



MEDICAL BOARD OF CALIFORNIA

Protecting consumers by advancing high quality, safe medical care.

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Gavin Newsom, Governor, State of California | Business, Consumer Services and Housing Agency | Department of Consumer Affairs

Application Review and Special Programs Committee Meeting

WebEx Online

January 20, 2021

Open Meeting Minutes

Wednesday, January 20, 2021

Members Present:

Kristina D. Lawson, J.D., Chair
Randy W. Hawkins, M.D.
Felix C. Yip, M.D.

Staff Present:

Aaron Bone, Chief of Legislation and Public Affairs
Dalia Demian, Associate Governmental Program Analyst
Sean Eichelkraut, Information Technology Supervisor I
Marina O'Connor, Chief of Licensing
William Prasifka, Executive Director
Lynn Sterba, Staff Services Manager I
Kathryn Taylor, Staff Services Manager I
Christina Thomas, Staff Services Manager I
Reji Varghese, Deputy Director
Kerrie Webb, Staff Counsel

Agenda Item 1 Call to Order/Roll Call/Establishment of a Quorum

Ms. Lawson called the meeting of the Application Review and Special Programs Committee (Committee) of the Medical Board of California (Board) to order on January 20, 2021, at 4:02 p.m. A quorum was present and due notice was provided to all interested parties.

Agenda Item 2 Public Comments on Items not on the Agenda

No public comments were provided.

Agenda Item 3 *Approval of the Minutes from the August 12, 2020, Application Review and Special Program Committee Meeting*

No edits from the members.

Dr. Hawkins made a motion to approve the Minutes from the August 12, 2020, Application Review and Special Program Committee Meeting; s/Ms. Lawson. Motion carried unanimously (3-0).

Agenda Item 4 *Discussion and Possible Action to Recommend to the Full Board to Delegate to Board Staff the Authority to Grant Extensions to Postgraduate Training Licenses*

Ms. O'Connor presented information regarding the Board's request to approve a recommendation to the full Board to delegate to Board staff the authority to grant extensions to Postgraduate Training Licenses, pursuant to California and Business Professions Code (BPC) section 2065(g).

Business and Professions Code (BPC) section 2064.5(b) allows a PTL to remain active for 39 months if the holder is enrolled in a board-approved postgraduate training program in California. BPC section 2065(g) gives the Board discretion to extend the PTL beyond the 39 months to allow the holder to obtain 36 months of required postgraduate training including the 24 months in the same program requirement. The Board continues to receive license applications from residents who have not obtained 24 months of postgraduate training in the same program after completing the 36 months of training required for licensure due to circumstances outside of their control.

Ms. O'Connor presented the request to the Committee to approve the recommendation to the full Board to delegate the authority to Board staff to grant extensions to PTLs pursuant to BPC section 2065(g). If approved, the recommendation will be brought to the full Board for approval at its February 4, 2021 meeting.

Dr. Hawkins asked whether there is anything negative about this proposed change.

Ms. O'Connor responded that she does not see any negatives at this time, since the Board has not had too many situations come up yet; however, there could be more situations that come up since we just went through our first of transition period to the new law.

Dr. Yip indicated that he would like to see reporting of how many extensions will be approved by staff in the next year.

Mr. Prasifka indicated that it is important for these very exceptional cases to be heard on a case-by-case basis. This does not mean that every single case will be approved, but there are exceptional cases that will need to be considered on their merit on an individual basis. There are no downsides because future requests will be reviewed by the Board staff to determine whether or not it will be approved.

Dr. Hawkins asked whether the Board is in jeopardy that once approved, we would have to approve all requests?

Mr. Prasifka responded that once something is approved, we are establishing a precedent. We have to have a consistent approach going forward. We are here to protect the public and to ensure certain requirements are being met. There will be cases that may not meet the requirements and Board staff will review based on the merit of the information provided.

Ms. Lawson asked for public comments. There were no public comments

Dr. Yip: Made a motion to approve the recommendation; s/Dr. Hawkins. Motion carried unanimously (3-0).

Open session ended at 4:34 p.m. and the Committee reconvened in Closed Session, pursuant to Government Code section 11126(c)(2), for deliberations under Agenda Item 5.

Closed Session ended at 4:43 p.m. and the Committee reconvened in Open Session.

Agenda Item 6 Adjournment

Ms. Lawson Adjourned the meeting at 4:43 p.m.