

Actions by the FSMB House of Delegates

April 27, 2019

1. The agenda for the April 27, 2019 House of Delegates meeting was **APPROVED**.
2. The seven (7) rules for conducting the 2019 business meeting of the House of Delegates as presented in the Report of the Rules Committee were **APPROVED**.
3. The reports contained in the Consent Agenda were **ACCEPTED**.
4. The minutes of the April 28, 2018 House of Delegates meeting were **APPROVED**.
5. The proposed FY 2020 budget was **APPROVED**.

6. Elections

Chair-elect: Cheryl L. Walker-McGill, MD, MBA (2019-2020)
(elected by acclamation)

Directors-at-Large: Jone Geimer-Flanders, DO (2019-2022)
Shawn P. Parker, JD, MPA (2019-2022)
Joseph R. Willett, DO (2019-2022)

Nominating Committee (elected by acclamation):

Nathaniel B. Berg, MD (2019-2021)
Maroulla S. Gleaton, MD (2019-2021)
Joy M. Neyhart, DO (2019-2021)

7. Proposed Bylaws Amendment #1 as contained in the Report of the Bylaws Committee was **ADOPTED AS AMENDED**:

PROPOSED AMENDMENT #1

Article IV. Board of Directors

Section A. Membership and Terms

1. MEMBERSHIP: The Board of Directors shall be composed of the Officers, nine Directors-at-Large and two Staff Fellows. At least ~~two~~ **three** members of the Board, who are not

Staff Fellows, shall be non-physicians, at least ~~one~~ two of whom shall be servicing on a Member Medical Board as a public/~~consumer~~ member.

[NOTE: Adopted version reads: The Board of Directors shall be composed of the Officers, nine Directors-at-Large and two Staff Fellows. At least three members of the Board, who are not Staff Fellows, shall be non-physicians, at least two of whom shall be a Member Medical Board public member.

8. Proposed Bylaws Amendment #2 as contained in the Report of the Bylaws Committee was **ADOPTED**:

PROPOSED AMENDMENT #2

Article IV. Board of Directors

Section C. Election of Directors-at-Large

6. Only an individual who is a Board Member Fellow at the time of the individual's election shall be eligible for election as a Director of the FSMB.

9. Proposed Bylaws Amendment #3 as recommended by Reference Committee A was **ADOPTED**:

PROPOSED AMENDMENT #3

Article VIII. Standing and Special Committees

Section H. Nominating Committee: Process for Election

2. ELECTION: At least three Fellows shall be elected at each Annual Meeting of the House of Delegates by a plurality of votes cast, each to serve for a term of two years. Only an individual who is a Board Member Fellow at the time of the individual's election shall be eligible for election as a member of the Nominating Committee.....

10. BRD RPT 19-2; Report on Resolution 18-1: Acute Opioid Prescribing Guidelines was **FILED FOR INFORMATION**.

11. **A SUBSTITUTE RESOLUTION** in lieu of Resolution 19-1; Correlation Between Licensee USMLE or COMLEX Passage Attempt Rate and Reports of State Medical Board Discipline submitted by the Minnesota Board of Medical Practice was **ADOPTED**:

Resolved, that the FSMB will delegate staff to work collaboratively with other relevant parties (e.g., NBME, NBOME) to complete the following:

- (1) Identify current licensing requirements specific to USMLE and COMLEX, including time and/or attempt limits on these examinations;

- (2) Identify existing, or facilitate additional, research evaluating whether time and/or attempt limitations on USMLE and COMLEX correlate with external measures such as a decrease in future medical board disciplinary action and/or medical malpractice;
 - (3) Begin work toward a long-term goal of research exploring the correlation between performance on these licensing examinations and other measures of clinical aptitude or outcomes; and
 - (4) Share initial findings through a written report to the FSMB House of Delegates in spring 2020 and with subsequent periodic reports as research becomes available.
12. The guidelines and recommendations contained in BRD RPT 19-1: Report of the Ethics and Professionalism Committee: Social Media and Electronic Communications were **ADOPTED** and the remainder of the report filed.
13. BRD RPT 19-3; Report on Resolution 18-3: Permitting Out-of-State Practitioners to Provide Continuity of Care in Limited Situations was **FILED FOR INFORMATION**.
14. **A SUBSTITUTE RESOLUTION** in lieu of Resolution 19-4; Emergency Licensure Following a Natural Disaster submitted by the North Carolina Medical Board was **ADOPTED**:

Resolved, that the FSMB will evaluate the experiences and disaster readiness of state medical and osteopathic boards and develop recommendations to facilitate the interstate mobility of properly licensed physicians and other health care personnel in response to disasters, public health emergencies, and mass casualties, and issue a report to the House of Delegates in 2020.
15. Resolution 19-5; Informed Consent Policy submitted by the North Carolina Medical Board was **NOT ADOPTED**
16. **A SUBSTITUTE RESOLUTION** in lieu of Resolution 19-6; Model Policy on DATA 2000 and Treatment of Opioid Addiction in the Medical Office Policy (2013) submitted by the North Carolina Medical Board was **ADOPTED**:

Resolved, that the FSMB review and update the *Model Policy on DATA 2000 and Treatment of Opioid Addiction in the Medical Office (2013)* and submit a report to the House of Delegates at the 2020 FSMB Annual Meeting.
17. Resolution 19-7; Policy on Physician Impairment submitted by the North Carolina Medical Board was **ADOPTED**

Resolved, that the FSMB convene a workgroup, to include the Federation of State Physician Health Programs (FSPHP), to review and update the FSMB *Policy on Physician Impairment (April 2011)* and submit its recommendations to the House of Delegates at the 2020 FSMB Annual Meeting.