

**Vermont Board of Medical Practice  
Minutes of the September 3, 2008 Board Meeting  
Gifford Medical Center, Randolph, Vermont**

**“Approved – October 1, 2008”**

**1. Call to Order; Call the Roll; Acknowledge Guests**

Dr. James D. Cahill, acting as Chair, called the meeting to order at 12:08 p.m.

**Members Present:**

James D. Cahill, MD; Margaret F. Martin; Russell P. Davignon, MD; William K. Hoser, PA-C; Honorable David A. Jenkins; John J. Murray, MD; Sharon L. Nicol; Harvey S. Reich, MD; Robert R. Rinaldi, MD; Toby Sadkin, MD; John B. Webber, Esq.; Florence Young.

**Others in Attendance:**

William E. Wargo, Director; Philip Ciotti, Investigator; Roberta Downes, Licensing Administrator; Paula Nenninger, Investigator; Margaret Vincent, Assistant Attorney General; Marjorie Power, Legal Counsel and Presiding Officer; Lisa Dulskey-Watkins, MD, Vermont Department of Health Blueprint; Frank Harris, Vice President at Fletcher Allen Health Care (participated by phone); Mike Gagnon, Infrastructure Director at Fletcher Allen Health Care (participated by phone); Julia Nash, Lead Trainer at DocSite (participated by phone);

**2. Approval of the Minutes of the August 6 and 20 , 2008 Board Meetings:**

Mr. Webber made a motion to accept the minutes of the August 6, 2008 Board meeting. Dr. Murray seconded the motion. The motion passed, opposed: none; abstained: Ms. Martin and Ms. Nicol.

Dr. Davignon made a motion to accept the minutes of the August 20, 2008 Board meeting. Ms. Nicol seconded the motion. The motion passed, opposed: none; abstained: none.

**3. Board Matters (Dr. Cahill)**

Dr. Cahill recommended to the Board on behalf of the South Committee that laser use be considered the practice of medicine.

Dr. Murray made the motion that the Board adopt the South Committee proposal that “the use of lasers/pulsed light devices, or other energy source, chemical, or modality that affects living tissue, for the purpose of treating a physical disease, disorder, deformity, or injury constitutes the practice of medicine under Vermont law, 26 VSA § 1311.” Dr. Sadkin seconded the motion. The motion passed, opposed: none; abstained: none. (Attachment: Memo & Laws)

#### **4. Administrative Update (Mr. Wargo)**

Mr. Wargo asked that the Board make a formal motion designating three Board staff members to request information from the Vermont Prescription Monitoring System (VPMS) in accordance with VPMS Rule 3.3. (Attachment: Memo & 3.3 Professional Licensure Boards)

Dr. Cahill made the motion designating the following individuals to be certified to request information from the VPMS: William Wargo, Director; Phil Ciotti, Investigator; Paula Nenner, Investigator. Dr. Murray seconded the motion. The motion passed, opposed: none; abstained: none.

Mr. Wargo asked on behalf of Ms. Hayes that members please return completed interview forms to Ms. Downes at Board meetings. He distributed a copy of the form. (Attachment: Interview Form)

Mr. Wargo informed the Board that the Vermont Humanities Council and the Vermont Board of Medical Practice's first program of the six-part discussion program Doctors, Patients, and the Public Trust: Conversations in Literature and Medicine is to be held on Wednesday, September 17, 2008 at the Fletcher Free Library from 5:30 to 7:00 pm. (Attachment: Doctors, Patients, and the Public Trust: Conversations in Literature and Medicine)

#### **5. Presentation to the Board:**

Dr. Lisa Dulsky-Watkins with the Vermont Department of Health, Vermont Blueprint for Health, spoke to the Board regarding the Vermont Blueprint for Health.

Vermont Blueprint for Health was started by Governor Douglas in 2003. Blueprint for Health is a statewide initiative to help and assist people with chronic illnesses. The program currently involves approximately half the state, in areas such as St. Johnsbury and Bennington.

Dr. Dulsky-Watkins also spoke about DocSite Registry. When information is entered into the system, it can allow doctors to look at specific population types.

Dr. Dulsky-Watkins turned the floor over to Ms. Julia Nash, Lead Trainer for DocSite Registry. Ms. Nash through Webinar demonstrated how information is entered in the registry and explained the benefits of the system.

Ms. Nash started by showing the Board the types of information items entered into a patient's file. Some of those items include: general patient information,

managed conditions, allergies, current medications, problem list, providers (care team), insurers and employers.

Ms. Nash pointed out that the problem list can include items besides the patient's medical issues, such as if they have problems getting to their medical appointments due to transportation. Ms. Nash also explained that the providers (care team) include all of the physicians taking care of this patient. The primary provider may not necessarily be the primary physician; it may be the physician having the most contact with the patient and that may change after time.

Ms. Nash demonstrated how the system can track different parts of the patient health care treatment and keep the physician informed of what the patient may or may not require at the visit. For example, if this form is used, the physician can see what issues need to be address at that visit. This form shows what and when any blood work needs to be completed and if any other tests need to be completed.

The following questions were raised during the presentation:

- How long does the information remain in the registry?

Ms. Nash explained that the information remains in the system until the physician who set the file up goes in and manually deletes the information.

- Does each physician on a care team for patient need to set up a file in the registry? Can all the physicians involved access the file?

Ms. Nash explained that one file can be set up by, for example, the primary physician, and he or she can give permission to the other physicians on that care team to access the file and add information.

Ms. Nash also pointed out that the reports generated from this system can, to some degree, be customized.

## **6. Presentation of Applications:**

Applications for physician licensure and physician assistant certification were presented and acted upon as detailed in Appendix A, incorporated by reference into these minutes.

## **7. Recess; Convene Hearing (Ms. Power):**

None

## **8. Executive Session to Discuss Investigative Matters**

Mr. Webber made a motion at 2:11 p.m. to go into Executive Session to discuss confidential matters related to investigations. Dr. Murray seconded the motion. The motion passed, opposed: none; abstained: none.

## **9. Open Session**

Return to open session: 2:29 p.m.

### **Dr. Reich, South Investigative Committee, moved to close:**

MPS 121-0805	MPS 62-0608	MPS 68-0608
MPS 65-0608	MPS 63-0608	

Dr. Murray made a motion to close the cases presented. Judge Jenkins seconded the motion. The motion passed, opposed: none; abstained: South Committee (Mr. Hoser, Ms. Martin, Dr. Cahill, Dr. Reich, Dr. Rinaldi and Mr. Webber).

### **Dr. Murray, Central Investigative Committee, moved to close:**

MPC 69-0608

Dr. Reich made a motion to close the case presented. Mr. Webber seconded the motion. The motion passed, opposed: none; abstained: Central Committee (Dr. Murray, Dr. Davignon, Judge Jenkins and Ms. Young) and Ms. Martin.

**The North Investigative Committee had no cases to close.**

## **10. Any Other Business:**

The Board discussed the video and in-person interviews. Questions were raised around using VTEL and personal video cams. Mr. Wargo will look into this issue, and see what other states require for interviews.

## **11. Next meetings:**

Upcoming meetings:

- **October 1, 2008**, Licensing Committee meeting, 10:30 a.m. Gifford Medical Center, Randolph
- **October 1, 2008**, Board meeting, 12:00 p.m. Gifford Medical Center, Randolph

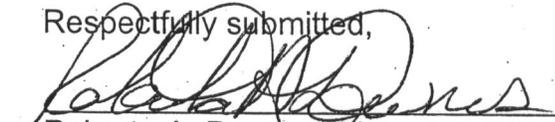
- **October 9, 2008**, North Investigative Committee Meeting, 12 p.m., Water Supply Conference Room #039, Old Pantry Building, State office Complex, Waterbury
- **October 10, 2008**, Central Investigative Committee Meeting, 12 p.m, Liquor Control Conference Room, 13 Green Mountain Drive, Montpelier
- **October 15, 2008**, Board meeting on pending applications, 1:10 p.m., teleconference meeting, with public access at the Board offices, 101 Cherry Street, Burlington
- **October 15, 2008**, South Investigative Committee Meeting, 1:00 p.m., Asa Bloomer Building, 88 Merchants Row, Rutland

## 12. Adjournment

Dr. Davignon made a motion to adjourn. Dr. Murray seconded the motion. The vote was all in favor, opposed: none, abstained: none.

Meeting adjourned at 2:41 p.m.

Respectfully submitted,



Roberta A. Downes, Licensing Administrator

## Attachments:

- Memo and Laws Regarding Lasers
- 3.3 Professional Licensure Boards
- Vermont Blueprint for Health
- DocSite Registry
- Interview Form
- Doctors, Patients, and the Public Trust: Conversations in Literature and Medicine

## Appendix A

**Presentation of Applications** (Recommendations were in the form of motions by the member making the recommendation)

**Dr. Cahill reported on interviews conducted with**

James Edmond, MD  
Stephan Hochstin, MD  
Barbara Masley, MD  
Thomas McNarmara, MD

Recommended by Dr. Cahill for physician licensure  
Seconded by Dr. Davignon, passed, opposed: none, abstained: none

**Dr. Davignon reported on an interview conducted with**

John Batsis, MD

Recommended by Dr. Davignon for physician license  
Seconded by Dr. Cahill, passed, opposed: none, abstained: none

**Dr. Davignon reported on interviews conducted with**

Suzanne Aquino, MD  
Sam Cheng, MD  
Charles Hoo, MD  
Laura A. Hotchkiss, MD  
Charlotte Hovey, MD  
James Norconk, MD  
James Okoh, MD

Recommended by Dr. Davignon for physician licensure  
Seconded by Dr. Murray, passed, opposed: none, abstained: none

**Mr. Hoser recommended the following for secondary physician assistant certification**

Patricia Driscoll, PA-C  
Kerry Fantelli, PA-C  
Deborah O'Hara, PA-C

Recommended by Mr. Hoser for secondary physician assistant certification  
Seconded by Dr. Reich, passed, opposed: none, abstained: none

**Dr. Murray reported on an interview conducted by Dr. King with**

Mark Whittaker, MD

Recommended by Dr. Murray for physician licensure  
Seconded by Mr. Webber, passed, opposed: none, abstained: none

**Dr. Murray reported on interviews conducted with**

Michael Barnum, MD  
Nicole Hynes, MD  
Linda Kornfled, MD  
Charles Staunton, MD

Recommended by Dr. Murray for physician licensure  
Seconded by Mr. Webber, passed, opposed: none, abstained: none

**Dr. Reich reported on interviews conducted with**

Richard Riemersma, MD  
John Silkensen, MD

Recommended by Dr. Reich for physician licensure  
Seconded by Mr. Webber, passed, opposed: none, abstained: none

**Dr. Rinaldi reported on an interview conducted with**

Lorissa Segal, MD

Recommended by Dr. Rinaldi for physician licensure  
Seconded by Mr. Hoser, passed, opposed: none, abstained: none

**Dr. Sadkin reported on an interview conducted with**

Richard Valdesuso, MD

Recommended by Dr. Sadkin for physician licensure  
Seconded by Dr. Reich, passed, opposed: none, abstained: none