The motion carried unanimously.]

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MS. WUCINSKI:

I believe the Board would entertain a motion to deny the request of Gangadhar Madupu, M.D. to Consider the Reentry Requirements as fulfilled.

DR. YEALY:

So moved.

CHAIR WOODLAND:

Second?

MS. HOWARD:

Second.

CHAIR WOODLAND:

Any further discussion? All those in favor, say yea. All those opposed, say nay. Any abstentions?

[The motion carried unanimously.]

MS. WUCINSKI:

I believe the Board would entertain a motion to direct Board counsel to draft a nondisciplinary, nonpublic order granting a limited license to Juliet Asuzu, M.D. to practice under the auspices of a preceptorship.

1 DR. YEALY:

2 So moved.

3 CHAIR WOODLAND:

4 Second?

5 DR. DOMEN:

6 Second.

7 CHAIR WOODLAND:

8 Any further discussion? Hearing none.

9 All those in favor, say yea. All those
10 opposed, say nay. Any abstentions?

11 [The motion carried unanimously.]

12 ***

13 MS. WUCINSKI:

14 I believe the Board would entertain a
15 motion to grant authority to Board
16 counsel to settle the Commonwealth Court
17 appeal matter for Xiang Yuan, M.D., Case
18 No. 20-49-007744, which is docketed at
19 the Commonwealth Court at 868 C.D. 2020
20 as discussed in Executive Session.

21 CHAIR WOODLAND:

22 Do I have a motion?

23 MR. DILLON:

24 So moved.

25 DR. DOMEN:

1 final rulemaking.

2 Ms. DeSantis stated the Pennsylvania Society of
3 Physician Assistants (PSPA) would be more than willing
4 to answer any questions or provide any guidance but do
5 not have any content of the regulations.

6 Ms. Wucinski noted working on the regulation to be
7 placed on a future agenda.

8 Ms. DeSantis expressed a concern from stakeholders
9 who do not have the information to change from paper
10 to the online process. She requested information
11 regarding when the actual answers to the written
12 agreement questions would be received.

13 Commissioner Johnson commented that instructions
14 were provided to stakeholders a few months back and
15 were online regarding the written agreement process
16 for procedural questions. Questions of whether
17 someone should or should not provide certain
18 information were more advisory and must be addressed
19 on a case-by-case basis.

20 Ms. DeSantis mentioned that health systems have
21 the biggest concern regarding the delegate function
22 enacted in the legislation two years ago.

23 Commissioner Johnson explained that the online
24 process did not address the delegate functionality
25 that the administration programs requested. He did

1 note the delegate functionality was a separate
2 conversation, but with respect to the actual online
3 application, most of the answers are within the
4 instructions provided.

5 Ms. DeSantis commented that most of the inquires
6 came from original posts following a review of the
7 instruction packet with the PA and credentialing
8 person trying to sort through the process for an
9 actual application.

10 Ms. DeSantis also mentioned confusion regarding
11 the status tracker and whether that applied to
12 applications under the Board of Medicine.

13 Commissioner Johnson stated all of the
14 associations and a number of hospitals were invited to
15 the demo of the status tracker. He noted it to be an
16 external interface for licensees and external
17 interface for employers that give them the ability to
18 view an applicants' profile to assess the status of an
19 application and be able to provide additional
20 documentation requested as part of the follow-up
21 request.

22 Ms. DeSantis noted that individuals at the
23 hospital association and institutions and the
24 Pennsylvania Association Medical Staff Services were
25 not aware of that functionality and requested

1 additional clarification.

2 Commissioner Johnson informed Ms. DeSantis that
3 providers need to register in PALS and suggested a
4 specific organizations provide an email to Ms. Zerbe,
5 so the accounts can be activated for the status
6 tracker.

7 Chair Woodland addressed PAs meeting with the
8 health-related professions committee. He stated, as
9 issues come to light, committees may convene to
10 facilitate not only a better understanding but also to
11 promote a general discussion on the implementation and
12 cooperation in order develop strategies that would
13 assist the committees.]

14 ***

15 Adjournment

16 CHAIR WOODLAND:

17 I will entertain a motion to adjourn the
18 meeting.

19 DR. YEALY:

20 So moved.

21 MR. DILLON:

22 Second.

23 CHAIR WOODLAND:

24 Any further discussion on this? Our
25 next meeting will be the Tuesday before

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back in the meeting.

I will officially adjourn the meeting again and see everybody on May 25.

[There was no second to adjourn the meeting.]

[There being no other business, the State Board of Medicine Meeting adjourned at 12:35 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.

STATE BOARD OF MEDICINE
REFERENCE INDEX

April 13, 2021

TIME	AGENDA
9:00	Executive Session
10:30	Return to Open Session
10:41	Official Call to Order
10:41	Introduction of Board Members/Audience
10:48	Approval of Minutes
10:53	Report of Department of Health
10:56	Report of Committees
10:58	Report of Board Chair
11:14	Report of Board Counsel
11:34	For the Board's Information/Discussion
11:54	Appointment - Bureau of Finance and Operations Annual Budget Presentation
12:14	Motions
12:20	Public Session
12:32	Adjournment
12:33	Public Session (Continued)
12:35	Adjournment