



Arizona Medical Board

9545 East Doubletree Ranch Road • Scottsdale, Arizona 85258

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**FINAL MINUTES FOR
JOINT LEGISLATION AND RULES COMMITTEE TELECONFERENCE
Held on Tuesday, December 19, 2017
9545 E. Doubletree Ranch Road • Scottsdale, Arizona**

Committee Members

Jodi A. Bain, Esq., Chair

R. Screven Farmer, M.D.

Edward G. Paul, M.D.

A. CALL TO ORDER AND ROLL CALL

Jodi A. Bain, Esq., called the meeting to order at 5:10 p.m.

The following Committee members were telephonically present: Ms. Bain, Dr. Farmer and Dr. Paul.

ALSO PRESENT

Present among Board staff include: Carrie Smith, AAG; Patricia E. McSorley, Executive Director; Kristina Fredericksen, Deputy Director; James Gentile, Chief Information Officer; Mary Bober, Board Operations Manager; and Michelle Robles, Board Coordinator.

B. CALL TO THE PUBLIC

No individuals addressed the committee during the Call to the Public.

C. APPROVAL OF MINUTES

MOTION: Dr. Farmer moved to approve the November 21, 2016 JLRC Committee Minutes; the December 1, 2016 JLRC Committee Minutes; the December 7, 2016 JLRC Committee Minutes, including Executive Session; and the May 23, 2017 JLRC Committee Minutes.

SECOND: Ms. Bain.

VOTE: 2-yay, 0-nay, 0-abstain, 0-recuse, 1-absent.

MOTION PASSED.

D. REVIEW AND UPDATE REGARDING LEGISLATIVE AND RULE IMPLEMENTATION DURING 2017

Ms. McSorley reported there are two rules currently going through the rulemaking process.

The first proposed rule change will require licensees to complete one hour of CME in the safe prescribing of opioids per renewal cycle. This rule should be effective in March 2018. Ms. McSorley noted that The Department of Health Services is making

a recommendation to mandate three hours of required CME in safe opioid prescribing. In the event that this recommendation becomes statute, it would likely trump any Board rule. The Board is also formalizing the licensing fee change related to the temporary license created last legislative session.

Ms. McSorley summarized the legislative changes made in 2017 regarding updating the unprofessional conduct definition related to substance abuse, implementation of the temporary license and refining the Board's obligations to confirm medical employment for applicants.

E. REVIEW AND DISCUSSION OF CURRENT RULEMAKING ACTIVITIES, INCLUDING FIVE-YEAR RULE REVIEWS AND DISCUSSION REGARDING EXPECTED RULEMAKING ACTIVITIES IN 2018

Ms. McSorley noted that two sections of the rules that need to be updated are Article 4 regarding medical assistants and Article 7 regarding office based surgery using sedation. Article 7 updates are due in May 2018. Ms. McSorley opined that input from physicians and clinicians is needed since the rules in Article 7 are clinical in nature. Ms. McSorley requested that the rules for Article 7 be reviewed by the full board at the February meeting for Board member direction before being sent out to stakeholders for feedback.

Ms. McSorley noted that Article 1, and Article 5 need to be reviewed and updated as well. Ms. McSorley informed the Committee that updating Article 4 is important since the rules for medical assistants are out of date.

Ms. McSorley stated that all rules should be reviewed and suggested taking each article one at a time.

F. DISCUSSION REGARDING LEGISLATIVE STRATEGY FOR 2018 INCLUDING POTENTIAL REVISIONS TO MEDICAL PRACTICE ACT AND RECOMMENDATION REGARDING BOARD REPRESENTATION DURING 2018 LEGISLATIVE SESSION

Ms. McSorley opined that she expected some legislative changes implementing the Department of Health Services' recommendations to address the opioid epidemic. She will provide updates to the Board on any legislation that may affect the Agency.

G. DISCUSSION REGARDING NEXT JLRC MEETING

- Discussion of Topics for Future Meeting
 - The Articles needing five year reviews
 - The next item that must be submitted to GIRC is Article 7 in May 2018.
 - Ms. McSorley suggested having the next JLRC meeting in early February before the next regular session Board meeting.
 - Dr. Farmer requested that the Committee discuss Advisory Letter alternatives used by other states.

H. ADJOURNMENT

Dr. Farmer moved to adjourn the meeting.
The meeting adjourned at 5:54 p.m.



Kristina Judd for
Patricia E. McSorley, Executive Director