

**MARYLAND BOARD OF PHYSICIANS
BOARD
OPEN MEETING MINUTES
4201 Patterson Avenue, Baltimore, MD
Room 100
November 16, 2022**

The Maryland Board of Physicians (the Board) met Wednesday, November 16, 2022 with the following members present **via conference call**:

Panel B

Damean W.E. Freas, D.O., Board Chair
Julie Caffrey, D.O.
Victor M. Plavner, M.D.
Carol E. Ritter, M.D.
Scott R. Sauvageot, Consumer Member
Martha Schaerr, Consumer Member
Richard T. Scholz, M.D.
Maxine E. Turnipseed, Consumer Member
Scott J. Wiesenberger, M.D.

Panel A

Mark D. Olszyk, M.D.
Mark D. Baganz, M.D.
Marie-Alberte Boursiquot, M.D.
Jon S. Frank, Consumer Member
Alvin L. Helfenbein, Jr., Consumer Member
Ira Kornbluth, M.D.
Chika Logie, M.D.
Kevin Pereira, M.D.
Louise Phipps Senft, Consumer Member
Ifeyinwa A. Stitt, M.D.

ABSENT: Natalie Orbach, PA-C; Matthew T. Wallace, M.D.; Lisa Burgess, M.D.

OFFICE OF ATTORNEY GENERAL STAFF PRESENT: Stacey Darin, Assistant Attorney
David Wagner, Assistant Attorney General

OFFICE OF ATTORNEY GENERAL STAFF VIA CONFERENCE CALL: David Finkler,
Assistant Attorney General

STAFF PRESENT: Christine Farrelly, Executive Director; Doreen Noppinger, Compliance
Manager; Zach Spivey, Probation Supervisor; Angela Gaither, Management Associate; Ally
Jones, Compliance Analyst Associate; Marty Teramani, Network Supervisor; Brittany Winborne,
Compliance Analyst Associate

STAFF PRESENT VIA CONFERENCE CALL: Ellen Douglas Smith, Deputy Director; Oriell
Harris, Compliance Analyst Associate; Linda Monroe, Allied Health Analyst; Felicia Wright,
Allied Health Supervisor

GUEST PRESENT VIA CONFERENCE CALL: Jennifer Norris, Chair, Physician Assistant
Advisory Committee (PAAC)

CALL TO ORDER

Dr. Freas, called the meeting to order at 9:02 a.m.

HOUSEKEEPING RULES - FYI for Board members

NEW BUSINESS

Physician Assistants Delegation Agreement Addendum for Advanced Duties

The Physician Assistant Advisory Committee (PAAC) determined that the following physician assistants meet the criteria for advanced duties established in statute and regulations, and voted to recommend approval of the addendum to the Board.

Previously Board Approved Procedures RECOMMENDED for APPROVAL:

Physician Assistant	Supervising Physician	Requested Procedure(s)	Practice Setting	Date of Approval of Core Duties DA
Ana Marcela Beard, PA-C	Edward George McFarland, M.D.	1. Joint Injections – Shoulder & Elbow	Hospital	11/29/10
Junnan Chen, PA-C	Steven B. Snyder, M.D.	1. Extract and Hydrate Skin by Hydrafacial 2. Hyperhidrosis Treatment by Miradry Instrument 3. Medical Aesthetic Laser for Acne, Skin Rejuvenation, Permanent Hair Reduction, Vascular Lesions and Other Application	Private Practice/ Other	Acknowledged Receipt on 6/5/22
Samuel R. Cox, PA-C	Harpal S. Khanuja, M.D.	1. Closed Reduction of Fractures 2. Closed Reduction of Dislocations 3. Arthrocentesis 4. Joint Injections 5. Skeletal Traction Pin Placement	Hospital	3/25/20
Kristen G. Davis, PA-C	Harpal S. Khanuja, M.D.	1. Joint Injections 2. Joint Aspirations (Arthrocentesis) – Knee	Hospital, Private Practice/ Other	11/28/18
Rachel Holler, PA-C	Vishal Hegde, M.D.	1. Knee Joint Injections/Aspirations 2. Greater Trochanteric Bursa Injections	Hospital, Private Practice/ Other	Acknowledged Receipt on 4/25/22
Kaitlin Elizabeth Jordan, PA-C	Oscar Enrique Galvis, M.D.	1. Transcranial Magnetic Stimulation – Initial Evaluation, Mapping, & Follow-Up	Private Practice/ Other	Acknowledged Receipt on 12/2/21
Jenna Leigh Lichtenberg, PA-C	Shobha Sikka, M.D.	1. Pelvic Floor Electrical Stimulation Therapy	Private Practice/ Other	Acknowledged Receipt on 8/31/22

Physician Assistant	Supervising Physician	Requested Procedure(s)	Practice Setting	Date of Approval of Core Duties DA
Jill Emily O'Malley, PA-C	Mihir Jani, M.D.	<ol style="list-style-type: none"> 1. Arthrocentesis with/without Ultrasound Guidance (shoulder, elbow, wrist, hand, knee, ankle) 2. Greater Trochanteric Bursa and Other Hip Tendon Injections 3. Joint Aspiration and/or Injection of any large, medium, small joints or bursa, including hand, wrist, elbow, shoulder, hip, ankle, feet, tendons, and Closed Reduction with or without Manipulation Simple or Uncomplicated Upper and Lower Extremity Fractures and Dislocations, using splinting and/or Hematoma Blocks 	Hospital	Acknowledged Receipt on 1/10/22
Jill Emily O'Malley , PA-C	Mihi Jani, M.D.	<ol style="list-style-type: none"> 1. Knee Arthrocentesis (Aspiration) 2. Knee Injection 3. Shoulder Injection 4. Wrist Injection 5. Finger Injection 6. Greater Trochanteric Hip Bursa Injection 7. Elbow Injection 	Private Practice/ Other	Acknowledged Receipt on 1/10/22
Dennis Wayne Rivenburgh, PA-C	John Henry Wilckens, M.D.	<ol style="list-style-type: none"> 1. Injections and Aspirations (Ankle/Foot, Hand, Elbow, Shoulder, Knee, Hip, Trochanteric Bursa) 2. Diagnostic and Injection Supported Ultrasound 	Hospital, Ambulatory Surgical Facility, Private Practice/ Other	6/26/19
Margaret M. Shea, PA-C	Adam E. Singleton, M.D.	<ol style="list-style-type: none"> 1. Botulinum Toxin (A/B) Injections (Neurotoxins) 2. Dermal Fillers 3. Platelet Rich Plasma (PRP) Injections 	Private Practice/ Other	Acknowledged Receipt on 7/25/22
Kathleen E. Skillin, PA-C	Carolynn Young, M.D.	<ol style="list-style-type: none"> 1. LEEP (Loop Electrosurgical Excision Procedure 	Private Practice/ Other	7/17/19

Physician Assistant	Supervising Physician	Requested Procedure(s)	Practice Setting	Date of Approval of Core Duties DA
Jason C. Stanford, PA-C	Amy Nicole Heyman, D.O.	1. Circumcision (Infant, Under Local Anesthesia)	Hospital	Acknowledged Receipt on 6/3/22

*On a motion made by Dr. Pereira, and seconded by Mr. Sauvageot, the Board voted to unanimously **APPROVE** all addendum requests to perform the aforementioned advanced duties.*

Psychiatrist's Assistant Application for Approval of Duties and Supervisory Relationship

The Board approved Dika Seltzer, PsA, and Natalie Susanne Beaty, M.D. Psychiatrist's Assistant Application.

*On a motion made by Dr. Scholz, and seconded by Dr. Plavner, the Board voted to unanimously **APPROVE** the above Psychiatrist's Assistant Application for Approval of Duties and Supervisory Relationship.*

Athletic Trainers Evaluation and Treatment Protocols for Approval

The Athletic Trainers Advisory Committee reviewed the Evaluation and Treatment Protocols, determined that the athletic trainers meet the criteria established in statute, and voted to recommend approval to the Board.

Athletic Trainer	License Number	Supervising Physician	License Number
Janna Adams, ATC	A01511	Gabriel Petruccelli, M.D.	D74959
Rebecca Cover, ATC	A01512	Wiemi Douoguih, M.D.	D60753
Zachary Rhoten, ATC	A01078	Jason Hammond, M.D.	D63660
Victoria Simonetti, ATC	A00602	Carter Mitchell, M.D.	D67371
Emily Strobino, ATC	A01469	Kenneth Fine, M.D.	D57027
Emily Strobino, ATC	A01469	Kirsten Poehling-Monohan, M.D.	D82089

*On a motion made by Mr. Sauvageot, and seconded by Mr. Frank, the Board voted to unanimously **APPROVE** the aforementioned Athletic Trainers Evaluation and Treatment Protocols.*

Allied Health Committee Appointments for Approval

Perfusion Advisory Committee

- Marihelen A. Owens, CCP

*On a motion made by Ms. Turnipseed, and seconded by Dr.Scholz, the Board voted to unanimously **APPROVE** the appointment to the PAC.*

Genetic Counseling Advisory Committee

- Carolyn D. Applegate, C.G.C.
- Katharine A. Bisordi, M.S., M.G.C., C.G.C.
- Margaret Faust Gallegos, C.G.C.

*On a motion made by Ms. Turnipseed, and seconded by Dr.Scholz, the Board voted to unanimously **APPROVE** the appointments to the GCAC.*

POLICY/LEGISLATION

Proposed Regulations – Investigative Interviews

Mr. Dudzic provided an update regarding proposed regulations defining investigative interviews and the role of counsel in such discussions. He attended a stakeholder's meeting on September 12, 2022. At this meeting, stakeholders discussed the proposed regulations, including eight defense attorneys who regularly appear before the Board, representatives from professional associations, and other organizations. Mr. Dudzic informed the Board that feedback regarding the proposed regulations was overall positive. Based on this feedback, Board staff recommended that the draft regulations proceed to the next step in the promulgation process and be posted on the Board's website to solicit public comment.

*On a motion made by Ms. Senft, and seconded by Dr. Wiesenberger, the Board voted to unanimously **APPROVE** the Proposed Regulations for Investigative Interviews to proceed with the promulgation process and be posted on the Board's website to solicit public comments.*

Maryland Physician Assistant Modernization Act Follow-up for Discussion

Mr. Dudzic provided an update regarding legislation proposed by the Maryland Academy of Physician Assistants ("MdAPA") for the 2023 session of the Maryland General Assembly. Board staff met with representatives from MedChi and MdAPA on October 25, 2022, and received the draft language. This language would remove the supervisory relationship between a physician and a physician assistant and delegation agreements and replace them with a collaborative agreement. Under the proposed language, all duties performed by physician assistants would not be subject to Board approval and would instead be at the practice level.

EXECUTIVE DIRECTORS REPORT

Ms. Farrelly provided the following update:

1. The final Reciprocity Memorandum of Understanding (MOU) for VA and DC is currently being reviewed by Mr. Finkler, and IT is testing an abbreviated application for Reciprocity to prepare for the January 1st launching of the application for physicians.
2. Licensure by Endorsements for physicians will go live on January 1, 2023, for those applicants who meet the Board-approved criteria.

3. We are still working with the FSMB on an API Pilot Project which will facilitate data being imported from FSMB. This, in turn, will eliminate the need for physicians to obtain paper credentials and expedite the licensure process.
4. Ms. Douglas Smith, Mr. Finkler, and Ms. Farrelly attended Committee Meetings and the Full Commission Meeting of the Interstate Medical Licensure Compact Commission (IMLCC). Ms. Farrelly is no longer Vice-Chair. However, the current Chair of the Rules and Administrative Committee reported to the full Commission that the Committee unanimously recommended that Ms. Farrelly become Committee Chair following the current Chair's retirement. The IMLCC passed a rule that appears to conflict with the statute. Additionally, staff and counsel have identified significant concerns with irregularities and potential bias during the RFP process, including deliberately delaying a vote so it could be considered by the Executive Committee rather than the full Commission.

*On a motion made by Dr. Baganz, and seconded by Dr. Boursiquot, the Board voted to unanimously **APPROVE** sending a letter concerning the irregularities in the RFP process for the "enhanced physician portal" and further requesting that the RFP, irregularities in the RFP process, any contract award, and all perceived conflicts of interest be presented to the full Commission meeting for a vote.*

BOARD COUNSEL'S REPORT

Ms. Darin reported a WIN in Baltimore City Circuit Court in the case of the Petition of Lisa Hernandez, RCP. Panel B issued a Final Decision and Order revoking Ms. Hernandez's respiratory care license based on her professional incompetence and unprofessional conduct. Ms. Hernandez filed an appeal but did not file the required appeal memorandum, and Board Counsel filed a motion to dismiss. On November 15, 2022, the Court held a hearing at which Ms. Hernandez did not appear, and the Court granted the Board's motion to dismiss Ms. Hernandez's appeal.

APPROVAL OF MINUTES

- October 26, 2022

*On a motion made by Dr. Wiesenberger, and seconded by Dr. Plavner, the Board voted to unanimously **APPROVE** the full Board and Panel minutes.*

OTHER BUSINESS – FYI ONLY

- Physician Assistant Advisory Committee Meeting Minutes – October 12, 2022

ADJOURNMENT (The Board will adjourn to exercise its quasi-judicial and administrative functions.)

Submitted by,

Damean W. E. Freas, D.O.
Board Chair