

MARYLAND BOARD OF PHYSICIANS
OPEN MEETING MINUTES
April 30, 2014

The Maryland Board of Physicians (“the Board”) met Wednesday, April 30, 2014 at 9:20 a.m. with the following members present:

Andrea Mathias, M.D., Chair
Laura Henderson, M.D., Vice Chair
Suresh K. Gupta, M.D., Secretary/Treasurer
Brenda G. Baker
Jacqueline Brown
Alexis J. Carras
Carmen M. Contee
Gary J. Della’Zanna, D.O.
Jacqueline M. Golden

Suresh C. Gupta, M.D.
Avril M. Houston, M.D.
Jonathan Lerner, P.A.
John R. Lilly, M.D.
Celeste M. Lombardi, M.D.
Ahmed Nawaz, M.D.
Hilary T. O’Herlihy, M.D.
Robert P. Roca, M.D.;
Beryl J. Rosenstein, M.D.
Devinder Singh, M.D.

ABSENT: Edward J. Brody; Deborah R. Harrison

STAFF PRESENT: Christine Farrelly, Acting Executive Director; Ellen Douglas Smith, Acting Deputy Director; David Finkler, Assistant Attorney General; David Wagner, Assistant Attorney General; Wynne Hawk, Policy & Legislation Manager; Mark Higby, IT Manager; Stacie Hobbs, Management Associate; Felicia Jackson, Allied Health Analyst; Brenda Jones, IT Support; Matisia Jones, Management Associate; Regina Rouchard, IT Support; Dierdra Rufus, Licensure Supervisor; Ronald Sherrill, Allied Health Analyst; Chris Triplett, IT Support; Phyllis Washington, Allied Health Analyst

GUESTS: Kari R. Bailey, MBP Athletic Trainer Advisory Committee; John Bielawski, MBP Athletic Trainer Advisory Committee; Lori Bristow, MBP Athletic Trainer Advisory Committee; V. Cothran, MBP Athletic Trainer Advisory Committee; Tom Jackson, DHMH Central Services Division; Stanford Coleman, M.D., Righttime Medical Care; Robert W. Frazier, M.D., Righttime Medical Care; Jon Gonella, Righttime Medical Care; Robert Graw, Righttime Medical Care; Paul Hanley, Righttime Medical Care; Keith Amberman, MBP Perfusion Advisory Committee; Shelley Brown, MBP Perfusion Advisory Committee; Kelly Fiala, Athletic Trainer (Salisbury University); Thom Hartnett, Lung Bioengineering, Inc.; Jordan Shin, Lung Bioengineering, Inc.; Steve Wise, Lung Bioengineering, Inc.; Karen Kennedy, The Living Legend Foundation

CHAIR’S CALL TO ORDER/CHAIR REPORT/EXECUTIVE COMMITTEE REPORT -
Noting a quorum of the Board Dr. Andrea Mathias, Chair, called the meeting to order at 9:20 p.m.

POLICY- Wynne Hawk presented a wrap-up of the 2014 Legislative session to the Board. Ms. Hawk provided the Board with the Sine Die Report, Final Bill Tracker, and MedChi’s final report for review. She reported that three Bills passed that have a direct impact on Board operations (the Clean-up Bill, revisions to the Perfusionists Act, and the Naturopaths Bill).

RENOVATIONS UPDATE- Tom Jackson, DHMH Central Services Division, provided the Board with copies and an explanation of the overview for the renovations after which a question and answer session was held.

PRESENTATION: ATHLETIC TRAINER ADVISORY COMMITTEE (ATAC)-

John Bielawski, ATC Chair, Valerie Cothran, MD, Karl Bailey, ATC, and Lori Bristow, ATC, Committee members, were present as well as Kelly Fiala, ATC, Associate Professor, Salisbury University and Associate Dean at Seidel School. Ms. Fiala presented an overview of the profession that included educational requirements, accreditation standards, and practice settings.

PRESENTATION: PHYSICIAN ASSISTANT ADVISORY COMMITTEE (PAAC)-

Mark Dills, PA-C, Chair of the PAAC, presented an overview of the profession, that included the role of physician assistants, educational requirements, accreditation, and practice settings as well as the role of the Committee and its process.

Mr. Dills explained the site visit he conducted at Righttime Medical Care. He explained the mini C-arm based training Righttime Medical Care provides to their physician assistants.

PRESENTATION: PERFUSIONIST ADVISORY COMMITTEE & UNITED THERAPEUTIC CORPORATION-

Thom Hartnett, Jordan Shin, and Steve Wise, representatives from Lung Bioengineering, Inc. (LBI), presented to the Board an overview of the Ex Vivo Lung Perfusion (EVLV) procedure. LBI believes that the EVLV procedure is not the practice of perfusion.

Keith Amberman, CCP, LP and Shelley Dulik-Brown, CCP, LP, members of the MBP Perfusion Advisory Committee (PAC), expressed to the Board their disagreement with LBI's presentation. They felt that the EVLV procedure is the practice of perfusion. The members argued that a licensed perfusionist should perform the EVLV procedure.

On a motion made by Dr. Rosenstein and seconded by Dr. Carras, the Board voted 14-2-0 that **ORGAN PROCUREMENT PROCESS DOES NOT FALL UNDER THE PRACTICE OF PERFUSION.**

On a motion made by Dr. Mathias and seconded by Dr. Carras, the Board voted unanimously that **FOR THE PURPOSES OF THIS STUDY, FOR NO LONGER THAN ONE YEAR, THE PRACTICE OF EX VIVO LUNG PERFUSION (EVLV) IS CONSIDERED A DELEGATED ALLOWABLE TASK UNDER THE TITLE WHICH ALLOWS DELEGATION OF TECHNICAL ACTS BY A PHYSICIAN TO A LICENSED ASSISTANT WITH EXCEPTION FOR ACTS WHICH ARE NORMALLY UPHOLD IN A SURGICAL DELEGATED ACT. THIS DETERMINATION IS SUBJECT TO ALL OTHER REGULATORY REQUIREMENTS.**

ACTION AGENDA

1. Athletic Trainers

On a motion made by Dr. Houston and seconded by Ms. Baker, the Board voted unanimously to **APPROVE** the following list of Athletic Trainer Evaluation and Treatment Protocols:

Black, Terry
Delhierro, Miacarla
Doctor, Jason
Kahn, Michael
Seaken, Jeffrey
Shrader, Sydney
Windstein, Kimberly

On a motion made by Dr. Houston and seconded by Ms. Baker, the Board voted unanimously to **APPROVE application for ERIC HANSEN to perform regular athletic trainer duties. However, the Board DENIED the applicant's request to administer, evaluate and interpret results of immediate post-concussion assessment and cognitive testing (ImPact).**

2. Physician Assistant Delegation Agreement Addendums

On a motion made by Dr. Rosenstein and seconded by Dr. Lombardi, the Board voted unanimously to **APPROVE** the following list of Physicians Assistant Delegation Agreement Addendums.

Jon Gonellea, PA-C/Robert Graw, Jr., M.D.
Lisa Quarles, PA-C/Dennis Kane, M.D.
Courtney Steiert, PA-C/Jon Lowe, M.D.
Diane Whipple, PA-C/Mickey Mills, M.D.

On a motion made by Dr. Singh and seconded by Dr. Lombardi, the Board voted unanimously to **APPROVE** the following Physician's Assistant Delegation Agreement Addendum.

Katherine Jacobson, PA-C/Robert Montgomery, M.D.

4. FOR INFORMATION ONLY

- Open Meeting Minutes, Athletic Trainers Advisory Committee for February 11, 2014
- Open Meeting Minutes, Perfusion Advisory Committee for January 2, 2014
- Physician Initial License and Reinstatement Lists for February 2014, March 2014, and April 2014
- Physician Assistant Addendums List

- Physician Assistant Initial License and Reinstatement Lists
- Perfusionist Initial License List
- Polysomnographic Technologist Initial License List
- Athletic Trainer Licensure and Reinstatement Lists
- Respiratory Therapist, Radiographer, Radiologist Assistant and Medicine Technologist License and Reinstatement Lists
- Radiation Therapist, Radiographer, Radiologist Assistant & Medicine Technologist License and Reinstatement Lists

BOARD VOTE TO CLOSE SESSION

CLOSED SESSION: “Pursuant to Maryland State Government Annotated §10-501 et. seq., on a motion made by Dr. Singh and seconded by Dr. S. C. Gupta, the Board unanimously voted to close its meeting on April 30, 2014 at 3:30 PM, in rooms 108/109 for the purpose of complying with the Maryland Medical Practice Act that prevents public disclosures about particular proceedings or matters. Pursuant to Md. Hth. Occ. Ann. 14-411 (a) and (b), the Board is prohibited from disclosing any information contained in a proceeding record or file of the Board”

Lunch Break began 12:30 p.m.

Lunch Break ended 1:15 p.m.

SUMMARY OF CLOSED SESSION:

There was one motion for reconsideration.

Respectfully Submitted,

Suresh K. Gupta, M.D.
Secretary/Treasurer