

**Florida Boards of Medicine and Osteopathic Medicine Joint Office Surgery
Rule Subcommittee Meeting – Rule Hearing**

**Doubletree by Hilton Deerfield Beach
100 Fairway Dr
Deerfield Beach, FL 33441
(954) 427-7700**

April 9, 2015

AGENDA

Roll call 4:41 p.m.

Members Present:

Sarvam TerKonda, M.D., Chair
James W. Orr, Jr., M.D.
Nabil El Sanadi, M.D. (arrived at 4:45 p.m.)
Anna Hayden, D.O.
Joel Rose, D.O.

Members Absent:

Jorge Lopez, M.D.

Staff Present:

André Ourso, J.D., Executive Director (Medicine)
Edward Tellechea, Esquire, Board Counsel
Donna McNulty, Esquire, Board Counsel
Nancy Murphy, Certified Paralegal
Crystal Sanford, CPM, Program Operations Adm (Medicine)
Alexandra Alday, Program Operations Adm (Osteopathic Medicine)

Rule Discussion:

Rule 64B8-9.009, FAC – Standard of Care for Office Surgery (Medical version)

Rule 64B15-14.007, FAC – Standard of Care for Office Surgery (Osteopathic version)

Dr. TerKonda summarized where the Boards are with their respective rules. He told the Committee the Woman Care Group requested to postpone presentation of their data to the next meeting.

Dr. Orr suggested their data include information regarding:

- Number of procedures
- Types of procedures
- How the procedures were handled
- Drugs used and dosages

Dr. El Sanadi arrived.

Mr. Tellechea explained staff is requesting assistance regarding “comparable training and background” as it is used in this rule related to the physician’s training to do procedures in the office setting.

Dr. El Sanadi gave the Committee some historical information about the rule and advised this section was particularly contentious. He said there was no consensus on this part.

Dr. TerKonda suggested getting information from other states about how they determine if training is comparable to being board certified in a specialty area, particularly dermatology and plastic surgery.

Dr. El Sanadi stated the Board felt comfortable with the language because a physician could only be registered if they had privileges at a hospital to do the same procedure. He suggested staff contact a national body such as the American College of Surgeons to see if they can assist with this issue.

Ms. Sanford asked for clarification about physicians with no staff privileges but have transfer agreements instead.

Jennifer Benedict, Risk Manager, advised Dr. El Sanadi that physicians usually either have staff privileges or they have a transfer agreement.

Mr. Ourso reminded the Committee there are three ways to be approved:

- Staff privileges
- Board certification
- Comparable training and background

He said it is the last item where staff needs assistance.

Dr. Rose suggested staff research and determine the number of physicians with board training versus comparable training and to include, for those with comparable training, the logic behind approval.

Dr. El Sanadi agreed and suggested looking to see if the physicians with comparable training have had any disciplinary actions or other issues.

Dr. TerKonda said this would help narrow down which specialty areas have comparable training in lieu of board certification.

Ms. Sanford advised the members her staff did a mail out to about 500 registered facilities on Tuesday that included both the Medical and Osteopathic versions of the rule and a telephone number to call if they had questions.

Ms. McNulty advised the Osteopathic Board would be taking up the latest changes made by the Board of Medicine, at their May meeting.

The meeting adjourned at 5:02 p.m.