



MEDICAL BOARD OF CALIFORNIA

Protecting consumers by advancing high quality, safe medical care.

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Governor Edmund G. Brown Jr., State of California | Business, Consumer Services and Housing Agency | Department of Consumer Affairs

QUARTERLY BOARD MEETING AGENDA

MEMBERS OF THE BOARD

President

Denise Pines

Vice President

Ronald H. Lewis, M.D.

Secretary

Michelle Anne Bholat, M.D.

Dev GnanaDev, M.D.

Randy W. Hawkins, M.D.

Howard R. Krauss, M.D.

Kristina D. Lawson, J.D.

Sharon Levine, M.D.

Brenda Sutton-Wills, J.D.

David Warmoth

Jamie Wright, J.D.

Felix C. Yip, M.D.

Four Points by Sheraton

8110 Aero Drive

San Diego, CA 92123

Pavilion A

(858) 277-8888

Thursday, October 18, 2018

2:00 p.m. – 5:30 p.m.

Friday, October 19, 2018

9:00 a.m. – 2:00 p.m.

(or until the conclusion of business)

Public Telephone Access – See Attached
Meeting Information

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.

MEETING TIMES AND ORDER OF AGENDA ITEMS ARE SUBJECT TO CHANGE

Thursday, October 18, 2018

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 July 26–27, 2018 Quarterly Board Meeting
4. President’s Report, including notable accomplishments and priorities – Ms. Pines
5. Board Member Communications with Interested Parties – Ms. Pines
6. Presentation and Update on the Health Professions Education Foundation – Ms. Aspreco and Dr. Hawkins
7. Discussion and Possible Action on the American Board of Cosmetic Surgery’s Application for the Specialty Board Equivalency Recognition in California – Ms. Alameda and Dr. Fleming

8. 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 Federation of State Medical Boards (FSMB)
9. Discussion and Consideration of Committees and Task Forces – Ms. Pines and Ms. Kirchmeyer
10. Presentation and Update on the Controlled Substance Utilization Review and Evaluation (CURES) Program, including registration, mandatory usage, and outreach information – Ms. Kirchmeyer

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Friday, October 19, 2018

11. Call to Order/Roll Call/Establishment of a Quorum
12. 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)]
13. Discussion and Possible Action on Legislation/Regulations – Ms. Simoes
 - A. Implementation Plans for 2018 Legislation
 1. AB 505 (Caballero) Medical Board of California: Adjudication: Expert Testimony
 2. AB 710 (Wood) Cannabidiol
 3. AB 1751 (Low) Controlled Substances: CURES Database
 4. AB 1791 (Waldron) Physicians and Surgeons: Continuing Education
 5. AB 2086 (Gallagher) Controlled Substances: CURES Database
 6. AB 2138 (Chiu and Low) Licensing Boards: Denial of Application: Criminal Conviction
 7. AB 2193 (Maienschein) Maternal Mental Health
 8. AB 2311 (Arambula) Medicine: Trainees: International Medical Graduates
 9. AB 2461 (Flora and Obernolte) Criminal History Information: Subsequent Arrest Notification
 10. AB 2487 (McCarty) Physician and Surgeons: Education: Opiate-Dependent Patient Treatment and Management
 11. AB 2760 (Wood) Prescription Drugs: Naloxone Hydrochloride and Other FDA-Approved Drugs
 12. AB 2789 (Wood) Health Care Practitioners: Prescriptions: Electronic Data Transmission
 13. AB 2968 (Levine) Psychotherapist-Client Relationship: Informational Brochure
 14. AB 3115 (Gipson) Community Paramedicine or Triage to Alternate Destination
 15. SB 1109 (Bates) Controlled Substances: Schedule II Drugs: Opioids

- 16.SB 1448 (Hill) Healing Arts Licensees: Probation Status: Disclosure
- 17.SB 1480 (Hill) Professions and Vocations
- 18.SB 1495 (Committee on Health) Health

B. 2019 Legislative Proposals

C. Update on Pending Regulatory Actions

- 1. Approved Postgraduate Training, 16 CCR, section 1321
- 2. Physician Health and Wellness Program, 16 CCR, sections 1357.10, 1357.11, 1357.12, 1357.13, 1357.14, 1357.15, and 1357.16
- 3. Supervision Required for Physician Assistants, 16 CCR section 1399.545
- 4. Notice to Consumers, 16 CCR, sections 1355.4, 1378.5, 1379.4, and 1379.58

- 14. Presentation on Changes to the Vertical Enforcement Program – Ms. Kirchmeyer
- 15. Presentation on Medi-Cal Provider Oversight – Tanya L. Homman, Chief, Provider Enrollment Division, Department of Health Care Services
- 16. Update, Discussion, and Possible Action of Recommendations from the Midwifery Advisory Council Meeting – Ms. Holzer
- 17. Discussion and Possible Action to Amend Title 16, California Code of Regulations, Sections 1320 and 1321 Regarding Postgraduate Training – Ms. Webb and Ms. Alameda
- 18. Update on the Physician Assistant Board and Discussion of Optimal Team Practice – Mr. Sachs and Mr. Grant
- 19. Update from the Attorney General's Office – Ms. Castro
- 20. Update from the Department of Consumer Affairs, which may include updates on the Department's Administrative Services, Human Resources, Enforcement, Information Technology, Communications and Outreach, as well as Legislative, Regulatory, and Policy Matters – Patrick Le, Assistant Deputy Director, Board and Bureau Services
- 21. Future Agenda Items
- 22. 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, October 18, 2018 and Friday, October 19, 2018

Call in number: 888-455-9726

Passcode: 8280664 (callers will be asked to verbally provide this code to the operator to enter the meeting)

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 *2. Assistance is available throughout the teleconference meeting. To request a specialist, press *0.

During Agenda Item **2** and **12** – 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 requests 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 professionals 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 amount 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 Mary Kathryn Cruz Jones at (916) 263-2389 or marykathryn.cruzjones@mbc.ca.gov or send a written request to Mary Kathryn Cruz Jones. Providing your request at least five (5) business days before the meeting will help ensure availability of the requested accommodation.*