

VERMONT BOARD OF MEDICAL PRACTICE
Minutes of the May 1, 2019 Board Meeting
Gifford Medical Center, Randolph, Vermont

Approved

1. Call to Order; Call the Roll; Acknowledge Guests:

William K. Hoser, PA-C, called the meeting to order at 12:15.

Members Present:

Brent Burgee, MD; Allen Evans; Francis J. Heald; Rick A. Hildebrant, MD; Patricia Hunter; Leo LeCours; David Liebow, DPM; Sarah McClain; Christine Payne, MD; Judy Rosenstreich; Marga Sproul, MD; Gillian L. Stearns-Parr, MD.

Others in Attendance:

David Herlihy, Executive Director; Paula Nenninger, Investigator; Scottie Frennier, Board Investigator; Karen LaFond, Operations Administrator; Margaret Vincent, AAG; Kassandra Diederich, AAG; Tim Blake; Kim Blake, MD; Patrick Clifford, MD; Grace Keller, Program Coordinator, Howard Center; Marge Bower, PA-C; John Brooklyn, MD – via phone.

Public Comment:

None

2. Approval of the Minutes of the April 3 and April 17, 2019 Board Meetings:

Ms. McClain moved to accept the minutes of the April 3, 2019 meeting. Dr. Liebow seconded the motion. The motion passed; opposed: none; recused: none; abstained: none.

Dr. Liebow moved to accept the minutes of the April 17, 2019 meeting. Dr. Stearns seconded the motion. The motion passed; opposed: none; recused: none; abstained: none.

3. Board Issues (Mr. Hoser):

Mr. Hoser stated that he and Ms. Hunter and Mr. Herlihy attended the annual Federation of State Medical Boards conference, and they will report out to the board at the June meeting. He stated that one of the highlighted topics was Gender and Sexual Boundary issues and they will present about that and other topics in June.

4. Administrative Update (Mr. Herlihy):

Mr. Herlihy stated that he will be attending an outreach event with John Brooklyn, MD on May 29th at Norwich University on the topic of Controlled Substance Prescribing, highlighting the topic of prescribing stimulants.

Mr. Herlihy told the Board he plans to start the discussion about the September Board Retreat Agenda at the June meeting and will propose adding some of the topics from the FSMB conference. Two topics proposed for the agenda are "Trauma Informed" handling of cases, and strategic planning using an exercise from the FSMB conference that focused on medical regulation in the year 2029. He also noted that the Federation of State Physician Health Programs is releasing an update to its guidelines, so a review of the VPHP program in light of revised guidelines might be another topic.

5. Presentation of Applications:

Applications for physician and physician assistant licensure, and certifications of radiologist and anesthesiologist assistants were presented and acted upon as detailed in Appendix A, incorporated by reference into these minutes.

6. Presentations to the Board:

Howard Center Safe Recovery Program: Grace Keller, Program Coordinator, and Kim Blake, MD presented information to the Board about the Howard Center Safe Recovery Program. They explained that low-barrier buprenorphine prescribing is a description of access to care, not the standards followed by prescribers. Topics covered included statistics about participation, the rate at which participants' lives improve, and decreased mortality rates for individuals in treatment. Dr. Blake spoke about all the practice supports available to her as a prescriber, including administrative supports (VPMS checking, urinalysis administration) and professional services (psychiatric consultations and referrals).

7. Recess; Convene hearing to discuss any stipulations or disciplinary matters that are before the Board:

- **In re: Mark E. Logan, MD – Stipulation and Consent Order – MPN 182-1215**

Ms. Diederich addressed the Board, summarizing the facts leading up to the Stipulation and Consent Order. Mr. Heald made a motion to approve the Stipulation and Consent Order. Ms. Rosenstreich seconded the motion. The motion passed; opposed: none; abstained: none; recused: North Investigative Committee.

8. Reconvene meeting; Executive Session to Discuss:

- **Investigative cases recommended for closure**

- **Other matters that are confidential by law, if any**

Dr. Hildebrant made a motion at 1:46 p.m. to go into Executive Session to discuss confidential matters related to investigations. Dr. Stearns seconded the motion. The motion passed; opposed: none; recused: none; abstained: none.

9. Return to Open Session; Board Actions on matters discussed in Executive Session:

Ms. Hunter made a motion at 2:11 p.m. to return to Open Session. Mr. Heald seconded the motion. The motion passed; opposed: none; recused: none; abstained: none.

Mr. LeCours, North Investigative Committee, asked to close:

MPN 153-1218 – Letter #1
MPN 032-0219 – Special Letter #1
MPN 036-0219 – Letter #1
MPN 035-0219 – Letter #1; Dr. Payne recused

Dr. Liebow made a motion to close the cases presented. Dr. Hildebrant seconded the motion. The motion passed; opposed: none; abstained: none; recused: 1 and North Investigative Committee.

Mr. Evans, Central Investigative Committee, asked to close:

MPC 125-1018 – Letter #1

Mr. LeCours made a motion to close the cases presented. Ms. McClain seconded the motion. The motion passed; opposed: none; abstained: none; recused: Central Investigative Committee.

Dr. Liebow, South Investigative Committee, asked to close:

MPS 154-1218 – Special Letter #1; Dr. Sproul
MPS 021-0219 – Special Letter #1
MPS 016-0219 – Letter #1
MPS 041-0319 – Letter #1

Mr. LeCours made a motion to close the cases presented. Dr. Stearns seconded the motion. The motion passed; opposed: none; abstained: none; recused: 1 and South Investigative Committee.

10. Board Actions on Committee recommendations with regard to any non-confidential matters:

None

11. Other Business:

Mr. Herlihy informed the Board that he will be out of the office next week attending National Guard duty. He also stated that he had received questions about communications some members received from Vermont Senate. Those messages had been sent around the time that the Board warned licensees about two scams targeting physicians. He advised that the messages are legitimate and are regarding confirmation of their appointments to the Board.

Legislative Update – Mr. Herlihy reviewed the status of pending legislation of interest to the Board.

- H. 116, a bill requested by the Physician Assistant Academy of Vermont (PAAV) that would revise PA regulation, will not be moving forward this legislative session. Mr. Herlihy noted that he and Mr. Hoser met with representatives of PAAV and while there is agreement on many points, PAAV had several issues with the Board's position. Given the short time before the end of the session, there would not be time to work through those differences. Because this was the first year of the biennium there will be time to discuss the points of disagreement before the beginning of the next session.
- H. 438, which is the bill containing the proposed language to update the Board's statute, will not be taken up this legislative session.
- H. 104, the OPR bill, as introduced had included language that proposed to modify scope of practice for pharmacists and optometrists. Those sections have been revised to studies. Other bills staff was tracking also proposed changes to scope of practice for other healthcare professions; none of those have been taken up this legislative session.

Board Policies: Mr. Herlihy continued the discussion regarding review of Board policies to determine what policies may need to be updated, or subjects that should be covered in policy, but are not. FSMB revised the model policy on use of social media and electronic communication related to medical practice. He will include that document for discussion at the June meeting. He asked members to take a look at existing policies and bring up suggestions for those in need of revision. Links to policies will be included with the June agenda.

12. Upcoming Board meetings, committee meetings, hearings, etc.: *(Locations are subject to change. You will be notified if a change takes place.)*

- **May 9, 2019, North Investigative Committee Meeting, 9:15 a.m., Vermont Department of Health, 108 Cherry Street, Conference Room 2C, Burlington, VT**

- **May 10, 2019, Central Investigative Committee Meeting, 9 a.m., Central Vermont Medical Center, Conf. Rm. 2, Berlin, VT**
- **May 15, 2019, Board meeting on pending applications, 12:10 p.m., Board of Medical Practice office, 108 Cherry Street, 2nd, Floor Burlington, VT (and via telephone)**
- **May 15, 2019, South Investigative Committee Meeting, 12:00 p.m., Asa Bloomer State Office Building, 4th Floor, Room #492, Rutland, VT**
- **June 5, 2019, Licensing Committee Meeting, 10:30 a.m., Gifford Medical Center, Red Clover Conference Room, Randolph**
- **June 5, 2019, Board Meeting, 12 p.m., Gifford Medical Center, Red Clover Conference Room, Randolph**

13. Open Forum:

None

14. Adjourn:

Mr. Hoser declared the meeting adjourned at 2:22 p.m.

Attachments: Appendix A

APPENDIX A

Presentation of Applications

Mr. Hoser moved for the issuance of physician licenses and physician assistant licenses for:

| | | |
|---------------------------------|------------------------------|--------------------------|
| Ahmed, Shahid MD | Apuzzo, Sergio MD | Bamford, Benjamin MD |
| Barcomb, Casey PA-C | Barker, Julia MD | Benmoussa, Jamilia, MD |
| Bhat, Vijay, MD | Castro, Alejandro | Chiang, Michael MD |
| Cohen, Ellen MD | DeTeso, Damon MD | Diaz Martinez, Gina MD |
| Disney, Cecilia MD | Duncan, Laura MD | Erani, David MD |
| Frye, Wendy MD | George, Douglas MD | Gray, Michael MD |
| Greenwald, Julie PA-C | Gustafson, Eric MD | Hoaglin, Michael MD |
| Howard, Mary MD | Jasra, Sakshi MD | Kalpakgian, Aram PA-C |
| Kao, Cyrus MD | Kapoor-Mohimen, Bonu MD | Kodali, Saranya MD |
| Lapinska, Karolina AA-C | Lester, Elizabeth MD | McWilliams, Geraldine MD |
| Nesbitt, John MD | Piette, Evan MD | Qureshi, Yasmeen MD |
| Roberts-Schultheis, Kimberly MD | | Sengstock, Gregory MD |
| Smith, Lawrence MD | Stupart, Shauna MD | Syed, Tanvir MD |
| Wahlberg, Elizabeth MD | Zeglin-Sawczuk, Magdalena MD | |
| Zirafi, Christine MD | Zuckerman, Anna MD | |

Recommended by Mr. Heald for licensure. Seconded by Mr. LeCours. The motion passed; opposed: none; abstained: none; recused: Ms. Rosenstreich.

Mr. Hoser moved for the issuance of limited temporary licenses to practice medicine for:

| | | |
|------------------------|------------------------|---------------------------|
| Alsofrom, Nicholas MD | Blau, Aaron, MD | Browne, Jason MD |
| Calkins, Elias MD | Carson, Elizabeth MD | Carson, Michael MD |
| Chung, Jessica MD | Crowder, Thomas MD | Cvitan, Alexander MD |
| D'Agostino, Erin MD | Daly, Madison MD | Dudek, Maxine MD |
| Elliott, Kayla MD | Everett, Wyll MD | Gallagher, Andrew MD |
| Goikhberg, Kasania MD | Gunalp, Cemile MD | Hardwick, Robert MD |
| Hartnett, Patrick MD | Heidari, Parisa MD | Hingre, Jonathan MD |
| Hjalmarsson, Britta MD | Janardhan, Arjun MD | Johnston, Margaret, MD |
| Kim, Alison MD | Koerper, Conrad MD | Krishnakumar, Chenthan MD |
| Lambert, Aaron MD | Levy, Seth MD | Liu, Kristen MD |
| Liu, Sarah MD | Marchese, Alexander MD | Maring, Elizabeth MD |
| Migliazzo, Joseph MD | Moaven, Aurasch MD | Newman, Eric MD |
| Nygaard, Cole MD | Osborn, Delaney MD | Pauley, Vivian MD |

| | | |
|-------------------------|----------------------|---------------------|
| Plochocki, Alexander MD | Power, Alexander MD | Robinson, Tobias MD |
| Rohrer, Noah MD | Rossi, Sean MD | Rowell, Jamie MD |
| Samon, Gon DPM | Seeker, Luke MD | Self, Quinn MD |
| Steinmetz, David MD | Sullivan, Chance, MD | Taylor, Dustin MD |
| Thomas, Ryan MD | Vandyke, Santana MD | Vogt, Anne MD |
| VanNostrand, Jessica MD | Waller, Brianna MD | Wunrow, Zachary MD |
| Zerebiec, Katherine MD | Zingiryan, Areg MD | |

Recommended by Dr. Stearns for licensure. Seconded by Ms. McClain. The motion passed; opposed: none; recused: Ms. Rosenstreich on Rohrer & Dudek; abstained: none.