

# Business Meeting Minutes

## May 17, 2019



WASHINGTON  
**Medical  
Commission**  
Licensing. Accountability. Leadership.

Capital Event Center: 6005 Tyee Drive SW, Tumwater, WA 98512, (360) 464-6700

### Commission Members

James E. Anderson, PA-C – Absent  
Toni Borlas, Public Member  
Charlie Browne, MD  
Jason Cheung, MD  
Jimmy Chung, MD  
Karen Domino, MD  
Patrick España, JD, Public Member  
Harry Harrison, Jr., MD  
Warren Howe, MD  
April Jaeger, MD

Charlotte Lewis, MD, 2<sup>nd</sup> Vice Chair  
John Maldon, Public Member, 1<sup>st</sup> Vice Chair  
Peter Marsh, MD  
Terry Murphy, MD  
Alden Roberts, MD, Chair  
Theresa Schimmels, PA-C  
Robert Small, MD  
Claire Trescott, MD  
Mimi Winslow, JD, Public Member – Absent  
Yanling Yu, PhD, Public Member

### Commission Staff

Morgan Barrett, Director of Compliance  
Jennifer Batey, Paralegal Supervisor  
Larry Berg, Staff Attorney  
Amelia Boyd, Program Manager  
Jim Burkholder, Investigator Supervisor  
Jimi Bush, Director of Quality & Engagement  
Sarah Chenvert, Performance Manager  
Marisa Courtney, Licensing Lead  
Melanie de Leon, Executive Director  
Mike Farrell, Policy Development Manager  
Ryan Furbush, Paralegal  
Rick Glein, Director of Legal Services  
George Heye, MD, Medical Consultant  
Mike Hively, Information Liaison

Jenelle Houser, Legal Assistant  
Kyle Karinen, Staff Attorney  
Stephanie MacManus, Public Relations &  
Legislative Liaison  
Sherrise Martin, Health Services Consultant  
Micah Matthews, Deputy Executive Director  
Melissa McEachron, Director of Operations  
& Informatics  
Ariele Page Landstrom, Staff Attorney  
Freda Pace, Director of Investigations  
Becca Sasso, Administrative Assistant  
Trisha Wolf, Staff Attorney  
Gordon Wright, Staff Attorney

### Others in Attendance

Heather Carter, Assistant Attorney General (AAG)

### Call to Order

Alden Roberts, MD, Chair, called the meeting of the Washington Medical Commission (Commission) to order at 8:00 a.m. on May 17, 2019, at the Capital Event Center, 6005 Tyee Drive SW, Tumwater, WA 98512.

#### 1.0 Chair Report

Dr. Roberts welcomed everyone to the meeting.

He reported on the vaccine bill, [HB 1638](#) “Promoting immunity against vaccine preventable diseases,” that was recently signed by the Governor. He stated that the Commission and the

Department of Health supported the bill.

He presented the new Commissioner travel/pay form and discussed the new Reviewing Commissioner Assessment form. He asked that if there are any suggested changes for these forms to let him know.

Dr. Roberts opened the floor for reports from the Commissioners who attended the Annual Federation of State Medical Boards meeting in April. The following reported on their experience at the meeting:

- Warren Howe, MD
- Claire Trescott, MD
- Dr. Roberts

Dr. Roberts spoke about the following Commissioners who will no longer be on the Commission:

- Mimi Winslow, Public Member – second term ends June 30
- Kathleen O'Connor, Public Member – resigned
- Peter Marsh, MD – second term ends June 30
- Jason Cheung, MD – first term ends June 30. He is not seeking reappointment. He will be appointed at a Pro Tem Commissioner once his replacement is named.
- Patrick España – resigned as a full Commissioner. He has been appointed as a Pro Tem Commissioner.

Dr. Roberts also stated that our recommendations to fill these vacancies has been sent to the Governor's office for their review and decision.

Dr. Roberts thanked the Commissioners for their input on a letter to the Washington State Medical Association (WSMA).

He called attention to the first quarter CMT data in the staff reports section of the packet. He asked Freda Pace, Director of Investigations, to report on the data. Ms. Pace reported on the data.

## 2.0 Consent Agenda

The Consent Agenda contained the following items for approval:

- 2.1 Minutes from the April 12, 2019 Business Meeting.
- 2.2 Agenda for May 17, 2019.
- 2.3 Ratification of the licenses issued to Physicians, Limited Physicians and Physician Assistants From April 12, 2019 through May 16, 2019.

**Motion:** The Chair entertained a motion to approve Consent Agenda. The motion was seconded and approved unanimously.

## 3.0 Old Business

### 3.1 Nominating Committee

Dr. Howe, Committee Chair, gave an overview of the roles and responsibilities of the Executive Committee, on which the Chair, 1<sup>st</sup> Vice Chair, 2<sup>nd</sup> Vice Chair, immediate past chair (if still a member of the Commission), and Policy Committee Chair serve. He then announced the candidates for leadership:

Chair – Alden Roberts, MD  
1<sup>st</sup> Vice Chair – John Maldon, Public Member  
2<sup>nd</sup> Vice Chair – Charlotte Lewis, MD and Claire Trescott, MD

Dr. Howe stated that elections will be held at the July 12, 2019 business meeting.

### 3.2 Committee/Workgroup Reports

#### *Reduction of Medical Errors Committee:*

Jimmy Chung, MD, Chair of the Committee, gave a presentation on Highly Reliable Organizations.

Mike Farrell, Policy Development Manager, reported that in January the Board of Osteopathic Medicine and Surgery has entered into the Patient Safety Collaboration with the Foundation for Healthcare Quality institutions. The Pharmacy Quality Assurance Commission (PQAC) has appointed the CRP (Communication Resolution Program) Committee. Mr. Farrell reported that the PQAC asked him to come and speak at the most recent meeting of this committee on our experience with the Patient Safety Collaboration.

#### *Other Committees:*

Dr. Roberts reminded everyone that members are needed for the Telemedicine and Stem Cell Rulemaking Committees and asked that anyone who would like to participate to please contact Amelia Boyd, Program Manager, and let her know.

### 3.7 Lists & Labels Request

The following lists and labels requests were discussed for possible approval or denial. Approval or denial of these requests is based on whether the entity meets the requirements of a “professional association” or an “educational organization” as noted on the application ([RCW 42.56.070\(9\)](#)).

- HealthCare Training Leader

**Motion:** The Chair entertained a motion to deny the request. The motion was seconded and approved unanimously.

- Relias LLC

**Motion:** The Chair entertained a motion to deny the request due to insufficient information. The motion was seconded and approved unanimously.

### 4.0 New Business

#### 4.1 2020 Meeting Dates

Mrs. Boyd presented the proposed changes to the meeting dates for the year 2020.

**Motion:** The Chair entertained a motion to approve the proposed dates. The motion was seconded and approved unanimously.

### 5.0 Public Comment

No member of the public was signed up to speak therefore no public comment was given.

### 6.0 Policy Committee Report

Karen Domino, MD, Policy Committee Chair reported on the items discussed at the Policy Committee meeting held on May 16, 2019:

**Compliance Monitoring Program Respondent Exit Survey**

Dr. Domino presented the survey and stated that the Committee recommends approving the document.

***Motion:*** The Chair entertained a motion to approve the document. The motion was approved unanimously.

**Exempting Patients in Nursing Homes and Long-Term Acute Care Hospitals from the Opioid Prescribing Rules Interpretive Statement**

Dr. Domino presented the interpretive statement and stated the document had already been reviewed by the Secretary's office. She reported the minor changes that the Committee made to the document. She stated the Committee recommended adopting this interpretive statement with the noted changes.

***Motion:*** The Chair entertained a motion to adopt the interpretive statement with the noted changes. The motion was approved by majority.

**Reentry to Practice Guideline, MD2015-10**

Dr. Domino presented the guideline and reported on the minor changes the Committee made to the document. She stated the Committee recommended adopting this guideline with the noted changes.

***Motion:*** The Chair entertained a motion to approve the guideline with the noted changes. The motion was approved unanimously.

**Electronic Medical Records Guideline**

Dr. Domino stated this document is a combination of two guidelines and asked that the Commissioners read it and provide Mr. Farrell or Dr. Roberts feedback on this document. It will be brought back to a future meeting for review and possible approval.

**Stipulations to Informal Disposition Procedure, MD2015-05**

Dr. Domino reported the Committee would like the Commission to review the draft sections related to cost recover and provide feedback. It will be brought back to a future meeting for review and possible approval.

**Chapter 246-919 WAC Rulemaking**

Dr. Domino reported that the sections on mandatory reporting needs to be reviewed and was deferred to a future meeting.

**SSB 5870 Rulemaking Request**

Dr. Domino presented the portions of the bill that require rulemaking. She stated that the Committee recommended initiating rulemaking. Mrs. Boyd explained that the Commission has two options for this rulemaking as it must be adopted by January 1, 2020. The first would be to do expedited rulemaking (CR-105) and the second would be to choose the regular rulemaking (CR-101).

***Motion:*** The Chair entertained a motion to initiate rulemaking with a CR-101. The motion was approved unanimously.

## 7.0 Member Reports

There were no member reports.

## 8.0 Staff Member Reports

*Staff member reports are provided in writing prior to the meeting. The information below is in addition to the written reports.*

Micah Matthews, Deputy Executive Director, provided an update on the fee increase rulemaking.

## 9.0 AAG Report

Heather Carter, AAG, had nothing to report.

## 10.0 ADJOURNMENT

The Chair called the meeting adjourned at 9:57 am.

Submitted by

(signature on file)

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Amelia Boyd, Program Manager

(signature on file)

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Alden Roberts, MD, Chair  
Washington Medical Commission

Approved July 12, 2019