

VERMONT BOARD OF MEDICAL PRACTICE
November 6, 2019
Red Clover Conference Room
Gifford Medical Center
Randolph, Vermont

*****REVISED*****

11:00 a.m. Licensing Committee

12:00 p.m. Vermont Board of Medical Practice

- 1. Call to Order; Call the Roll; Acknowledge Guests:**
- 2. Public Comment:**
- 3. Approval of Minutes of the October 2 and October 16, 2019 Board Meetings:**
- 4. Board Issues (Mr. Hoser):**
- 5. Administrative Update (Mr. Herlihy):**
- 6. Presentation of Applications (12:30 p.m. – 12:45 p.m.):**
- 7. Recess; Convene hearing to discuss any stipulations or disciplinary matters that are before the Board (1:15 p.m. – 1:45 p.m.)**
 - **In re: Arthur J. Esswein, MD – Licensing Matter – Stipulation and Consent Order**
 - **In re: Edward Peter Durling, PA-C – MPX 145-1019 – Stipulation and Consent Order**
- 8. Reconvene meeting; Executive Session to Discuss:**
 - **Investigative cases recommended for closure**
 - **Other matters that are confidential by law, if any**
- 9. Return to Open Session; Board Actions on matters discussed in Executive Session:**
- 10. Board Actions on Committee recommendations with regard to any non-confidential matters:**
- 11. Other Business:**
 - **Board of Medical Practice Officers**
Report of the Nominating Committee and election of Chair, Vice Chair, and

Secretary for terms beginning January 1, 2020.

- **Legislative Studies on Scope of Practice for Pharmacy and Optometry**
In October the Board received invitations to participate in two separate studies that were directed in Act 30, which became law in May and with an effective date of July 1. Mr. Herlihy will attend a meeting regarding optometry “advanced procedures” on November 8, 2019. Mr. Hoser will attend a meeting regarding pharmacist prescribing on November 14, 2019, and Dr. Bernstein will attend a second meeting on November 20, 2019. The objective for this discussion will be to establish Board positions that may be delivered at the meetings.
- **Continuous Query**
Previously the Board authorized staff to enroll all licensees in the NPDB Continuous Query service. Continuous Query allows the Board to submit identifying data for all licensees that causes all reports relating to the licensees to be delivered immediately upon publication. Without Continuous Query, the Board had relied on the imperfect process by which state boards receive notice of NPDB reports. Continuous Query is subscribed one year at a time. The purpose for this discussion is to provide members information about results of this first year and get direction from the Board on renewing the service.
- **VPMS Second Quarter of 2019 Prescribing Data**
Brief presentation about data released by the Vermont Health Department on controlled substance prescribing. The report is available online at: https://www.healthvermont.gov/sites/default/files/documents/pdf/HSRV_VPMS_quarterly_report_2019_q2.pdf.

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

- November 14, 2019, North Investigative Committee Meeting, 9 a.m., Vermont Department of Health, 108 Cherry Street, Conference Room 2C, Burlington, VT
- November 15, 2019, Central Investigative Committee Meeting, 9 a.m., Central Vermont Medical Center, Board Room, Berlin, VT
- November 20, 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)
- November 20, 2019, South Investigative Committee Meeting, 12:00 p.m., Asa Bloomer State Office Building, 4th Floor, Room #492, Rutland, VT

- **December 4, 2019, Licensing Committee Meeting, 10:30 a.m., Gifford Medical Center, Red Clover Conference Room, Randolph**
- **December 4, 2019, Board Meeting, 12 p.m., Gifford Medical Center, Red Clover Conference Room, Randolph**

13. Open Forum:

14. Adjourn: