



Members of the Board

Judith Manzi, DPM, President
Darlene Trujillo Elliot, Vice President
Maria Cadenas, MBA, Secretary
Carolyn McAloon, DPM
Neil B. Mansdorf, DPM
Michael A Zapf, DPM

BOARD MEETING

June 7, 2019

Action may be taken on any item listed on the agenda.

Agenda items may be taken out of order for meeting efficiency.

**University of California, Riverside
900 University Ave.
Riverside, CA 92521
School of Medicine Education
Building 2nd Floor
Dean's Conference Room**

MINUTES

OPEN SESSION

I. Call to Order & Establishment of Quorum.

Board Member Manzi called the meeting to order at 10:04 a.m., Kathleen Cooper called roll, and a quorum was established.

MC	DE	NM	JM	CM	MZ
P	P	P	P	P	P

II. President's **Welcome**.

III. Public Comments on Items not on the Agenda.

MC = M. Cadenas	MZ = M. Zapf	DE = D. Elliot	NM = N. Mansdorf
JM = J. Manzi	CM = C. McAloon		

LEGEND: Y = YES, N = NO, A = ABSENT, P = PRESENT, ABS = ABSTAIN, C = CONFLICT

There were no comments from the public.

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).)

IV. Review and Approve Meeting Minutes of the Board Meeting held on March 1, 2019.

Board Member Zapf moved, and Board Member Mandsdorf seconded, to accept the minutes from the March 1, 2019 Board Meeting. The motion carried 6-0.

MC	DE	NM	JM	CM	MZ
Y	Y	Y	Y	Y	Y

V. Executive Officer's Report – Brian Naslund

A. Licensing Program Update – Judith Manzi, DPM

The Board reviewed and discussed the Licensing Program Report as presented by Judith Manzi, DPM. Dr. Manzi reported on the number of renewals for all licensees, including retired, military, disabled, or inactive. Statistics on residents were also discussed. Fellowships were also discussed in terms of the criteria used for approval of the Counsel on Podiatric Medical Education (CPME), which provides certification. Although much of this information is confidential, as a licensing Board, it may be important to look into the certified fellowships in the State of California. It may also be important to look at the residency programs as to their individual criteria for residents' program completion. These issues will be brought to the committee to be addressed at the next Board Meeting.

A motion to approve 19 applications for approval was made by Board Member Zapf and seconded by Board Member McAloon. The motion carried 6-0.

MC	DE	NM	JM	CM	MZ
Y	Y	Y	Y	Y	Y

B. Enforcement Program Update – Neil Mansdorf, DPM

The Board reviewed and discussed the Enforcement Program Report as presented by Neil Mansdorf, DPM.

There was a significant increase in complaints this year compared to the same quarter last year. Significant number of cases were closed, and the time it took to close cases

increased. He reported that annually, our statistics show that the enforcement program is doing quite well. As far as citations and disciplinary orders, these are well documented in the written report and are within norms. There are very low numbers in terms of probationers and cases are closing within expected time periods. It was also mentioned that the Board has three new cases with the Deputy Attorney General (DAG). As to Department of Consumer Affairs (DCA) performance measures, this Board's statistics look very good comparatively. Dr. Mansdorf also reported that DCA's "Enforcement Performance Measures" report was informative, helpful, and very well done.

Information was reviewed and discussed concerning two new consultants. Board Member Mansdorf made a motion, and Board Member Cadenas seconded, to accept both qualified consultants as recommended by the committee: Jack Bois, DPM, and Parminder P. Jagur, DPM. The motion carried 6-0.

MC	DE	NM	JM	CM	MZ
Y	Y	Y	Y	Y	Y

C. Legislative Program Update – Michael Zapf, DPM

Legislation

The Board reviewed and discussed the Legislative Program Report as presented by Michael Zapf, DPM and Kathleen Cooper.

AB 407 (Santiago, 2019) Fluoroscopy Permit or Certification and Continuing Education, was reviewed and discussed. It was reported that this legislation is strongly supported by the podiatric profession and by other healthcare professions and that the current requirements are time consuming and unnecessary regarding the proper usage of the machines. Board Member Manzi moved, and Board Member Zapf, seconded a motion to support this proposed legislation. The motion carried 6-0.

MC	DE	NM	JM	CM	MZ
Y	Y	Y	Y	Y	Y

AB 678 (Flora, 2019) Medi-Cal Podiatric Services, Exception. The Board discussed Medi-cal coverage for podiatric patients and the fact that podiatric medical care was removed from Medi-cal during the economic downturn in 2009. This bill would restore podiatric medical services to the list of covered services under Medi-cal and eliminate some of the barriers to increase the provider network. It was also mentioned that this bill would return podiatric medical doctors to those providers covered under Medi-cal. Board Member Mansdorf moved and Board Member Cadenas seconded, a motion to support AB 678. The motion carried 6-0.

MC	DE	NM	JM	CM	MZ
Y	Y	Y	Y	Y	Y

SB 697 (Caballero, 2019) Physician Assistants: Practice Agreement: Supervision. The Board discussed this proposed legislation by stating that in the hospital setting podiatric medical doctors work closely with physicians' assistants but are often being supervised by orthopedic surgeons. It was mentioned that although the two professions work together, there is no reason for this Board to take a position at this time.

AB 1490 (Carillo, 2019) Medical Assistants. The Board discussed the issues in this proposed legislation and determined that the changes to the scope of practice did not rise to such importance that this Board had to take a position on this bill.

SB 53 (Wilk, 2019) Open Meetings. The Board discussed the importance of public meetings and transparency, consumer involvement, and giving access and proper notice to the public. It was mentioned that this particular Board would be negatively impacted by the heightened notice required where only two people are communicating with each other as there is a very small number of staff serving this medical board. The notice requirements for the Board Meetings require a great deal of time from each department which is staffed by only one person. Although the Board supports transparency, it would be extremely burdensome for this small Board to notice meetings where no action is taken and only two Board Members are speaking. Board Members stated that the mere mention or short discussion regarding any topic would be a violation, even if it were regarding logistics of the meeting. Member Zapf moved, and Board Member Mansdorf seconded, to oppose this proposed legislation. The motion carried 4-1 and 1 abstention.

MC	DE	NM	JM	CM	MZ
Y	ABS	N	Y	Y	Y

Regulations

AB 2138, Licensing Boards: Denial of Application: Revocation or Suspension of Licensure: Criminal Conviction: The Board reviewed and discussed this matter. The Board is one of the first Board's at the Department of Consumer Affairs (DCA) to submit the regulatory package pursuant to AB 2138 as reported by DCA Counsel Ileana Butu.

Regulations to Reflect the Board's Name Change: This regulatory package was approved at the March 1, 2019 meeting. The language will be submitted to the Office of Administrative Law shortly as a non-substantive matter.

D. Public Education Update – Darlene Elliot

The Board reviewed and discussed the Public Education Program Report as presented by Darlene Elliot.

The update included information on the implementation plan for the Board's title change to the Podiatric Medical Board of California. Assembly Bill 2457 changed the name of the board from Board of Podiatric Medicine to the Podiatric Medical Board of California. DCA Communications is expecting to assist the Board with providing all boards and bureaus with notice of the name change. Additionally, social media sites will be updated. Also, an email to all Executive Officers will also be sent. The bulk of remaining docs on the website will be updated in June. The new website will be www.pmbc.ca.gov and it will automatically connect to the existing website. It was suggested by DCA Counsel, Ileana Butu, that DCA's consumer magazine could also run an article. It was suggested that all residency programs and also all licensees in the state be given notice. It was recognized that social media updating is a staff intensive activity. It was also suggested that all license renewals may include the new information on the Board's name change.

Footnotes, the BPM newsletter, is currently being produced for the Spring/Summer edition and it will continue to cover activities of the Board and updates to matters that impact the profession. Articles are also welcome for future editions.

Outreach efforts include the Board's efforts to conduct Board meetings outside Sacramento and this year the Board is conducting the June meeting in Riverside, California and the September meeting in Oakland, California. The creation of short fact sheets was also suggested as a good communication document to get our messages out to licensees and the public.

E. Quarterly Budget Update – Kathleen Cooper

The Board reviewed and discussed the budget report as presented by Kathleen Cooper.

The issues of the Board's current finances and the sustainability of its fund condition were discussed. The additional fee of \$200 per licensee renewal seems to be assisting the Board in replenishing the reserve amounts. The Board's Sunset Review Report, which is due later this year and will include a fee study which will assist the Board in evaluating the future amount for the bi-annual renewal fee. Various line items were discussed, and a request for more details on the communications line item was requested. The demographics of the licensees were discussed which included the average age of a California podiatric medical doctor, the balance retirees and of new licensees, and the need to relate the setting of fees for the future anticipated demographics were also discussed.

F. Executive Management – Judith Manzi, DPM

Brian Naslund presented updates on the Board's current Action Plan to implement BPM's Strategic Plan. He informed the Board of the full day meeting with BPM staff and DCA staff to create guidelines and timelines as seen in the Action Plan. Some of the goals have already been accomplished and others are being delayed due to the upcoming Sunset Review. Each program has a plan specific to its area of expertise and benchmarks to monitor its progress.

As to the fee study, he stated that the Board has entered into a contract with an expert consultant. Expectations are that this study will assist the Board in setting fees for the future that provide for all anticipated expenditures and for the creation of a sustainable fund condition. The process of creating the report is beginning and we are planning on having a draft by the next Board Meeting on September 13th.

As to the Sunset Review, there was a meeting at DCA on May 24th with consultants from the Senate and Assembly. We are waiting for the materials that will inform us of the specific issues in which they are interested. We will be using the last questionnaire provided to the Board prior to the last Sunset Review to begin gathering data. Other issues such as the fee study, the titles that podiatric medical doctors are able to use, and other issues that may need statutory changes were discussed. The Sunset Review Report is due on December 1st, and the next Board Meeting is scheduled for December 7th. The Board Members will be informed if the December Board Meeting needs to be scheduled earlier or scheduled for a teleconference call meeting in order to meet the deadline of submission which is currently December 7th.

Board Member Elliot moved, and Board Member Cadenas seconded, the motion to accept the Executive Officer's Report. The motion carried 6-0.

MC	DE	NM	JM	CM	MZ
Y	Y	Y	Y	Y	Y

VI. Future Agenda Items

Board Member Manzi discussed the Federation of Podiatric Medical Boards; Governor Newsom's focus on healthcare matters, and how these may impact the practice of podiatric medicine in California. She also mentioned the PACE program in San Diego is being used to treat doctors across the country who are trying to get their licenses to practice medicine cleared. Fellowships were also brought up as a possible future item.

VII. Adjournment

Prior to adjournment the Board recognized the hospitality of the new medical school in the Inland Empire, the University of California, Riverside, and especially representative Medina. The next meeting is on September 13th in Oakland. Motion by Board Member

Elliot, seconded by Board Member Mansdorf, to adjourn the meeting. The motion carried 6-0.

MC	DE	NM	JM	CM	MZ
Y	Y	Y	Y	Y	Y

MEETING ADJOURNED AT 11:51 a.m.

Approved on:

Brian Naslund, Executive Officer