



STATE OF WASHINGTON
DEPARTMENT OF HEALTH

**Podiatric Medical Board
Meeting Minutes**

April 21, 2022
9:00 a.m.

On Thursday, April 21, 2022, the Podiatric Medical Board held a business meeting via Webinar. In accordance with the Open Public Meetings Act, notices were sent to individuals requesting notification of meetings.

BOARD MEMBERS:

Randy Anderson, DPM, Chair
DJ Wardle, DPM, Vice Chair
Jacqueline Buckley, DPM
Zarko Kajgana, DPM
Lotchie Kerch, DPM, Secretary
Civillia Winslow Hill, Public Member
Deborah Wright, Public Member

STAFF PRESENT:

Susan Gragg, Program Manager
Megan Maxey, Program Manager
Renee Fullerton, Executive Director
Davis Hylkema, Assistant Program Manager
Joan Simmons, Board Support
Noelle Chung, Assistant Attorney General
Ashley Maxwell, Supervising Staff Attorney
Heather Cantrell, Policy Analyst

GUEST SPEAKER:

Chris Bundy, MD, MPH – WPHP

OTHERS PRESENT:

Lynn Kovacevich Renne, DPM – WSPMA
Gail McGaffick, JD – WSPMA
Karla Trombello
Vinai Prakash

1. Call to Order/Introductions

Chair Randy Anderson, DPM, called the meeting of the Washington State Podiatric Medical Board to order at 9:05 a.m. on April 21, 2022. The board made the following actions for these agenda items:

1.1 Introductions

The board members, staff, and guests introduced themselves. Ms. Fullerton informed the board of staffing updates with Ms. Maxey transitioning to the program manager position in preparation for Ms. Gragg's retirement and Ms. Simmons as the new administrative assistant.

1.2 Approval of agenda

MOTION: A motion was made to approve the April 21, 2022 business meeting agenda. The motion was seconded and unanimously approved.

1.3 Approval of January 20, 2022 meeting minutes

MOTION: A motion was made to approve the January 20, 2022 business meeting minutes with the correction of changing the word “Three” to “There” in the note under agenda item 4.3. The motion was seconded and unanimously approved.

2. **Old Business**

2.1 Continuing Medical Education (CME) Rule Project Update

Ms Gragg shared an update on the status of the CME rule project. It has been submitted for review through the Department of Health to be filed with the Office of the Code Reviser for an anticipated rule adoption hearing at the July 14, 2022, business meeting.

2.2 Request for list/labels from Agility COHE SPC

The Board considered the request for list/labels from Agility COHE SPC with the additional information requested.

MOTION: A motion was made to approve the list/labels request from Agility COHE SPC. The motion was seconded and unanimously approved.

3. **New Business**

3.1 COVID-19 follow-up

There were no pertinent follow-up regarding the COVID-19 outbreak.

3.2 2022 Legislative Session

Ms. Gragg provided the board a report on proposed legislation that may be of interest to the profession. Current bills to review are:

- HB 1779 with regard to surgical smoke for patient and practitioner safety. This bill was signed by Governor on 3/24/22 and becomes effective 1/1/2024.
- HB 1821 amended the definition of established relationships for audio-only telemedicine as an in-person visit once every 12 months; in 2023 an established relationship is required to be reimbursed for audio-only telemedicine. This bill was signed by Governor on 3/30/2022 and becomes effective 6/9/2022.
- SB 5496 updated statutory language regarding health professional monitoring programs; changes podiatric practitioner to podiatric physician; and requires rulemaking to conform rule language with new statutory language and was expedited. This bill was signed by Governor on 3/11/22 and becomes effective 6/9/2022.

- SB 5753 removed secretary officer position and clarifies the quorum requirement, increased the number of certain board, commission, or committee members and increased the compensation to \$250.00 per day for certain boards, commissions, and committees. This bill was signed by Governor on 3/30/2022 and becomes effective 6/9/2022.
- 1329 public meetings Bill, ensures public opportunity to interact with public agencies for decisionmaking processes.

MOTION: A motion was made to authorize rulemaking to update existing rule language to conform to amended statutory language from Senate Bill 5496. The motion was seconded and unanimously approved.

- 3.3 Washington Physicians Health Program (WPHP) Annual Report
Chris Bundy, MD, presented the board with the annual WPHP report.

Gail McGaffick thanked Dr. Bundy for the information and the hard work done during the 2022 legislative session. She asked how is WPHP's budget doing. Dr. Bundy reported the budget has had a surplus and have not had to request for additional funding. They have been out performing in their budget, however an increase of salaries may cause a deficit in the future.

- 3.4 Histories and physicals for medical admission for infection
Dr. Anderson lead the discussion of histories and physicals for medical admission for infection. Ms. Gragg, Ms. Maxey, and Ms. Fullerton will work with Dr. Anderson on potential updates to PO99-44 – *Podiatric Physicians Conducting Pre-Surgical Histories and Physicals* to bring to the board in the July meeting.

- 3.5 Senate Bill 5229 (passed in 2021) Health equity continuing education requirement
Ms. Gragg provided a summary of Department of Health activities regarding implementation of Senate Bill 5229 from the 2021 legislative session. These include a current draft of model rules regarding health equity continuing education. An additional rule workshop will be held on May 23, 2022 at 1:00 pm which may provide amendments to the current draft model rules. Staff will keep the board informed of any updates.

Gail McGaffick shared that draft rule section WAC 246-12-720 may need more clarification as boards and commissions may choose to exceed the stated 2 hour training minimum. In addition, there may be a conflict with the statute as it relates to required content of training listed in draft rule section WAC 246-12-730.

- 3.6 Correspondence/Inquiries
There were no correspondence/inquires for the board to review at this time.

4. Program Reports

- 4.1 Budget report
Ms. Gragg shared that the current report shows the budget, as of February 28, 2022, is in good standing.

4.2 Statistics reports

The current credential count report shows total active licensees to be 356, 16 with licenses in inactive status, and 6 with licenses in retired active status. In addition, the active disciplinary case report shows 24 active cases; Adjudication – 11, Investigation – 6, Marked for Closure – 5, and Review by board member and Staff Attorney – 2.

4.3 Continuing education audit report

There were no updates.

4.4 Recruitment update

Ms. Gragg informed the board recruitment for Dr. Anderson’s chair position is active with a due date for applications by May 1, 2022. She requested volunteers for interviews sometime in late May or early June.

Ms. Gragg congratulated Dr. Anderson for receiving the 2021 Podiatry Recipient of the Year award.

Ms. Gragg asked the board if they are interested in returning to in-person meetings. Ms. Fullerton shared with the board in-person meetings can be held which will have monetary costs associated with logistics as well as include travel time for persons attending. She asked the the board if they are interested in returning to in-person meetings, and how much notice is needed to ensure availability. The board discussed with the majority of virtual meetings, with the possibility of hybrid meetings as well. The board would need adequate notice ranging between 1 month to 2.5 months. Ms. Fullerton offered the board to revisit this discussion in the July meeting and the board agreed.

5. **Open Forum**

Public attendees were provided time to address the board on issues of significance to or affecting the practice of podiatric medicine and that are not related to topics for which a rules hearing was or will be scheduled.

Lynn Kovacevich Renne asked if the current CME policy needs to be updated since it is currently set to expire June 30, 2022. Ms. Gragg replied the CME policy will remain in place so long as the state of emergency is in effect. Ms. Fullerton shared the overall declaration has not provided information as to when exactly the state of emergency will end and there will be an off-ramp period. If there is an abrupt change to the state of emergency, a special meeting can be held to address this issue.

Gail McGaffick thanked the board and staff for all the hard work and gave a special welcome to Ms. Maxey. Ms. McGaffick appreciates how the transition is being done by Ms. Fullerton, Ms. Gragg & Ms. Maxey.

6. **Future Business**

The following items are to be added to the agenda for the July meeting:

- Scheduling 2023 Meeting Dates
- Electing Officers
- Updating Bylaws

- Additional discussion on in-person/hybrid meetings

7. **Settlement Presentations**

Settlement and/or Agreed Order presentations are contingent upon agreements being reached between the parties prior to a board meeting. Discussions are made in closed session; however, decisions are made during open session.

There were no settlement presentations.

8. **Adjournment of public meeting**

The meeting ended at 10:51 a.m.

9. **Discipline and Licensing**

The board attended to licensing and disciplinary matters.