



## MEDICAL BOARD OF CALIFORNIA QUARTERLY BOARD MEETING AGENDA



### MEMBERS OF THE BOARD

**President**

Dev GnanaDev, M.D.

**Vice President**

Denise Pines

**Secretary**

Ronald Lewis, M.D.

Michelle Bholat, M.D.

Michael Bishop, M.D.

Judge Katherine Feinstein (ret.)

Randy Hawkins, M.D.

Howard Krauss, M.D.

Kristina Lawson, J.D.

Sharon Levine, M.D.

Brenda Sutton-Wills, J.D.

David Warmoth

Jamie Wright, J.D.

Felix Yip, M.D.

Embassy Suites by Hilton

1325 E. Dyer Road

Santa Ana, CA 92705

Laguna/LaJolla Room

**Thursday, April 27, 2017**

**3:00 p.m. – 5:30 p.m.**

**Friday, April 28, 2017**

**9:00 a.m. – 3:00 p.m.**

(or until the conclusion of business)

Public Telephone Access – See Attached  
Meeting Information

**ORDER OF ITEMS IS SUBJECT TO CHANGE**

Action may be taken on any item listed on the agenda.

While the Board intends to webcast this meeting, it may not be possible to webcast the entire open meeting due to limitations on resources or technical difficulties.

Please see Meeting Information section for additional information on public participation.

<b>Thursday, April 27, 2017</b>
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**3:00 p.m.**

1. Call to Order/Roll Call/Establishment of a Quorum
2. Public Comments on Items not on the Agenda  
*Note: The Board may not discuss or take action on any matter raised during this public comment section, except to decide whether to place the matter on the agenda of a future meeting.  
[Government Code Sections 11125, 11125.7 (a)]*
3. Approval of Minutes from the January 27-28, 2017 Meeting
4. President’s Report, including notable accomplishments and priorities – Dr. GnanaDev
5. Board Member Communications with Interested Parties – Dr. GnanaDev
6. Discussion and Possible Action on 2018 Proposed Board Meeting Dates – Ms. Kirchmeyer

7. Discussion and Possible Action on Legislation/Regulations – Ms. Simoes
  - A. 2017 Legislation
    1. AB 40 (Santiago) CURES Database – Health Information Technology System
    2. AB 148 (Mathis) California Physician Corps Program – Practice Setting
    3. AB 182 (Waldron) Heroin and Opioid Public Education (HOPE) Act
    4. AB 505 (Caballero) Physicians and Surgeons – Probation
    5. AB 706 (Patterson) Medical Board of California – Licenses
    6. AB 715 (Wood) Workgroup Review of Opioid Pain Reliever Use and Abuse
    7. AB 845 (Wood) Cannabidiol
    8. AB 893 (Garcia, E.) Healing Arts – Employment at Pioneers Memorial Health Care District
    9. AB 1048 (Arambula) Health Care – Pain Management and Schedule II Drug Prescriptions
    10. AB 1204 (Mayes) Public Health – Emergency Prescriptions
    11. AB 1340 (Maienschein) Continuing Medical Education – Mental and Physical Health Care Integration
    12. AB 1368 (Calderon) Medi-Cal – Authorization Requests
    13. AB 1512 (McCarty) Opioid Addiction Prevention and Rehabilitation Act
    14. AB 1560 (Friedman) Nurse Practitioners – Supervision
    15. AB 1612 (Burke) Nursing – Nurse Midwives
    16. AB 1650 (Maienschein) Emergency Medical Services – Community Paramedicine
    17. SB 241 (Monning) Medical Records – Access
    18. SB 419 (Portantino) Oxycodone – Prescriptions
    19. SB 457 (Bates) Health Facilities – Outpatient Settings
    20. SB 554 (Stone) Nurse Practitioners – Independent Practice
    21. SB 641 (Lara) CURES – Privacy
    22. SB 746 (Portantino) Pupil Health – Physical Examinations
    23. SB 790 (McGuire) Health Care Providers – Gifts and Benefits
    24. SB 798 (Hill) Healing Arts – Boards
  - B. Status of Regulatory Actions
    1. Midwife Assistants, 16 CCR, sections 1379.01, 1379.02, 1379.03, 1379.04, 1379.05, 1379.06, 1379.07, 1379.08, and 1379.09
    2. Physicians on Probation, 16 CCR, section 1358
    3. Citation and Fine, 16 CCR, section 1364.10, 1364.11, 1364.13, and 1364.15
    4. Approved Postgraduate Training, 16 CCR, section 1321
8. Update from the Department of Consumer Affairs, which may include Updates pertaining to the Department’s Administrative Services, Human Resources, Enforcement, Information Technology, Communications and Outreach, as well as Legislative, Regulatory and Policy Matters – Mr. Burke
9. Presentation on the Outpatient Surgery Setting Program – Ms. Kirchmeyer
10. Update on the Marijuana Task Force – Dr. Krauss and Ms. Lawson
11. Update on the Disciplinary Demographics Task Force – Dr. Krauss and Ms. Wright
12. Update on the Physician Assistant Board – Dr. Bishop

**Recess**

**9:00 a.m.**

13. Call to Order/Roll Call/Establishment of a Quorum
14. Public Comments on Items not on the Agenda  
*Note: The Board may not discuss or take action on any matter raised during this public comment section, except to decide whether to place the matter on the agenda of a future meeting.  
[Government Code Sections 11125, 11125.7 (a)]*
15. Presentation on the Scope of Practice and Training for Medical Assistants – Ms. Webb
16. Executive Management Reports – Ms. Kirchmeyer
  - A. Administrative Summary, including budget, personnel, and technology updates
  - B. Enforcement Program Summary, including personnel, expert reviewer program, statistics, and enforcement unit updates
  - C. Licensing Program Summary, including personnel, statistics, and licensing unit updates
  - D. Update on the CURES Program, including registration and outreach information
  - E. Update on the Health Professions Education Foundation, including information on the Stephen M. Thompson Loan Repayment Program
  - F. Update on Coordination with State Agencies regarding Psychotropic Medications for Foster Children
  - G. Update on the Federation of State Medical Boards
  - H. Update on the Sunset Review Process
17. Update on the Implementation of the Physician Health and Wellness Program – Ms. Kirchmeyer
18. Presentation on the Clinical Competence Assessment Program and the Physician Enhancement Program – Peter Boal, Associate Director, and Nate Floyd, PEP Director, UC San Diego Physician Assessment and Clinical Education (PACE) Program
19. Presentation on the Aging Physician – David Bazzo, M.D., Director, Fitness for Duty Program, UC San Diego Physician Assessment and Clinical Education (PACE) Program
20. Update, Discussion, and Possible Action on Recommendations from the Licensing Committee – Dr. Krauss
21. Discussion and Possible Action on Charles University, 2<sup>nd</sup> Faculty of Medicine – Dr. Silva and Ms. Alameda
22. Update and Possible Action on Recommendations from the Midwifery Task Force – Dr. Bholat and Dr. Levine
23. Discussion and Possible Action on the Midwifery Advisory Council Appointment Set for Expiration on June 30, 2017 – Ms. Alameda
24. Vertical Enforcement Program Update from Health Quality Investigation Unit – Mr. Chriss and Ms. Nicholls

25. Vertical Enforcement Program Update from Health Quality Enforcement Section – Ms. Castro
26. Update from the Attorney General’s Office – Ms. Castro
27. Update on the Interim Suspension Order (ISO) Study – Ms. Kirchmeyer and Ms. Delp
28. Agenda Items for the July, 2017 Board Meeting in the San Francisco Area
29. Adjournment

## **Meeting Information**

This meeting will be available via teleconference. Individuals listening to the meeting will have an opportunity to provide public comment as outlined below.

**For Thursday April 27, 2017**

**The call-in number for teleconference comments is: (800) 230-1085**

**For Friday April 28, 2017**

**The call-in number for teleconference comments is: (800) 230-1085**

Please wait until the operator has introduced you before you make your comments.

To request to make a comment during the public comment period, press \*1; you will hear a tone indicating you are in the queue for comment. If you change your mind and do not want to make a comment, press #. Assistance is available throughout the teleconference meeting. To request a specialist, press \*0.

During Agenda Item **2** and **14** – Public Comments on Items Not on the Agenda, the Board has limited the total public comment period via teleconference to 20 minutes. Therefore, after 20 minutes, no further comments will be accepted. Each person will be limited to three minutes per agenda item.

During public comment on any other agenda item, a total of 10 minutes will be allowed for comments via the teleconference line. After 10 minutes, no further comments will be accepted. Each person will be limited to three minutes per agenda item.

Comments for those in attendance at the meeting will have the same time limitations as those identified above for individuals on the teleconference line.

**Please Note:** Because there is an audio delay, if you are participating by phone and simultaneously watching the Webcast, the Board recommends you turn off the sound to the Webcast for improved clarity.

*The mission of the Medical Board of California is to protect health care consumers through the proper licensing and regulation of physicians and surgeons and certain allied health care professions and through the vigorous, objective enforcement of the Medical Practice Act, and to promote access to quality medical care through the Board's licensing and regulatory functions.*

*Meetings of the Medical Board of California are open to the public except when specifically noticed otherwise in accordance with the Open Meeting Act. The audience will be given appropriate opportunities to comment on any issue presented in open session before the Board, but the President may apportion available time among those who wish to speak.*

*For additional information, call (916) 263-2389.*

**NOTICE:** *The meeting is accessible to the physically disabled. A person who needs a disability-related accommodation or modification in order to participate in the meeting may make a request by contacting Lisa Toof at (916) 263-2389 or [lisa.toof@mbc.ca.gov](mailto:lisa.toof@mbc.ca.gov) or send a written request to Lisa Toof. Providing your request at least five (5) business days before the meeting will help ensure availability of the requested accommodation.*