

BOARD OF PODIATRIC MEDICAL EXAMINERS

OPEN SESSION MEETING

MINUTES

February 14, 2019

Room 110

The Public Session Meeting commenced at 1:14 PM, opened by Board President, Dr. Phillip Cohen.

Board members attending were Drs. Umezurike, Gottlieb, and Silverman. Consumer members present were Frona Kroopnick and Sharon Bunch. Board member Zachary Chattler, DPM was absent.

Board staff present: Eva Schwartz, Executive Director, Rhonda Edwards, AAG, Board Counsel, Sheri Henderson, Deputy Executive Director, Elizabeth Kohlhepp, Licensing Coordinator, and David Bruce, Investigator.

Representing MPMA: Richard Bloch, Esq., Executive Director, and Dr. Jay LeBow.

Guests present: Anna Gribble, Health Policy Analyst, PDMP.

COMAR 10.01.14.02.B:

Except in instances when a public body expressly invites public testimony, questions, comments, or other forms of public participation, or when public participation is otherwise authorized by law, a member of the public attending an open session may not participate in the session.

A. MINUTES:

1. Approval of minutes from the January 10, 2019 meeting.

The minutes from the January 10, 2019 meeting were approved unanimously, as submitted.

B. OLD BUSINESS:

1. None.

C. NEW BUSINESS:

1. PDMP Presentation.

Anna Gribble, Health Policy Analyst, PDMP, attended the meeting in Kate Jackson's stead. Ms. Gribble provided the Board with further information regarding the PDMP and their processes. Once providers log into the PDMP website, there will be a graph that will compare them and their prescribing habits with other prescribers within and outside of their specialties in the area. The PDMP is also working on including fact sheets, CDC guidelines, and information for safe prescribing habits on their websites for prescribers as well. Other educational resources the PDMP is working towards providing mailers to providers, to help identify patients who are potentially doctor shopping, and prescriber insight reports through CRISP.

Ms. Gribble explained that there is an Advisory “Board” which includes Dr. Umezurike. PDMP consults with the “Board” to gain input/feedback on potential procedures/regulations the PDMP could implement. Clinical prescribers, researchers, investigators, patients, and providers all have access to the PDMP prescribing records. Ms. Gribble made the Board aware that the only way the Drug Enforcement Administration (DEA) can obtain records from the PDMP is by subpoena, however the Office of Controlled Substance Administration (OCSA) will have access and notify the Health Care Occupation Board’s if a prescriber has been identified as a potential over prescriber. The Health Care Occupation Board will be the ultimate decision maker upon referral from the PDMP concerning disciplinary actions.

The Board asked for clarification on the process that a prescriber needs to follow when they are ready to write a prescription or prescription refill. Ms. Gribble stated that she would need to check with Kate Jackson on the process and get back the Board. The Board also inquired about the stance the PDMP had on the proposed SB 820- Public Health-Co-Prescribing, Prescribing and Dispensing Opioid Overdose Reversal Drugs. Ms. Gribble was not able to comment on the Bill.

2. From Kate Jackson - Board ED Situational Awareness: PDMP Sunset Evaluation and Annual Reports- Reports were previously distributed.

The Board received the PDMP Sunset Evaluation and Annual Reports for informational purposes.

3. HB 25- Public Health-Prescription Drug Monitoring Program- Revisions.

Ms. Gribble discussed proposed HB 25- Public Health- Prescription Drug Monitoring Program-Revisions with the Board. She explained that this Bill will now require PDMP to report possible over prescribing to OCSA. OCSA will then conduct their own investigation and if they confirm over prescribing, will notify the relevant Health Care Occupation Board for potential disciplinary action. Currently, the Bill is not out of Committee.

4. PDMP Enforcement Mtg w/Sec Neall.

Ms. Gribble included all information discussed at the meeting in her presentation to the Board earlier in the meeting.

5. Legislative update: 2/5/19.

The Board was given copies of current proposed Bills including SB 459 - Medical Records - Compulsory Process Reports - Advisory Protocol and Voluntary Training, SB 469 - Drugs and Devices – Electronic Prescriptions - Requirements, SB 498 – Prescription Drug Monitoring Program – Disclosure of Data – Managed Care Organizations, and HB 547 – State Board of Physicians – Naturopathic Doctors – Formulary Content and Scope of Practice. Bills disseminated for informational purposes.

6. FYI- Topics Quarterly Newsletter Volume 33/No. 4 Winter 2018 from Gordon, Feinblatt, Rothman, Hoffberger & Hollander, LLC.

The Board received a copy of Topics Quarterly Newsletter Volume 33/No. 4 Winter 2018 from Gordon, Feinblatt, Rothman, Hoffberger & Hollander, LLC for informational purposes.

7. NPDB Insights.

The Board received a copy of the National Practitioner Data Bank Insights for informational purposes.

8. HB 409- Drugs and Devices- Electronic Prescriptions- Requirements.

The Board reviewed HB 409 – Drugs and Devices – Electronic Prescriptions – Requirements and agreed to take no position on the Bill.

9. Telemedicine in Podiatry?

The Board reviewed Maryland Health Occupations Code § 1-901 and Maryland Health Occupations Code § 1-901 regarding telemedicine. The Maryland Board of Podiatry Statute is silent to the topic.

10. Review eligibility for FULL License:

a. Shadi Abboud, DPM

The above identified licensure candidate was approved unanimously for the issuance of a Full Maryland License.

D. OTHER:

1. Richard Bloch, MPMA, informed the Board that this legislative session, the MPMA decided not to submit the Podiatric Physician Bill or a Retroactive Denial Bill.

With no further business, the Board meeting concluded at 2:30 PM.

Respectfully submitted,

Sharon Bunch, Secretary/Treasurer