

# FLORIDA | Board of Osteopathic Medicine

October 3, 2017 Conference Call Meeting



**DRAFT MEETING MINUTES**  
Board of Osteopathic Medicine  
General Business Conference Call Meeting  
October 3, 2017  
4:30 p.m.

1 (888) 670-3525  
6607485549

The meeting was called to order by Dr. Michelle Mendez, Chair, at approximately 4:32 p.m.

Those present for all or part of the meeting included the following:

**MEMBERS PRESENT:**

Michelle R. Mendez, DO, Chair  
Joel B. Rose, DO  
Anna Hayden, DO  
Sandra Schwemmer, DO, Vice-Chair  
Bridget Bellingar, DO  
Valerie Jackson, Consumer Member

**BOARD STAFF PRESENT:**

Kama Monroe, Executive Director  
Donna McNulty, Board Counsel  
Ed Tellechea, Counsel for Board of Medicine  
Carol Taylor, Program Administrator

**EXCUSED**

Alicja Janson, Consumer Member

**COURT REPORTER:**

For the Record Reporting  
850-222-5491  
Ray Convery

**OTHERS PRESENT:**

Ann Prescott, Prosecuting Attorney  
William Hightower, Florida Osteopathic Medicine Association (FOMA)  
Ryan Kimmey, (FOMA)  
Stephen Winn, (FOMA)  
Captain Kilmore  
Mary Thomas

*Please note that the meeting minutes reflect the actual order that agenda items were discussed during the meeting and may differ from the agenda outline.*

## **REVIEW AND APPROVAL OF MINUTES**

### **Tab 1 – August 25, 2017 General Business Meeting Minutes**

Motion: by Dr. Hayden, seconded by Dr. Schwemmer, to accept the minutes. Motion carried.

### **INTRODUCTORY REMARKS:**

Dr. Mendez identified the purpose of the meeting as discussing Emergency Rulemaking and directed the board's attention to Tab 2. Board counsel then provided background information regarding action taken at the August 25, 2017, Board of Osteopathic Medicine Board meeting and the recent Board of Medicine meeting. Board counsel further provided procedural remarks.

### **Medical Marijuana Emergency Rules**

#### **64B8ER17-1 (64B8-9.018)/64B15ER17-1(64B15-14.013):**

Motion: by Dr. Mendez, seconded by Dr. Schwemmer, to reconsider the August 25, 2017, vote with respect to the emergency draft language for 64B15ER17-1. Motion carried.

**Tab 2-** (a) Rule Draft Language

**Tab 3-** (b) Informed Consent Form

Board counsel identified the following modifications to the draft language of 64B15ER17-1: deletion from the title, the phrase "required documentation for comparable medical conditions"; deletion of the symbol for subsection one "(1)"; deletion of subsection two; the form number is now DOH MQA 5026; and the title needs to be consistent with the form, form title is now "Medical Marijuana Consent Form", the website will be inserted and the rest remains the same; and Changes made to the Consent Form by the Board of Medicine, which included a change on page four under the glaucoma section, it now reads, "given as an oral mucosal spray" and a change on the last page adding a signature line for a witness and a date.

Dr. Mendez opened the floor for comment on the proposed draft rule language and the consent form as presented in the agenda. There was none.

Dr. Mendez opened the floor for public comment on the proposed draft rule language and the consent form as proposed. There was none.

Motion: by Dr. Rose, seconded by Dr. Hayden, to accept the proposed draft rule language as presented and the current consent form as presented. Motion carried.

Dr. Hayden noted liking the language in the informed consent, the fact that terminal conditions are included and the fact that they are open and flexible. Dr. Hayden additionally noted liking the comparable conditions, specifically that doctors can potentially make a request for other comparable conditions that may arise in the future, that are not mentioned in the form directly. She also noted being glad the witness was added at the end of the form.

Ms. McNulty noted the Joint Committee would be meeting on October 12, 2017, to consider the Comparable Conditions Form.

Dr. Mendez commended the Boards of Osteopathic Medicine and the Joint Commission on Medical Marijuana on the work that was put into creating the Medical Marijuana Consent Form.

**Tab 34 – ADJOURN 4:48 p.m.**  
**Next Meeting: Conference Call TBD**

DRAFT