



MEDICAL BOARD OF CALIFORNIA

WEBEX ONLINE MEETING AGENDA

Thursday, November 18, 2021

2:00 P.M. – 6:30 P.M.

Friday, November 19, 2021

9:00 A.M. – 2:00 P.M.

Kristina Lawson, J.D.

President

Randy W. Hawkins, M.D.

Vice President

Laurie Rose Lubiano, J.D.

Secretary

Ryan Brooks

Alejandra Campoverdi

Dev GnanaDev, M.D.

James M. Healzer, M.D.

Howard R. Krauss, M.D.

Asif Mahmood, M.D.

David Ryu

Richard E. Thorp, M.D.

Eserick "TJ" Watkins

Felix C. Yip, M.D.

*Action may be taken on any item listed on the agenda.
Meeting times and order of agenda items are subject to change.
Please see last page for information on public participation.*

Consistent with Government Code section 11126.5, the Board may remove anyone who willfully disrupts a meeting. Further, if order to a meeting cannot be restored by removing any such disruptive person(s), the Board is authorized to clear the room or close the virtual session to the public and continue in session (Government Code section 11126.5).

November 18, 2021 – [Join WebEx Event Link \(Instructions\)](#)

1. Call to Order/Roll Call/Establishment of a Quorum
2. Public Comments on Items not on the Agenda
Note: The Board may not discuss or take action on any matter raised during this public comment section, except to decide whether to place the matter on the agenda of a future meeting [Government Code sections 11125, 11125.7(a)].
3. Approval of Minutes from the August 19 – 20, 2021 Quarterly Board Meeting
4. President's Report, including notable accomplishments and priorities – Ms. Lawson
5. Board Member Communications with Interested Parties – Ms. Lawson
6. Executive Management Reports – Mr. Prasifka and Mr. Varghese
 - A. Administrative Summary, including budget, personnel, and technology updates

2005 Evergreen Street
Suite 1200
Sacramento, CA 95815
Phone: (916) 263-2389
www.mbc.ca.gov

- B. Enforcement Program Summary, including personnel, expert reviewer program, statistics, and enforcement unit updates
 - C. Licensing Program Summary, including personnel, statistics, and licensing unit updates
 - D. 2022 – 2025 Strategic Plan
7. Enforcement Updates
- A. Update from the Attorney General's Office – Ms. Castro
 - B. Update from the Health Quality Investigation Unit – Ms. Nicholls
8. Update from the Department of Consumer Affairs – Ms. Holmes
9. Update on Revising Guidelines for Prescribing Controlled Substances for Pain – Mr. Prasifka

Recess

Friday, November 19, 2021

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10. Call to Order/Roll Call/Establishment of a Quorum

11. CLOSED SESSION

Pursuant to Government Code section 11126(a)(1), the Board will meet in closed session to conduct the annual evaluation of the Executive Director.

12. Public Comments on Items not on the Agenda

Note: The Board may not discuss or take action on any matter raised during this public comment section, except to decide on whether to place the matter on the agenda of a future meeting [Government Code sections 11125, 111257(a)].

13. Discussion and Possible Action on Legislation/Regulations – Mr. Bone

A. Implementation Plans for 2021 Legislation

- 1. AB 356 (Chen) Fluoroscopy: Temporary Permit
- 2. AB 359 (Cooper) Physicians and Surgeons: Licensure: Examination
- 3. SB 310 (Rubio) Unused Medications: Cancer Medication Recycling
- 4. SB 806 (Roth) Healing Arts

B. 2022 Legislative Proposals

- 1. Proposal to Seek Board-Approved Statutory Changes Not Included in SB 806
- 2. Proposal to Reduce the Burden of Proof in Disciplinary Cases
- 3. Proposal to Change Timing or Charge a Fee for Petitions for Penalty Relief from Disciplined Licensees
- 4. Proposal to Require Earlier Exchange of Expert Testimony Information
- 5. Proposal to Increase Mandatory Reports of Physician Misconduct to the Board
- 6. Proposal to Require Medical Records Retention for Specified Period

7. Proposal to Clarify Consumer Access to Personal Records within Board Enforcement Files

8. Proposal to Clarify Licensure Requirements Established by SB 806

C. Regulatory Actions

1. Approved Certifying Organizations 16 CCR Sections 1366.3, 1366.31, and 1379.07

2. Physician Health and Wellness Program, 16 CCR Sections 1357.10, 1357.11, 1357.12, 1357.13, 1357.14, 1357.15, and 1357.16

3. Notice to Consumers, 16 CCR Sections 1355.4, 1378.5, 1379.4, and 1379.58

14. Update on the Status of Physician Health and Wellness Program – Ms. Webb

15. Updates from External Boards and Organizations

A. Update from the Board of Registered Nursing on AB 890 – Ms. Melby

B. Update on the Health Professions Education Foundation – Dr. Hawkins and Dr. Gnanadev

C. Update on the Physician Assistant Board – Dr. Hawkins

16. Discussion and Possible Action on Proposed Agenda Item for the Midwifery Advisory Council Meeting – Ms. O'Connor

17. Future Agenda Items

18. Adjournment

Public Participation

While the Board intends to [livestream](#) this meeting, it may not be possible to livestream the entire open meeting due to limitations on resources or technical difficulties.

Pursuant to the provisions of Governor Gavin Newsom's [Executive Order N-29-20](#), dated March 17, 2020, neither a public location nor teleconference locations are provided.

The meeting is accessible to the public via WebEx. A link to the WebEx Event and [instructions on how to connect](#) will be added to this agenda and the Medical Board of California's (Board) website approximately one week prior to the meeting date.

During Agenda Items **2** and **12**, Public Comments on Items not on the Agenda, the Board has limited the total public comment period to forty minutes. Therefore, after forty minutes, no further comments will be accepted. Each person will be limited to three minutes per agenda item.

During public comment on any other agenda item, a total of twenty minutes will be allowed for comments. After twenty minutes, no further comments will be accepted. Each person will be limited to three minutes per agenda item.

Additionally, the public may submit written comments regarding items on the agenda, as well as items not on the agenda, to be provided to Board Members in advance of the meeting. To submit written public comments, please identify which topic or agenda item you are commenting on, and email your comments to the Board at WebMaster@mbc.ca.gov, or mail your comments to the attention of Valerie Caldwell, Medical Board of California, 2005 Evergreen Street, Suite 1200, Sacramento, CA 95815. Comments should be received by the Board by November 16, 2021, for timely distribution to Board Members.

NOTICE: The meeting is accessible to the physically disabled. A person who needs a disability-related accommodation or modification in order to participate in the meeting may make a request by contacting Valerie Caldwell at (916) 263-2389 or send a written request to valerie.caldwell@mbc.ca.gov. Providing your request at least five business days before the meeting will help ensure availability of the requested accommodation.

The mission of the Medical Board of California is to protect health care consumers through the proper licensing and regulation of physicians and surgeons and certain allied health care professionals and through the vigorous, objective enforcement of the Medical Practice Act, and to promote access to quality medical care through the Board's licensing and regulatory functions.
