

LOUISIANA STATE BOARD OF MEDICAL EXAMINERS
April 14, 2014
AGENDA

CALL TO ORDER

Business Meeting, Monday, April 14, 2014, 8:30 a.m., 630 Camp Street, New Orleans, 5th Floor

PUBLIC SESSION

1. MINUTES/PRIOR MEETINGS/CONFERENCES

Approval of minutes of last meeting.
Status report on action items of prior Board meetings.
Report on assignments to counsel.

2. RULINGS AND ADVISORY OPINIONS

Podiatry; Scope of Practice; Epidermal Autograft; Follow-up.
Fingerstick by Non-Licensed Personnel.
Use of Telemedicine for Optometry Patients.
Ability to Ship PAP Device Directly to Patients.

3. COMMUNICATIONS AND INFORMATION

Louisiana Academy of Family Physicians; Request regarding IMGs.
Louisiana's Tuberculosis Control Program.
Julie Shepetta; Senate Bill 568 and House Bill 1065.
Federation of State Medical Boards, Inc.; Workgroup to Define Minimal Data Set.

4. GENERAL ADMINISTRATIVE MATTERS¹

Financial Report.
President's Report.
Executive Director's Report.
Request for VBAC Approval.
Website; Advisory Opinions; PAs Without Prescriptive Authority.
Statement of Position; Use of Medical Laser; Request for Update.
Statement of Position; Draft; Bio-Identical Hormone Replacement Therapy
Authorization for Travel.
Reimbursement for Witness Fees.

5. RULES AND REGULATIONS

Final Rules/Amendments: None published since the last meeting of the Board.

Rules/Amendments: Noticed for Intent: None published since the last meeting of the Board.

Rules/Amendments under Development: The following rules are under consideration by the Board: **Physicians and Surgeons – Office-Based Surgery:** The Board considered suggestions for amendment of its office-based surgery rules. A revised draft incorporating the suggested changes was considered and further suggestions were presented in a revised draft. Following review and discussion, the Board voted to provide *Notice of Intent* to adopt the rule amendments. Prior to publication of said *Notice of Intent*, staff suggested additional changes at its August 2013 meeting relative to the performance of office-based procedures using moderate or conscious sedation. Pursuant to the Board's instructions, a revised draft incorporating comments and suggestions of Board members and staff was considered by the Board at its December 2013 and its January and February 2014 meeting at which time the Board voted to provide *Notice of Intent* to adopt the rule amendment. It is anticipated that the *Notice of Intent* will appear in the April 2014 edition of *Louisiana Register* (See exhibit 3 attached). **Midwifery:** Given changes to the Louisiana Midwifery Practice Act during the 2012 session of the Legislature, staff anticipates presenting revisions to its existing rules in due course for the

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Board's consideration and discussion. **Physicians and Surgeons – Unprofessional Conduct:** During its April 2013 meeting, the Board expressed a desire to consider the development of rules correlating a physician representing himself or herself as a specialist in a particular field of practice with appropriate formal training in that field. Pursuant to the Board's direction, a draft of such rules is being prepared for initial review and consideration. The draft also includes a prohibition against a physician prescribing of controlled substances to one's self or immediate family members in the absence of an emergency. A draft was submitted for the Board's review at its August and September 2013 meetings. At its October 2013 meeting, the Board determined to defer that part of the proposed rule dealing with self-prescribing and to provide *Notice of Intent* to adopt the amendments on unprofessional conduct in the *Louisiana Register*. Prior to publication, additional information is being sought. **Physicians and Surgeons – Collaborating Physicians:** The Board expressed a desire to consider the development of rules relative to physicians who collaborate with advanced practice registered nurses. A draft was prepared by staff for initial review and consideration at its October 2013 meeting. A revised draft incorporating comments and suggestions was considered by the Board at its December 2013 meeting. Following review and consideration, the Board elected to preview the draft to several professional organizations (LSMS, LMA, and LAFP) and the Louisiana State Board of Nursing. Revised drafts (annotated/clean) incorporating certain suggestions were reviewed by the Board at its March 2014 meeting at which time the Board voted to approve the draft pending receipt of additional suggestions. (See Exhibits 1 and 2 attached)

6. Proposed Legislation

2014 Proposed Legislation.

EXECUTIVE SESSION

1. **MALPRACTICE COMMITTEE REPORT**
Professional liability reports.
2. **REPORTS INVESTIGATIONS/ADJUDICATIONS/LITIGATION**
Investigation reports.
Show Cause Hearing.
Formal hearings and personal appearance schedule.
3. **LITIGATION**
Reports on pending appeals/suits/petitions.
4. **ADJUDICATION REPORT**
5. **GENERAL DISCIPLINARY MATTERS**
None submitted for this month.
6. **LICENSURE AND CERTIFICATION**
Clinical Laboratory Personnel, non-routine applicants.
Athletic Trainers, non-routine applicants.
Acupuncture Assistant, non-routine applicant.
Occupational Therapy Assistants, non-routine applicants.
Physician assistant, non-routine applicant.
Polysomnography, request for extension of permit.
Podiatry, non-routine applicant; conservative treatment of the ankle applicant.
Respiratory Therapy, non-routine applicants; request for waiver of examination.

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Graduates of International Medical Schools

Request for waiver of examination attempt.

Graduates of US/Canadian Medical Schools

Non-routine applicants.

Miscellaneous Licensure Matters

Fingerprint review.

Licensees suspended for non-renewal.

7. BOARD MEMBER REVIEW

NEXT MEETING

Next meeting of the Board – May 19, 20, 2014.