

Business Meeting Minutes

May 27, 2022



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

Virtual Meeting via GoToWebinar – Link to recording: <https://youtu.be/JPbj9AVICeE>

Commission Members

James E. Anderson, PA-C

Michael Bailey, Public Member

Christine Blake, Public Member

Toni Borlas, Public Member

Charlie Browne, MD – Absent

Jimmy Chung, MD, 2nd Vice Chair

Diana Currie, MD

Arlene Dorough, PA-C

Anjali D'Souza, MD – Absent

Karen Domino, MD

Harlan Gallinger, MD

April Jaeger, MD

Sarah Lyle, MD

John Maldon, Public Member, Chair

Terry Murphy, MD

Alden Roberts, MD

Scott Rodgers, JD, Public Member

Robert Small, MD

Claire Trescott, MD, 1st Vice Chair

Richard Wohns, MD

Yanling Yu, PhD, Public Member

WMC Staff

Christine Babb, Investigator

Jennifer Batey, Legal Support Staff Manager

Amelia Boyd, Program Manager

Kayla Bryson, Executive Assistant

Jimi Bush, Director of Quality & Engagement

Adam Calica, Chief Investigator

Sarah Chenvert, Performance Manager

Melanie de Leon, Executive Director

Joel DeFazio, Staff Attorney

Kelly Elder, Staff Attorney

Anthony Elders, Compliance Officer

Ryan Furbush, Paralegal

Rick Glein, Director of Legal Services

Mike Hively, Director of Operations & Informatics

Jenelle Houser, Legal Assistant

Ken Imes, Information Liaison

Kyle Karinen, Staff Attorney

Shelley Kilmer-Ready, Legal Assistant

Pam Kohlmeier, MD, JD, Attorney

Micah Matthews, Deputy Executive Director

Lynn Miller, Paralegal

Trisha Wolf, Staff Attorney

Gordon Wright, Staff Attorney

Mahlet Zeru, Equity & Social Justice Manager

Others in Attendance

Chris Bundy, Executive Medical Director,

Washington Physicians Health Program

Heather Cantrell, Policy Analyst, Department of Health (DOH)

Heather Carter, Assistant Attorney General

Mary Curtis, MD, Pro Tem Commissioner

Jeb Shephard, Washington State Medical Association

Gregory Terman, MD, Pro Tem Commissioner

1.0 Call to Order

John Maldon, Public Member, Chair, called the meeting of the Washington Medical Commission (WMC) to order at 8:00 a.m. on May 27, 2022.

2.0 Housekeeping

Amelia Boyd, Program Manager, gave an overview of how the meeting would proceed.

3.0 Chair Report

May 27, 2022

Page 1 of 5

Mr. Maldon asked that Commissioners please sign up for the weekly Case Management Team (CMT) meeting. He stated that Freda Pace, Director of Investigations, advised that there are several vacancies for mid-June through September for the CMT meeting and that from September through the end of 2022, no one has signed up. Mr. Maldon asked Commissioners to please check their calendars and see if they have time available to participate in CMT. He stated that to sign up for CMT to contact Chris Waterman.

4.0 Consent Agenda

The Consent Agenda contained the following items for approval:

- 4.1 Minutes from the April 15, 2022 Business Meeting.
- 4.2 Revised agenda for May 27, 2022 – addition of Future Meetings to New Business.

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

5.0 New Business – Amended Item

5.1 Future Meetings

Melanie de Leon, Executive Director, explained during the last legislative session a bill was passed that allows an agency to provide a virtual option for the public to attend open public meetings during a declared emergency. She went on to explain that for the WMC, the Policy Committee and Business meetings as well as rules workshops and hearings, are open public meetings. For these open public meetings, if there is a physical location, under the current Open Public Meetings Act, the location must be provided to the public. With the current state of emergency, it is difficult for staff to the public's vacation status and require them to be vaccinated to attend these open public meetings or require them to wear a mask. Ms. de Leon asked the Commissioners to vote that during a declared emergency, that the WMC's public meetings have a virtual only option for the public to attend. Heather Carter, AAG, stated that the WMC must also provide a call-in option for their open public meetings.

Motion: The Chair entertained a motion to provide a virtual and call-in option for the public to attend the WMC's open public meetings during a declared the COVID-19 emergency because to have the public in physical attendance is not reasonably safe. The motion was approved unanimously.

6.0 Old Business

6.1 Committee/Workgroup Reports

These reports were provided in writing and included in the meeting packet. No further reports were provided.

6.2 Rulemaking Activities

The rulemaking progress report was provided in the meeting packet.

In addition to the written report, Ms. Boyd reminded the Commissioners that the rules hearing for the Opioid Prescribing Patient Exemptions would be held at 4 pm that afternoon, May 27, 2022.

6.3 Bylaws

Micah Matthews, Deputy Executive Director, presented the revised Bylaws and went over

the substantive changes. He asked that Commissioners email him with any revisions they feel should be made. He explained that the document could not be voted on until the July meeting.

7.0 Public Comment

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

8.0 Policy Committee Report

Dr. Karen Domino, Policy Committee Chair, reported on the items discussed at the Policy Committee meeting held on May 26, 2022:

Proposed Policy: Informed Consent

Dr. Domino stated that this document is the result of the Informed Consent Workgroup's research and was seen at the April 15, 2022, meeting. She explained the changes and stated that the Committee recommended approval to send the revised document through the Secretary's review process. A robust discussion was had by the Commissioners and some other changes were presented.

Motion: The Chair entertained a motion to approve the revised document to be sent through the Secretary's review process. The motion was approved unanimously.

Guidance Document: Medical Professionalism

Dr. Domino stated that this document was presented previously as part of the WMC's established four-year review schedule and there have been a few revisions. She discussed the revisions and stated that the Committee recommended approval of the revised document.

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

Guidance Document: Practitioner Health

Dr. Domino stated that this document was presented previously as part of the WMC's established four-year review schedule and there have been a few revisions. She discussed the revisions and stated that the Committee recommended approval of the revised document.

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

Guidance Document: Ownership of Clinics by Physician Assistants

Dr. Domino stated that this document is being presented as part of the WMC's established four-year review schedule. She stated the Committee recommended reaffirming the document.

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

9.0 Member Reports

Yanling Yu, PhD, Public Member, stated she enjoyed working on the Informed Consent policy with Dr. Roberts, Dr. Small, and Mr. Farrell. She stated she appreciated the support from the Policy Committee members.

Jim Anderson, PA-C, stated he appreciated Dr. Yu's continuous advocacy for patients.

Robert Small, MD, stated he is serving on a state committee that is looking at behavioral health services crisis intervention across the state of Washington. The committee is attempting to get

data on what types of crisis intervention services are available and where they're missing. The committee will report their findings to the legislature in the 2023 session. Dr. Small asked that if anyone has any thoughts on these topics, please contact him so that he may bring them to the committee. He also reported that the phone number for the national suicide prevention hotline is being changed to 988 and will be in effect sometime in July.

10.0 Staff Reports

The reports below are in addition to the written reports that were included in the meeting packet.

Micah Matthews, Deputy Executive Director, stated that the WMC's resolution to create a workgroup to "explore innovations and efficiencies in digital credentialing" was passed by the Federation of State Medical Boards (FSMB). He stated that he has been asked to serve on the workgroup.

Mr. Matthews also congratulated Jimi Bush, Director of Quality and Engagement, on her receipt of the FSMB's Award of Merit.

He went on to provide a budget update.

11.0 AAG Report

Heather Carter, AAG, reported that during the 2022 Legislative session a bill was passed that amended the Open Public Meetings Act. One of the new requirements is that the public must be allowed to comment orally or in writing for every public meeting. The public may send in comments prior to the meeting as well. To meet the requirements of this change, the Public Comment section of WMC's Business meeting will be moved up on the agenda to closer to the beginning of the meeting.

12.0 Leadership Elections

12.1 Restatement of Nominating Committee Report

Mr. Maldon restated the nominees for the following leadership positions:

Chair – Jimmy Chung, MD

Chair Elect – Karin Domino, MD

Vice Chair – Terry Murphy, MD

12.2 Nominations from the Floor

Mr. Maldon called for other nominations. None were given.

12.3 Election of Leadership

Mr. Maldon called for a vote to elect the slate of candidates. The following candidates were elected anonymously:

Chair – Jimmy Chung, MD

Chair Elect – Karin Domino, MD

Vice Chair – Terry Murphy, MD

13.0 Installation of Medical Commission Chair

13.1 Remarks by Outgoing Chair

Mr. Maldon recognized and thanked the WMC staff. He gave special recognition to Ms. De Leon for always being available and working with him to resolve issues quickly. He then thanked the "dedicated Commissioners who give their time to Washington patients to assure the delivery of safe, sound, quality care and for the meaningful guidance to all licensees for the betterment of the medical profession and the delivery of quality medical care." Finally, he gave a special thank you to Dr. Alden Roberts for always being available for advice and counsel.

13.2 Installation of Washington Medical Commission Chair by Outgoing Chair

Mr. Maldon asked the Incoming Chair, Dr. Jimmy Chung, for his remarks.

13.3 Remarks by Incoming Chair

Dr. Chung thanked everyone and especially the leaders before him. He stated he will do his best to uphold the mission of the WMC. He stated that this is an exciting time for healthcare and the WMC. The Commissioners are thoughtful, dedicated, and compassionate. He went on to say that Commissioners put in "a lot of time and energy into ensuring that the safety of the public and the integrity of the profession is protected." He said that Covid has changed healthcare in many ways and in that we have an exciting future ahead in how we protect the public and uphold the profession.

14.0 Adjournment

The Chair called the meeting adjourned at 9:23 am.

Submitted by

(signature on file)

Amelia Boyd, Program Manager

(signature on file)

Jimmy Chung, MD, Chair
Washington Medical Commission

Approved July 15, 2022

To request this document in another format, call 1-800-525-0127. Deaf or hard of hearing customers, please call 711 (Washington Relay) or email civil.rights@doh.wa.gov.