

**VIRGINIA BOARD OF MEDICINE
LEGISLATIVE COMMITTEE MINUTES**

Friday, September 17, 2010

Department of Health Professions

Richmond, VA

CALL TO ORDER: The meeting of the Committee convened at 8:50 a.m.

MEMBERS PRESENT: Claudette Dalton, MD, Vice-President, Chair
Deeni Bassam, MD
Valerie Hoffman, DC
Jennifer Lee, MD
Gopinath Jadhav, MD

MEMBERS ABSENT: Stephen Heretick, JD
Juan Montero, MD

STAFF PRESENT: William L. Harp, MD, Executive Director
Jennifer Deschenes, JD, Deputy Director, Discipline
Ola Powers, Deputy Director, Licensure
Barbara Matusiak, MD, Medical Review Coordinator
Colanthia Morton Opher, Operations Manager
Elaine Yeatts, DHP Policy Analyst
Dianne L. Reynolds-Cane, MD, DHP, Director
Ishnelia Moore, Sr. Assistant Attorney General

OTHERS PRESENT: David Falkenstein, VAPA
Zane Reasoner, VAPA
W. Scott Johnson, HDJN
Tyler Cox, HDJN

ROLL CALL

A quorum was not declared at the beginning of the meeting. Items requiring a quorum were addressed once it was met.

EMERGENCY EGRESS INSTRUCTIONS

Dr. Dalton provided the emergency egress Instructions.

APPROVAL OF MINUTES OF MAY 21, 2010

Dr. Hoffman moved to approve the minutes of May 21, 2010 as presented. The motion was seconded and carried.

ADOPTION OF AGENDA

The agenda was amended to include the recommendation from the Advisory Board on Physician Assistants to amend 18VAC85-50-101.

PUBLIC COMMENT

David Falkenstein, PA-C, submitted correspondence addressed to the Board from the Virginia Academy of Physician Assistants and spoke in favor of amending the regulation for physician assistants in 18VAC85-50-101 concerning supervising physicians seeing patients every 4th visit.

NEW BUSINESS

Regulatory Actions

Ms. Yeatts gave a brief update on the current status of the Board's pending regulatory actions.

This item was for informational purposes only and did not require any action by the Committee.

Recommendation from the Advisory Board on Physician Assistants – amendment of 18VAC85-50-101

The Committee discussed the recommendation of the Advisory Board and the proposed amendments submitted by the Virginia Academy of Physician Assistants. It was determined that use of the two terms, "practice agreement" and "protocol", was somewhat unclear given that one was in the law and the other in regulation. The Committee further believed that the entire section should be reviewed for amendments, rather than just the 4th visit rule section.

Ms. Yeatts will prepare a NOIRA and provide the comments to the Full Board, October 28, 2010 for discussion.

Next meeting – January 21, 2011

Adjournment - With no other business to conduct, the meeting adjourned at 10:34 a.m.

Claudette Dalton, M. D., Vice-President
Chair

William L. Harp, M.D.
Executive Director

Colanthia M. Opher
Recording Secretary