PUBLIC MEETING MINUTES: DELAWARE BOARD OF MEDICAL LICENSURE AND DISCIPLINE

MEETING DATE AND TIME: Tuesday, April 4, 2017, at 2:30 p.m.

PLACE: 861 Silver Lake Boulevard
         Second Floor Conference Room A
         Dover, Delaware

MINUTES APPROVED: May 2, 2017

MEMBERS PRESENT
Karyl Rattay, M.D., Professional Member, President
Gregory Adams, M.D., Professional Member
Barry Bakst, D.O., Professional Member
Garrett H. Colmorgen, M.D., Professional Member
Stephen Cooper, M.D., Professional Member
Georges A. Dahr, M.D., Professional Member
Mary Lomax, Ed.D Public Member
Sharon Williams-Mayo, Public Member
Joseph Parise, D.O., Professional Member
Malvine Richard, Ed.D, Public Member
Mary Ryan, Public Member
N.C. Vasuki, Public Member
Brian Villar, M.D., Professional Member

DIVISION STAFF/DEPUTY ATTORNEY GENERAL PRESENT
David Mangler, Division Director
Shauna Slaughter, Deputy Director
Patty Davis, Deputy Attorney General
Devashree Brittingham, Executive Director
Nicole Williams, Administrative Specialist III

MEMBERS ABSENT
Stephen Lawless, M.D., Professional Member
Janice Truitt, Public Member
Vonda Calhoun, Public Member

ALSO PRESENT
Drew Wilson, JD, Medical Society of Delaware
Ross Megargel, D.O., Emergency Medical Services
Roger Roy
Paula Paul, PA Council
Cheryl Heiks, Connections
CALL TO ORDER

Dr. Rattay called the meeting to order at 2:28 p.m.

REVIEW AND APPROVAL OF MINUTES

The Board reviewed the March 7, 2017 executive session and regular meeting minutes for approval. Mr. Vasuki moved, seconded by Dr. Parise, to approve both sets of minutes as written. By unanimous vote, the motion carried.

UNFINISHED BUSINESS

Results of Executive Session Discussion

The Board discussed the results of the executive session involving the review of investigations recommended for closure, letters of concern, or dismissal by Attorney General’s office.

After reviewing the results of the investigations, the Board determined in the exercise of its discretion, that the complaints not proceed further and that the following investigations be closed as noted without prosecution. Dr. Colmorgen moved, seconded by Dr. Parise. By unanimous vote, the motion carried.

Recommended for Closure without Questions


Dr. Colmorgen moved, seconded by Dr. Cooper, to accept the Consent Agreement and sign the order for Dilipkumar J. Joshi, M.D. By unanimous vote, the motion carried. Dr. Bakst abstained.

Review Consent Agreement – Pamela Sue Smith, M.D., Case No.: 10-126-15

Dr. Colmorgen moved, seconded by Dr. Cooper, to accept the Consent Agreement and sign the order for Pamela Sue Smith, M.D. By unanimous vote, the motion carried. Dr. Parise abstained.

Review and Approve Proposed Telemedicine Rule and Regulation

The Board reviewed and approved the proposed telemedicine rule and regulation. The proposed telemedicine regulation will be re-published on May 1. The Board’s consensus was to move forward without a second public rules and regulations hearing. An order was circulated or the Board’s signature.

Review and Consider Order from Rule to Show Cause Hearing for Dr. Carl Yacoub

Dr. Rattay reviewed and signed the final order from the Rule to Show Cause hearing for Dr. Carl Yacoub.
NEW BUSINESS

Approve Applications for Registration and Licensure

M.D.’s for Licensure

Dr. Cooper moved, seconded by Dr. Colmorgen, to approve the following medical doctors for a certificate to practice medicine, as all applicants had met the licensure requirements as set forth by statute. By unanimous vote, the motion carried.

Venkata Angirekula
Mary Burgoyne
Jeanne M. Franzone
Codrin Iacob
Abiodun Laoye
Louis Moyer
Mary Phillips
Nikita Shah
Anita Bapat
Louis Crevecoeur
Bruce Gibson
Vinal Jain
Janet Larson
Rula Nassar
Sheeba Rahman
Benjamin Slovis
Neil Baron
Martha Davidson
Christine Henry
Jorge Kudin
Michael Mastrangelo
Nicholas Risko
Kila Smith
Amrit Bhardwaj
Avnish Dhamija
Seonia Hutchinson
Joshua Kyle
Christopher Morrison
Kila Smith
Menna Berhane
Marian Droba
Syeda Hussain
Robert Lang
Seonia Hutchinson
Jeffrey Koff
Syeda Hussain
Robert Lang

D.O.’s for Licensure

Dr. Cooper moved, seconded by Dr. Colmorgen, to approve the following medical doctors for a certificate to practice medicine, as all applicants had met the licensure requirements as set forth by statute. By unanimous vote, the motion carried.

Lisa Attebery
Lisa Smale
David Fitzgerald
Alexandra Walker
Katie Johnson
Louis Papa
David Sheen

Physician Assistants for Licensure

Dr. Cooper moved, seconded by Dr. Parise, to approve the following Physician Assistants for licensure as noted below. By unanimous vote, the motion carried.

Douglas Amis
Alisa Freas
Kelsey McCormick
Kelsey Philipp
Nathan Turner

Physician Assistants for Prescriptive Authority – Controlled and Non-Controlled

Dr. Cooper moved, seconded by Dr. Parise, to approve the following Physician Assistants for controlled and non-controlled prescriptive authority as noted below. By unanimous vote, the motion carried.

Douglas Amis
Kimberly Pinto
Nathan Welle
Elizabeth Conway
John Przybylski
Alisa Freas
Keith Elsner
Colleen Smith
Kristen Stuart
Kelsey McCormick

Respiratory Care Practitioners

None
Paramedics

Dr. Cooper moved, seconded by Dr. Parise, to approve the following Paramedics for licensure as noted below. By unanimous vote, the motion carried.

Richard Baker    Candace Ernst    Jessica Hill    Benjamin Lewis    Nicholas Long
Mark Plumley

Acupuncture Practitioners

Dr. Parise moved, seconded by Dr. Baskt, to approve the following Acupuncture Practitioners for licensure as noted below. By unanimous vote, the motion carried.

Kathe Ana        Kelly Brown      Sarah Kushner    Mark Stoehr

Eastern Medicine Practitioners

None

Acupuncture Detoxification Specialists

None

Genetic Counselors

Dr. Colmorgen moved, seconded by Dr. Baskt, to approve the following Genetic Counselors for licensure as noted below. By unanimous vote, the motion carried.

Lindsey Campbell Laura Fahy    Jennifer Gay    Betsy Swope

Polysomnography Practitioners

None

Certified Professional Midwives

None

Review and Approval of Paramedic Standing Orders Approved by the ALS Standards Committee

Dr. Ross Megargel addressed the Board regarding the Paramedic Standing Orders approved by the ALS Committee. Dr. Megargel provided a brief overview of the changes. The changes were minor technical errors found throughout the order and a medication usage change for specific protocols.

Dr. Colmorgen moved, seconded by Dr. Parise to approve the changes to the Paramedic Standing Orders approved by the ALS Standards Committee.

Review of Request to Lift Probation – Matthew R. Reetz, D.O. Case #10-93-15

Dr. Reetz submitted a written request to the attention of the Board to lift his probation. The Board reviewed Dr. Reetz’s Consent Agreement and his request to lift his probation as he has met all the conditions. Dr. Cooper moved, seconded by Dr. Bakst, to accept to lift the probation for Matthew Reetz, D.O. By unanimous vote, the motion carried.

Other Business before the Board (For Discussion Only)
APRNs Granted Prescriptive Authority
The Board was advised that the following APRNs were granted prescriptive authority:

<table>
<thead>
<tr>
<th>Name</th>
<th>License Number</th>
<th>License Type</th>
<th>License Issue Date</th>
<th>Prescriptive Authority Issue Date</th>
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<tr>
<td><strong>Newly Issued APRNs With Prescriptive Authority</strong></td>
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<tr>
<td>Kasprenski, Andrea L. Simon</td>
<td>LG-0001025</td>
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<td>Koterwas, Matthew J.</td>
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<td>Nyaboke, Christene N.</td>
<td>LP-0000200</td>
<td>Adult/Gerontology NP</td>
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<td>Reynolds, Dana Denise</td>
<td>LP-0000198</td>
<td>Adult/Gerontology NP</td>
<td>3/10/2017</td>
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<tr>
<td><strong>New Prescriptive Authority Issued AFTER The Last Meeting When APRN License Was Issued BEFORE The Last Meeting</strong></td>
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<td>Bove, Catherine N. Coffey</td>
<td>LG-0000216</td>
<td>Family NP</td>
<td>7/8/1998</td>
<td>3/10/2017</td>
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</tbody>
</table>

**Physician’s Assistants – Requirements for Supervising Physicians**

Ms. Brittingham requested the Board provide guidance on scenario where a physician assistant applying for licensure lists her husband as the supervising physician. The Board discussed and advised that there was no law or regulation that would prohibit the licensee from having a family member as a supervising physician.

**Discussion of the Secretary of State’s Safe Prescribing of Opioids Regulation Change**

Dr. Cooper led the discussion concerning the Secretary of State’s Safe Prescribing of Opioids Regulation change. Mr. Mangler addressed the Board regarding the Safe Prescribing of Opioids regulations which became effective on April 1. The Board and Mr. Mangler discussed the opioid regulation change and its relation to House Bill 91. House Bill 91 enhances the ability of the prescription monitoring program to make informed determinations as to prescribers who may be making extraordinary prescriptions of opiates or other controlled substances. It allows for such cases to be referred to law enforcement or professional licensing organizations for further review.

**Legislative Update – Senate Bill No. 39**
Ms. Brittingham provided the Board with a legislative update on Senate Bill 39 which has been introduce to the legislature. The bill was drafted as a result of the Joint Sunset Committee review.

**Senate Concurrent Resolution No. 14 – SCR14 Honoring Dr. Vincent G. Lobo**

The Board reviewed the Senate Concurrent Resolution No. 14 which honors Dr. Vincent G. Lobo for his long and distinguished career as a doctor of optometry, doctor of osteopathic medicine, and a public-spirited citizen. The Resolution congratulates Dr. Lobo upon his receipt of a prestigious award from his alma mater, the Philadelphia College of Osteopathic Medicine.

Ms. Davis informed the Board that the Regulatory Council for Physician Assistants (PA Council) would like another opportunity to address the Board with their proposed bill. The Board accepted the request and will add the PA Council’s presentation to their next meeting agenda.

Dr. Parise thanked Mr. Vasuki for his extensive work on compiling the annual report for the Board. Mr. Mangler advised the Board that the state has an open data portal that refreshes every 24 hours to provide the most accurate and up to date information.

**PUBLIC COMMENT**

There was no public comment.

**NEXT MEETING DATE**

The Board will hold their next meeting on Tuesday, May 2, 2017, at 2:00 p.m., in the 2nd floor Conference Room “A” of the Cannon Building, 861 Silver Lake Boulevard, Dover, Delaware.

**ADJOURNMENT**

There being no further business before the Board. Mr. Vasuki moved, seconded by Dr. Colmorgen, to adjourn the meeting. By unanimous vote, the motion carried. The meeting adjourned at 3:37 p.m.

Respectfully submitted,

Nicole M. Williams
Administrative Specialist III