MEDICAL BOARD OF CALIFORNIA

QUARTERLY BOARD MEETING AGENDA

Thursday, May 23, 2024
11:00 a.m. - 5:00 p.m.

Friday, May 24, 2024
9:00 a.m. - 3:00 p.m.

AMENDED AGENDA

(Or Until Conclusion of Business)

California Board of Accountancy
2450 Venture Oaks Way, Suite 420
Sacramento, CA 95833
(916) 263-3680

Via WebEx:
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 23, 2024

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 Minutes from the February 29 - March 1, 2024, Quarterly Board Meeting
4. President's Report, including notable accomplishments and priorities – Dr. Randy Hawkins, M.D.
5. Board Member Communications with Interested Parties – Dr. Randy Hawkins, M.D.
6. Executive Management Reports
   A. Technology Updates – Sean Eichelkraut
   B. Enforcement Program Summary, including personnel, expert reviewer program, statistics, and enforcement unit updates – Reji Varghese

Randy W. Hawkins, M.D.
President
Laurie Rose Lubiano, J.D.
Vice President
James M. Healzer, M.D.
Secretary
Michelle A. Bholat, M.D.
Hemant Dhingra, M.D.
Nicole A. Jeong, J.D.
Kristina D. Lawson, J.D.
Asif Mahmood, M.D.
Richard E. Thorp, M.D.
Veling W. Tsai, M.D.
Eserick "TJ" Watkins
Felix C. Yip, M.D.

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C. Licensing Program Summary, including personnel, statistics, and licensing unit update – Marina O'Connor

D. Administrative Summary, including budget, personnel – Reji Varghese

7. Updates from External Stakeholders

A. Update from the Department of Consumer Affairs – Melissa Gear

B. Update from the Health Quality Investigation Unit – Kathleen Nicholls and Stephanie Whitley

8. Discussion and Possible Action on Legislation – Aaron Bone

A. AB 796 (Weber) Athletic Trainers

B. AB 1991 (Bonta) Licensee and Registrant Records

C. AB 2164 (Berman) Physicians and Surgeons: Licensure Requirements: Disclosure

D. AB 2412 (Reyes) Healing Arts: California Body Contouring Council: Practitioners

E. AB 2860 (Garcia) Licensed Physicians and Dentists from Mexico Programs

F. AB 2864 (Garcia) Licensed Physicians and Dentists from Mexico Pilot Program: Extension of Licenses

G. AB 3030 (Calderon) Health Care Services: Artificial Intelligence

H. AB 3097 (Chen) Radiologist Assistants

I. ~~SB 233 (Skinner) Practice of Medicine: Arizona Physicians: Abortions and Abortion-related Care for Arizona Patients~~

J. SB 357 (Portantino) Vehicles: Physicians and Surgeon Reporting

K. SB 607 (Portantino) Controlled Substances

L. SB 636 (Cortese) Workers' Compensation: Utilization Review

M. SB 1468 (Ochoa Bogh) Healing Arts Boards: Informational and Educational Materials for Prescribers of Narcotics: Federal "Three Day Rule"

9. Discussion and Possible Action on a New Legislative Proposal to Allow a Physician and Surgeon Licensee who Fails to Meet the Requirements of Business and Professions Code Section 2097(a) to Renew their License – Aaron Bone

Recess

Friday, May 24, 2024

10. Call to Order/Roll Call/Establishment of a Quorum

11. Presentation on Successful Elements of Physician Health Programs

A. Christopher Bundy, M.D., Executive Medical Director, Washington Physicians Health Program

B. Paul Earley, M.D., Medical Director, Georgia Professionals Health Program

12. Discussion and Possible Action on Proposed Rulemaking and Proposed Responses to Public Comments Received During the 45-Day Comment Period on Originally Noticed Regulatory

Text for the Physician and Surgeon Health and Wellness Program (Title 16 California Code of Regulation Sections 1357 through 1357.16, and 1361.5 (c)(3)) – Kerrie Webb

13. Discussion and Possible Action on Proposed Regulations to Add Title 16 California Code of Regulations section 1352.3 (Fees for Petitions for Penalty Relief) and to Amend 16 CCR section 1359 (Petitions for Reinstatement or Modification of Probation) to Establish Fees for Petitions for Penalty Relief – Kerrie Webb
14. Update and Discussion on the Midwifery Advisory Council Meeting – Madeleine Wisner
15. Election of the Board President and Other Vacant Board Officers, if Necessary
16. Future Agenda Items
17. *CLOSED SESSION*

    Pursuant to Government Code section 11126(a)(1), the Board will meet in closed session to conduct the annual evaluation of the Executive Director.

RETURN TO OPEN SESSION

18. Adjournment

Public Participation

The meeting is accessible to the public via Webex. A link to the WebEx Event and instructions on how to connect will be added to the Medical Board of California's (Board) website approximately one week prior to the meeting date.

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.

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) 263-2389.

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 Angelaya Strother at (916) 263-2318 or email Angelaya.Strother@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 healthcare consumers and prevent harm through the proper licensing and regulation of physicians and surgeons and certain allied healthcare 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.