



MEDICAL BOARD OF CALIFORNIA

QUARTERLY BOARD MEETING AGENDA

May 18, 2023

9:00 am-5:00 pm

May 19, 2023

9:00 am -3:00 pm

(Or Until the Conclusion of Business)

DCA HeadQuarters

HQ 1 Hearing Room

1625 North Market Blvd

Sacramento, Ca 95834

Or via WebEx

Kristina D. Lawson, J.D.
President
Randy W. Hawkins, M.D.
Vice President
Laurie Rose Lubiano, J.D.
Secretary
Michelle Anne Bholat, M.D.
Ryan Brooks
Nicole A. Jeong
Asif Mahmood, M.D.
David E. Ryu
Richard E. Thorp, M.D.
Veling W. Tsai, M.D.
Eserick "TJ" Watkins
James M. Healzer, M.D.

[View Additional Meeting Information \(Materials, Webcasts, etc.\)](#)

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

Meeting times and order of agenda items are subject to change.

Please see last page for information on public participation.

Thursday, May 18, 2023

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, 111257(a)].
3. Approval of Board Meeting Minutes
 - A. December 1-December 2, 2022
 - B. February 8-9, 2023
 - C. March 23, 2023
4. President's Report, including notable accomplishments and priorities – Dr. Hawkins
5. Board Member Communications with Interested Parties – Dr. Hawkins
6. Executive Management Reports – Mr. Varghese
 - A. Administrative Summary, including budget, personnel, and technology updates.

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Phone: (916) 263-2389
www.mbc.ca.gov

- 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.
7. Updates from External Stakeholders
- A. Update from Department of Consumer Affairs – Ms. Gear
 - B. Update from the Health Quality Investigation Unit – Ms. Nicholls
8. Discussion and Possible Action on Legislation – Mr. Bone
- A. AB 242 (Wood) Critical Access Hospitals: Employment
 - B. AB 470 (Valencia) Continuing Medical Education: Physicians and Surgeons
 - C. AB 765 (Wood) Physicians and Surgeons
 - D. AB 796 (Weber) Athletic Trainers
 - E. AB 1070 (Low) Physician Assistants: Physician Supervision: Exceptions
 - F. AB 1369 (Bauer-Kahan) Out-of-State Physicians and Surgeons: Telehealth: License Exemption
 - G. AB 1395 (Garcia) Licensed Physicians and Dentists from Mexico Pilot Program: Requirements and AB 1396 (Garcia) Licensed Physicians and Dentists from Mexico Pilot Program: Requirements
 - H. AB 1646 (Nguyen) Physicians and Surgeons: Postgraduate Training: Guest Rotations
 - I. AB 1707 (Pacheco) Health Professionals and Facilities: Adverse Actions Based On Another State's Law
 - J. AB 1731 (Santiago) CURES Database: Buprenorphine
 - K. SB 339 (Wiener) HIV Preexposure Prophylaxis and Postexposure Prophylaxis
 - L. SB 372 (Menjivar) Department of Consumer Affairs: Licensee and Registrant Records: Name and Gender Changes
 - M. SB 373 (Menjivar) Board of Behavioral Sciences, Board of Psychology, and Medical Board of California: Licensees' and Registrants' Addresses
 - N. SB 345 (Skinner) Health Care Services: Legally Protected Health Care Activities
 - O. SB 524 (Caballero) Pharmacists: Furnishing Prescription Medications
 - P. SB 544 (Laird) Bagley-Keene Open Meeting Act: Teleconferencing
 - Q. SB 636 (Cortese) Workers' Compensation: Utilization Review
 - R. SB 784 (Becker) Health Care Districts: Employment
 - S. SB 815 (Roth) Healing Arts

Recess

Friday, May 19, 2023

9. Call to Order/Roll Call/Establishment of a Quorum
10. Discussion and Possible Action on Adoption of the Controlled Substances Prescribing Guidelines – Mr. Varghese
11. Discussion on the Initial Report of the Enforcement Monitor – Mr. Lombardo
12. Discussion on the Postgraduate Training License and Physician's and Surgeon's License Application Process – Ms. O'Connor
13. Discussion and Possible Action on the Requirement of Successful Progress Through 24 Months of Post-Graduate Training in the Same Program for Initial Renewal of a Physician and Surgeons License – Ms. O'Connor
14. Update and Possible Action Related to the Midwifery Advisory Council (MAC)- Ms. Wisner
 - A. Recommend Appointment of a License Midwife and a Licensed Physician to the MAC
 - B. Proposed Agenda for an Upcoming Meeting of the MAC
15. Discussion and Possible Action to Amend Title 16, California Code of Regulations, Sections 1364.10 and 1364.11 Regarding Citations and Fines – Ms. Webb
16. Future Agenda Items

CLOSED SESSION

17. Pursuant to Government Code Section 11126(a)(1), the Board will Convene in Closed Session to Discuss and Take Possible Action to Appoint an Executive Director.

RECONVENE IN OPEN SESSION IF NECESSARY

18. Adjournment

Due to technological limitations, if adjournment follows closed session, such adjournment will not be broadcasted. Adjournment will immediately follow closed session, and there will be no other items of business discussed.

Public Participation

While the Board intends to [livestream](#) this meeting, it may not be possible to livestream the entire open meeting due to limitations on resources or technical difficulties.

This meeting is also accessible to the public via WebEx. Links to the WebEx Event and instructions on how to connect have been added to this agenda, as well as the Medical Board of California's (Board) website.

During Agenda Items **2**, Public Comments on Items not on the Agenda, the Board has limited the total public comment period to forty minutes. Therefore, after forty 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 twenty minutes will be allowed for comments, apportioned between those participating in-person and those participating remotely. After twenty minutes, no further comments will be accepted. Each person will be limited to three minutes per agenda item.

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) 263-2318.

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 Jeannele Lopez at (916) 263-2318 or send a written request to Jeannele.Lopez@mbc.ca.gov. Providing your request at least five business days before the meeting will help ensure availability of the requested accommodation.

The mission of the Medical Board of California is to protect health care consumers and prevent harm 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, policy, and regulatory functions.
