

Minutes of the Meeting of the  
NYS Medicine Board  
March 3, 2023  
1411 Broadway NY, NY

Board Members Present: Dr. Berger, Dr. Boursiquot, Dr. Epstein, Dr. Grayson, Dr. Guthrie, Dr. Kasinathan, Dr. Mark, Dr. Papa, Dr. Rehman, Dr. Romanelli, Dr. Sahgal, Dr. Sapio, Dr. Shah, Dr. Sharma, Dr. Shelat, and Dr. Wlody; PA Greg Shutts.

Board Members Absent: Dr. Autz, Dr. Plummer, Dr. Raju, Dr. Salemi, and Dr. Walther; public members Marian Goldstein and JoAnn Marino.

Guests Present: Sarah Benson, Deputy Commissioner of Education; Cassandra Pineda of the Greater New York Hospital Association, Patti Cuartas and Edward Mathes (Rochester) of the NYSSPA, and Al Watermaker.

Staff Members Present: Stephen Boese, Executive Secretary to the Board; Carla Wells, Education Program Assistant 2; and Lee Fitzgerald, Education Program Assistant 1.

Meeting is called to order by Dr. Epstein at 9:30 am.

Motion to Accept Minutes: Motion is made, seconded, and passed to accept the minutes from the December 2022 meeting.

**Presentation from Deputy Commissioner Sarah Benson:**

Ms. Benson presents on interstate licensure compacts. She reviews the different types of compacts proposed, possible benefits, and the current existing compacts. 43 states participate in at least one licensure compact. NY and CA are the biggest states to have not yet adopted one. She reviews common features of compacts, including governing bodies, common license requirements, shared license database, and protocols for information sharing and dispute resolution. She also discusses differences in license requirements for both medicine and nursing between NYS and the compact.

More legislative analysis is recommended. She gave examples of statutory and regulatory changes that would be required. She reviews potential negative consequences of joining the compact, like weakened state legislature authority over licensure qualifications, direct-source information requirements and due process considerations since discipline in one state could automatically affect license in every state. NYS's ability to evolve and develop unique license requirements or scope of practice factors may be hindered. Building new systems and staff to support this will greatly impact the SED budget and time frames for that project and others currently underway like the OP Modernization project.

The current speed of license processing is 2 weeks after all documents are received for most categories of nursing and medicine applicants, so joining a compact would not make processing any faster. She discusses some alternatives to joining a compact that have been proposed that would require legislative action.

#### Executive Secretary's Report:

Mr. Boese provides an update from the Office of the Professions.

The new website has been launched and is working well.

Dr. Roger Oskvig, former Board for Medicine Chair will be at the next meeting to discuss international medical education. Michael Powers from the AT committee will report on blood flow restriction at the next meeting. Dr. Gimpel and Doug Murray from the NBOME will present on their clinical skills assessment pilot program at the September meeting.

#### Legislative Updates:

The board reviewed various initiatives proposed in the Governor's budget.

PA Practice– Would allow for practice of PAs without physician supervision under certain circumstances. Eliminates the limit of number of PAs a physician can supervise. Would allow PAs to be the Medical Director of school districts. That would affect ATs as they explicitly have to be supervised by a physician. The board discusses the possibility of imposing rules around scope of practice and specialties similar to Nurse Practitioners to ensure that PAs are practicing in specialty areas for which they have experience and training.

Temporary Practice Permits– This would allow licensees in “qualified high-need healthcare professions” to practice while their application is being processed. Requires all documents to have been received and supervision by licensed physician.

Pharmacy Hormonal Contraceptives– Would allow a licensed pharmacist to “prescribe” self-administered hormonal contraceptives under specified qualifications. The board discussed that “prescribing” is not within a pharmacist scope of practice and recommend restructuring the bill to specify that the pharmacist would dispense the product in accordance with a physician specific or non-patient specific prescription. The board also discussed separate legislation which uses the language of dispensing self-administered hormonal contraceptives in accordance with a non-patient specific prescription.

Pharmacy Asthma and Diabetes – Would allow pharmacists to order diabetes self-management services and asthma self-management and asthma home based services.

Pharmacy HIV Pre-Exposure – Allows a licensed physician and NP to order a non-patient specific order for HIV pre-exposure prophylaxis.

Pharmacy Nicotine treatment medications and Opioid Antagonists – May prescribe and dispense nicotine treatment and opioid antagonists.

The board discussed that ordering medical treatments (such as asthma, diabetes, and nicotine treatment medications) is not within scope of pharmacy and should be viewed separately from policy initiative that allow pharmacists to dispense certain preventive products (such as hormonal contraceptives) or administration of vaccine subject to non-patient specific prescriptions.

#### Quarterly Report from the Advisory Committee on Clinical Clerkships:

The Committee has not met since the last meeting and the board of Regents have not addressed any recent proposals from the advisory committee.

#### Presentation by Dr. Epstein and Mr. Boese on the IMS Advisory Committee:

Mr. Boese gives an overview presentation of clinical clerkships functions and activities. He explains the requirements and process for a school to be approved to send students for longer than 12 weeks and renewed every 7 years. He explains the recent implementation of hospital site visits.

#### International Medical Graduate Workgroup Report:

Mr. Boese reports that the workgroup has considered 18 applications since the last meeting.

#### Committee Reports:

##### Report from the Medical Physics Committee:

The Committee sent a detailed response to answer questions from the DOH Bureau of Environmental Radiation Protection regarding scope of practice of therapeutic radiological physicists.

##### Report from the Pathologists' Assistant Committee:

The Department of Health Clinical Laboratory Enforcement Program gave a presentation on clinical lab supervision and specimen tracking.

##### Report from the Athletic Training Committee:

The committee heard a report from Karen Hollowood and Ann Lanoue, of the NYSED Office of School Health regarding an Overview of School Health Services; Physical Education; Athletics; and Athletic Trainers

#### Next Meeting Dates:

The next meetings are set for 6/9/23, 9/8/23, 12/8/23, and 3//24 at 9:30 am.

Meeting adjourned at 12:22 pm.

Draft respectfully submitted,

Carla Wells  
Education Program Assistant 2