

August 6, 2015

11:00 a.m. - Board Room 2

9960 Mayland Dr, Henrico, VA 23233

Full Board Meeting

In Attendance

Robert J. Catron, Citizen Member
Helene D. Clayton-Jeter, OD, Board of Optometry
Kevin Doyle, Ed.D., LPC, LSATP, Board of Counseling
Frazier W. Frantz, MD, Board of Medicine
Yvonne Haynes, LCSW, Board of Social Work
Allen R. Jones, Jr., DPT, PT
Robert H. Logan, III, Ph.D., Citizen Member
Trula E. Minton, MS, RN, Board of Nursing
Martha S. Perry, MS, Citizen Member
Ellen Shinaberry, RPH, PharmD, Board of Pharmacy
Laura P. Verdun, MA, CCC-SLP, Board of Audiology & Speech-Language Pathology
James Wells, RPH, Citizen Member

Absent

Jacquelyn M. Tyler, RN, Citizen Member
Virginia Van de Water, Ed.D., Board of Psychology
James D. Watkins, DDS, Board of Dentistry
J. Paul Welch, II, Board of Funeral Directors and Embalmers

DHP Staff

David E. Brown, D.C., DHP Director
Elizabeth A. Carter, Ph.D., BHP Executive Director
Jaime Hoyle, Esq., DHP Chief Deputy Director
Laura L. Jackson, BSHSA, BHP Operations Manager
Ralph Orr, Manager, Prescription Monitoring Program (PMP)
Elaine Yeatts, DHP Senior Policy Analyst

Emergency Egress

Dr. Carter

Observers

No observers signed-in

Call to Order

Acting Chair Mr. Catron

Time 11:05 a.m.

Quorum Established



Public Comment

Comment No public comment provided

Approval of Minutes

Presenter Mr. Catron

Discussion

The May 28, 2015 11:00 a.m. Full Board meeting minutes were approved and properly seconded by Dr. Logan. All members in favor, none opposed.

Directors Report

Presenter Dr. Brown

Discussion

Dr. Brown stated that DHP and the PMP are very involved in the Governor's Task Force on Prescription Drug and Heroin Abuse which is in the wrap up stages. Final recommendations will be presented to the Governor along with a plan for implementation.

Board member training: September 28, 2015 10:00 a.m. – 3:00 p.m.

This training session is for established board members and will focus on discipline.

New board member orientation: October 16, 2015 starting at 9:30 a.m.

This orientation will cover the duties and responsibilities of being a board member.

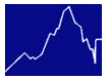
Legislative and Regulatory Report

Presenter Ms. Yeatts

Discussion

Ms. Yeatts stated that there has been very little change since the May 28, 2015 meeting. The 2016 legislative package due date is July 7, 2015. The package process is as follows: board sends legislation request to Dr. Brown, who in turn sends it to Secretary Hazel who in turn sends it to the Governor's policy office. She stated that the 2016 session will be a busy one for DHP.

Ms. Yeatts reported that a request has been made for BHP board members to have concurrent terms with their board. This will create less confusion with board member term expirations.



Prescription Monitoring Program (PMP)

Presenter Mr. Orr

Discussion

Mr. Orr provided a PowerPoint presentation on Virginia's Prescription Monitoring Program. The PMP is a system in which controlled prescription drug data are collected in a database to promote the appropriate use of controlled substances for legitimate medical purposes, while deterring the misuse, abuse and diversion of controlled substances.

Executive Directors Report

Presenter Dr. Carter

Agency Performance

Dr. Carter stated that the agency's results on the Key Performance Measures remain

Board Budget/Recruitment

Dr. Carter stated that the Board is currently working within budget.

BHP is in the process of recruitment for the vacant Policy & Planning Specialist III position. This position has been vacant since May 2015.

Sanction Reference

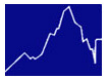
Dr. Carter reported that the evaluation of the Sanction Reference Points (SRPs) for the Boards of Counseling, Psychology and Social Work has revealed some shifts in the types of cases coming before the boards since the first Behavioral Science SRPs were developed in 2009. Because the SRP worksheets are historically based, it is likely to lead to an update in worksheet factors. Research is being conducted to identify any new statistically relevant sanctioning factors. The results of the analysis will be shared with the affected Boards for discussion into the need for updating worksheets.

Telehealth Review

Dr. Susan Gooden with the VCU Wilder School of Government and Public Affairs contacted Dr. Carter about DHP participating in a MPA capstone project. The deliverable for DHP's project will be a comprehensive review of the literature and insights into current best practices in the regulation of telehealth practice. State agencies will be presenting an overview of their proposed projects to the students on August 25, 2015. If DHP is selected, three students will begin work in September and provide a full report and presentation in late November.

Practitioner Self-Referral

A practitioner self-referral request has been submitted by Alliance Xpress Care, LLC. It is currently under review by APD.



Retreat

Dr. Carter stated that the Board will be holding a retreat in the Spring of 2016. Items to be discussed include: telehealth; dental access to care and team delivery. The Boards regulations will also be reviewed at that time.

Healthcare Workforce Data Center Update

The Health Care Workforce Data Center currently surveys 26 professions. Additional surveys will be implemented once the department is fully staffed.

HWDC has entered into an eMOU with the Department of Health. This eMOU allows the VDH Office of Minority Health and Health Equity use of currently licensed healthcare professionals' data to further improve the federal health provider shortage designations process which is vital to health planning and health workforce recruitment in the Commonwealth.

VLDS

VLDS (Virginia Longitudinal Data System) is a pioneering collaboration for Virginia's future, giving the Commonwealth an unprecedented and cost-effective mechanism for extracting, shaping and analyzing partner agency data in an environment that ensures the highest levels of privacy. The Department of Health Professions is in the process of partnering with VLDS

Electronic Health Record Metadata

At the last meeting, Dentistry's requested BHP's assistance in determining how the integrity of electronic health records obtained in disciplinary investigations could be ensured since patient records could be altered after the fact. Several BHP members commented that electronic patient records systems include a metadata component that records the data, time, and name of person entering, and amendments to the record. In follow-up with the assistance of Ms. Yeatts and a law student interning with the agency this summer, initial research indicates that metadata pertaining to patient records have been made available to courts through discovery and subpoena. Dr. Carter noted that this does not constitute legal advice and further legal exploration will require assistance from the Attorney General's office.

NGA

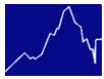
The Board of Nursing has approved inclusion of the "Veterans Variables" questions as updates to the DHP Healthcare Workforce Data Center surveys for LPNs and RNs. The new questions will address service branch, rank, and military occupation and discharge date.

Board Reports

Presenter Mr. Catron

Regulatory Research Committee

Ms. Haynes updated the Board about the VCU Capstone program for the Fall of this year. The Students will be working on telehealth.



The Committee will continue to follow the progress of efforts toward improved dental access being made by the Board of Dentistry.

The Committee met to discuss the findings of the May 28, 2015 Funeral Multi-Level Licensure public hearing. The Committee Chair stated that after review of the research findings the Committee is in need of empirical information to make a recommendation. Ms. Haynes requested a motion be made.

Motion

A motion was made to provide Senator Alexander with a letter explaining findings, to date, and advise of the availability of the Board's standard policies and procedures process for evaluating the need to regulate any new profession. The motion was properly seconded by Dr. Frazier. All members were in favor, none opposed.

Board of Nursing

Ms. Trula Minton stated that the Board of Nursing is requesting competency requirements and prescriptive authority for Nurse Practitioners. Ms. Yeatts stated that the Board of Nursing is going to start utilizing pre-license background checks for RN's and LPN's in 2016.

Board of Physical Therapy

Dr. Jones stated that the Board of Physical Therapy is working on continuing education requirements.

Board of Social Work

Ms. Haynes stated that the Board is reviewing multi-level licensure.

Board of Pharmacy

Dr. Shinaberry stated that the Board of Pharmacy is conducting a full review of their regulations. She happily reported that the Board of Pharmacy received the Fred T. Mahaffey award for their contributions to the regulation of the practice of pharmacy and their efforts to ensure that compounding is performed in a safe and compliant manner.

Board of Optometry

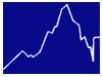
Dr. Clayton-Jeter stated that the Board of Optometry is also looking into a telemedicine review. She will report back to the Board of Optometry that the Board of Health Professions is going to be working with VCU Capstone students in the fall regarding telehealth.

New Business

Presenter Mr. Catron

2015-2016 Board Calendar

Mr. Catron reviewed the October 6, 2015 meeting cancellation and reschedule date of November 3, 2015 along with the 2016 proposed calendar dates. These dates were agreed upon and approved by the Board.



White House Occupational Licensing Report

Dr. Carter informed the Board that the White House has released an occupational licensing report. Dr. Carter was able to assist in providing content for the report.

Adjourned

Adjourned 1:24 p.m.

Acting Chair Robert Catron

Signature: _____ Date: ____/____/____

Board Executive Director Elizabeth A. Carter, Ph.D.

Signature: _____ Date: ____/____/____