

**BOARD OF PODIATRIC MEDICAL EXAMINERS**

**OPEN SESSION MEETING**

**MINUTES**

**May 9, 2019**

**Room 110**

**The Public Session Meeting commenced at 1:07 PM, opened by Board President, Dr. Phillip Cohen.**

**Board members attending were Drs. Umezurike, Gottlieb, Chattler, and Silverman. Consumer members present were Frona Kroopnick and Sharon Bunch.**

**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 MDH: Kim Lang, PhD.**

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

**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 April 4, 2019 meeting.**

The minutes from the April 4, 2019 meeting were approved unanimously, as submitted.

**B. OLD BUSINESS:**

**1. HB1288/SB916 – Physicians – Dispensing Permit Exemption – Prepackaged Topical.**

The Board was made aware that HB1288/SB916-Physicians-Dispensing Permit Exemption-Prepackaged Topical passed and will be effective October 1, 2019. This bill authorizes a licensed physician to dispense certain prepackaged topical medications, without the present dispensing fee.

**2. HB 22 - Occupational Licenses or Certificates – Application Determinations – Use of Criminal History.**

The Board was made aware that HB 22 - Occupational Licenses or Certificates – Application Determinations – Use of Criminal History passed as amended and will be effective October 1, 2019. This bill prohibits the denial of an application for a license based solely on the applicant's prior criminal conviction, unless there is a direct relationship between the applicant's previous

conviction and the license sought. The Board will be able to decide whether or not to grant a license and if there are any restrictions placed on the license due to past criminal history. HB 22 was opposed by 8 boards, never the less, the Bill was signed into law.

### **3. HB 409/SB469 - Drugs and Devices – Electronic Prescriptions – Requirements.**

The Board was made aware that HB 409/SB469 - Drugs and Devices – Electronic Prescriptions – Requirements failed.

### **4. HB25/SB195 - Public Health – Prescription Drug Monitoring Program – Revisions.**

The Board was made aware that HB25/SB195 Public Health – Prescription Drug Monitoring Program – Revisions passed as amended and will be effective October 1, 2019. The Bill now requires instead of authorizes, the Prescription Drug Monitoring Program (PDMP) to review prescription monitoring data for indications of a possible misuse or abuse of a monitored prescription drug. The PDMP is then required to report the possible misuse or abuse to the prescriber or dispenser of the monitored prescription drug and to provide certain education to the prescriber or dispenser. The PDMP is also authorized to refer a certain violation of law or breach of professional standards to the Office of Controlled Substances Administration, licensing Board, etc. Ms. Schwartz informed the Board that she will be emailing the new regulations to all licensees and the MPMA.

### **5. HB466 – Prescription Drug Monitoring Program – Program Evaluation.**

The Board received a copy of HB466 – Prescription Drug Monitoring Program – Program Evaluation for informational purposes.

### **6. SB112 – Mandated Reports and Statutory Commissions, Councils, and Committees – Revisions.**

The Board received a copy of SB112 – Mandated Reports and Statutory Commissions, Councils, and Committees – Revisions for informational purposes.

### **7. HB931/SB940 – Health Care Facilities – Certificate of Need – Modifications.**

The Board was given a copy of HB 931 which was passed by the 2019 General Assembly. The Bill increases the number of operating rooms that would require a certificate of need from two to three. The Bill also provides that the certificate filed after October 1, 2019 shall be deemed approved, if the CON is uncontested and the Commission takes no final action within 120 days of the application being docketed.

## **C. NEW BUSINESS:**

### **1. Federation of Podiatric Medical Boards -2019 Annual Meeting**

The Board was given a copy of the slideshows presented at the Federation of Podiatric Medical Boards 2019 annual meeting for informational purposes.

### **2. Review eligibility for FULL License:**

**a. Christopher Bourke, DPM**

**b. Kristen Cadieux, DPM**

**c. Joseph DiStefano, DPM**

**d. Urja Shah, DPM**

**e. Jayson Atves, DPM**

**f. Michael Stott, DPM**

The above identified licensure candidates were approved unanimously for the issuance of a Full Maryland License.

**With no further business, the Board meeting concluded at 1:33 PM.**

**Respectfully submitted,**

**Sharon Bunch, Secretary/Treasurer**