

NEVADA STATE BOARD OF OSTEOPATHIC MEDICINE NEWSLETTER

Nevada State Board of Osteopathic Medicine, 2275 Corporate Circle, Suite 210, Henderson, NV 89074

December, 2015 Volume 13

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INTERSTATE MEDICAL COMPACT LICENSURE

In May, Governor Sandoval signed the legislation making Nevada the ninth state to enter the Interstate Medical Compact Licensure. There are currently twelve states that have joined the Compact. The Compact is to be governed by a Commission made up of two commissioners from each state that has entered the Compact. Barbara Longo has been appointed by the Nevada State Board of Osteopathic Medicine to serve as the Board's Commissioner. The Commission has already met and begun to organize steps to implement expedited licensure for highly qualified physicians.

The next scheduled meeting is March 31– April 1, 2016 in Minneapolis, Minnesota. For agenda and meeting information please visit:

<http://www.licenseportability.org/>

Since the final legislation for the Compact's release in September 2014, 20 state legislatures have introduced the legislation. The Federation of State Medical Boards (FSMB) has been instrumental in the process. They provided a grant from the Health and Resources and Services Administration (HRSA) that is being used to support the establishment of the Interstate Medical Licensure Compact.

We are very excited to be a part of the Compact as we believe healthcare is changing and the need for physicians to be licensed in more than one state will surely increase. There is nothing however, that mandates a physician use the Medical Compact Licensure.

To read the bill in its entirety:

<https://www.leg.state.nv.us/App/NELIS/REL/78th2015/Bill/1718/Text>

THE BOARD HAS MOVED!

Please come visit us at our new location:
2275 Corporate Circle, Suite 210
Henderson, NV 89074



NSBOM BOARD MEMBERS

Ronald Hedger, D.O.,
President;

Ricardo Almaguer, D.O.,
Vice President

Nicole Cavenagh, Ph.D.
Secretary/Treasurer;

Samir Pancholi, D.O.

Paul Mausling, D.O.

C. Dean Milne, D.O.

S. Paul Edwards, Esq.

■STAFF

Barbara Longo

Executive Director

Steven Ray

Chief of Enforcement

Tammy Sine

Licensing Specialist/Bookkeeper

Nikki Montano

Administrative Assistant

MORE ABOUT OUR BOARD AND STAFF...

After serving eight years on the Board, Dr. Anthony's term expired. The Board wishes to acknowledge him for the amount of time, dedication and hard work while with the Board. Dr. Anthony did an amazing job fulfilling his obligations to the Osteopathic Board and the citizens of Nevada.

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OUR BOARD WELCOMES...

PAUL MAUSLING, D.O.

We are pleased to announce that Governor Sandoval appointed Dr. Mausling to the Board in November. Dr. Mausling graduated from Kirksville and completed his residency in Anesthesia from Flint Osteopathic Hospital. He is Board Certified in Anesthesia and was inducted as a Fellow in AOCA in 2015. In his spare time, he enjoys running, hockey, hunting and triathlons and has also helped with multiple bull riding events. Dr. Mausling also participated in the 1984 Olympic trials in the marathon event.

C. DEAN MILNE, D.O.

Dr. Milne previously served on the Board and has been appointed again! He is a local physician who graduated from UNLV and went to medical school at Western University. Dr. Milne trained at UMC in Internal Medicine and is both Board Certified and a Fellow of the ACP. He and his wife have three children and they enjoy traveling abroad, primarily in Asia.

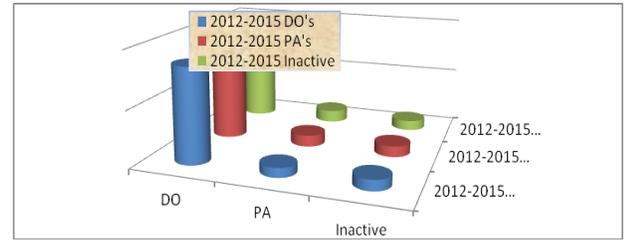
2016 BOARD MEETINGS

January 12
February 9
March 8
April 12
May 10
June 14
August 9
September 13
October 11
November 8
December 13

ALL MEETINGS ARE HELD AT THE BOARD OFFICE AT 5:30 p.m. UNLESS OTHERWISE STATED

He enjoys golfing and taking care of the family parrots and dogs. Dr. Milne is the founding Director of Medical Education at Valley Hospital Medical Center Residency Program currently with 84 residents and fellows.

Check out the following stats pertaining to NSBOM's licensees per fiscal year (July 1 through June 30th):



Discipline	2012	2013	2014	2015
Settlements	5	8	3	2
Hearings	1	0	0	0
License Surrender	0	1	0	0
License Suspension	1	0	1	0
License Denial	1	1	0	0
Public Reprimands	0	0	0	0
Private Letters of Warning	9	26	23	24
Probation	3	2	0	1
License Revocation	1	0	1	1

Interested in applying for a position on the Board?

The interactive Boards and Commissions application may be completed and printed from the Governor's website:

<http://gov.nv.gov/contact/>.

Contact Nikki Haag (775) 684-5670, or by email, nhaag@gov.nv.gov

Drug Use Trends in Aviation: Assessing the Risk of Pilot Impairment

NTSB Number: SS-14-01

PB2014-108827

Adopted: September 9, 2014

PDF <https://app.nts.gov/doclib/safetystudies/SS1401.pdf>

ABSTRACT THIS SAFETY STUDY EXAMINED TRENDS IN THE PREVALENCE OF OVER-THE-COUNTER, PRESCRIPTION, AND ILLICIT DRUGS IDENTIFIED BY TOXICOLOGY TESTING OF FATALLY INJURED PILOTS BETWEEN 1990 AND 2012.

Safety issue areas identified during the study include (1) enhancing the precautionary information about potentially impairing drugs and conditions provided to pilots; (2) improving information about active pilots without medical certificates; (3) enhancing communication among prescribers, pharmacists, and patients about the transportation safety risks associated with some drugs and medical conditions; (4) developing and publicizing additional Federal Aviation Administration policy regarding marijuana use; and (5) researching the relationship between drug use and accident risk.

PLEASE NOTE that the contents of this newsletter constitute official notice from the Board to its licensees of the contents of this Newsletter, All licensees are responsible to read and understand the contents of this Newsletter.

FSMB Offers Free CMEs for Medical Board Licensees

The FSMB announced that it is now providing accreditation services for continuing medical education programs offered by state medical and osteopathic boards. FSMB recently received provisional accreditation as a provider of CME by the Accreditation Council for Continuing Medical Education (ACCME).

ACCME provisional accreditation is the first tier of ACCME accreditation for initial applicants and is for a period of two years. ACCME accreditation seeks to assure both physicians and the public that CME activities provided by FSMB meet the high standards of the Essential Areas, Elements and Policies for Accreditation as specified by the ACCME. “The FSMB is pleased to now offer free CME accreditation as a service to state medical boards as they seek to provide educational programming to their licensees,” said Kelly Alfred, MS, Senior Director, FSMB Education Services.

For more information about accreditation services, please contact Ms. Alfred at kalfred@fsmb.org.

Free online CME for medical board licensees

In addition to providing accreditation services to medical boards, the FSMB also offers opportunities for the licensees of boards to earn free continuing medical education credits via the Education section of the FSMB website at www.fsmb.org. These offerings include:

Safe Prescribing of Extended Release/Long-Acting Opioids

The goal of this Risk Evaluation and Mitigation Strategy (REMS) activity is to reduce serious adverse outcomes resulting from inappropriate prescribing, misuse and abuse of extended-release or long-acting (ER/LA) opioid analgesics while maintaining patient access to pain medications. (Participants who complete all six modules earn three AMA PRA Category 1 Credit(s)™ or three AOA Category 2B Credit(s).)

Internet Drug Sellers: What Providers Need to Know

Offered in collaboration with the Alliance for Safe Online Pharmacies, this program for physicians and pharmacists encourages participants to discuss the risks and patient safety issues involved with purchasing medications from a rogue Internet pharmacy. (Participants receive one hour of *AMA PRA Category 1 Credit(s)™* or one contact hour of continuing pharmacy education.)

FSMB Policies on Responsible Opioid Prescribing and Office-Based Opioid Treatment

These learning activities educate state medical boards and the physicians and other healthcare providers they license on FSMB’s recently revised pain policies. (Participants receive one hour of *AMA PRA Category 1 Credit(s)™* for each activity.)

“**Responsible Opioid Prescribing: A Clinician’s Guide**” - This book offers clinicians effective strategies for reducing the risk of addiction, abuse and diversion of opioids that they prescribe for their patients in pain. This new edition includes new information from FSMB’s Model Guidelines, FDA labeling, and preventing opioid overdose not available when the first edition was published in 2007. (Participants receive up to 7.25 hours of *AMA PRA Category 1 Credit(s)™* free; purchase price of book is \$16.95.)

2015 LEGISLATION

The 2015 Legislative Session was notable for osteopathic physicians because of the unusual number of bills – large and small – that impact the practice of medicine in Nevada. Some of these bills effect substantial changes or impacts upon the practices of all osteopathic physicians, so please read each of the following summaries closely. Following are summaries of the highlights of each bill that might impact your practice and are provided for your convenience and are not intended to be legal advice. The link at the end of each paragraph will take you to the actual text of the bill as it was passed and signed by the Governor. You may have to cut and paste the link to your browser to open.

Controlled Substances and Investigational Drugs

AB 288 – This bill requires three important things from osteopathic physicians:

- (1) Every osteopathic physician who prescribes controlled substances in schedules II, III, or IV (meaning almost every osteopathic physician) **MUST** register with the Pharmacy Board to have access to the Prescription Monitoring Program (PMP);
- (2) Every osteopathic physician who prescribes controlled substances in schedules II, III, or IV **MUST** take a course provided by the Pharmacy Board regarding how to access and use the PMP;
- (3) Every osteopathic physician who prescribes controlled substances in schedules II, III, or IV **MUST** run a report of his or her prescribing every six months to determine whether the information in the PMP regarding his or her prescriptions is accurate and, if it is not, must notify the Pharmacy Board of any inaccuracies.

http://www.leg.state.nv.us/Session/78th2015/Bills/SB/SB288_EN.pdf

SB 459 – The first part of this bill was intended to improve access of patients to opioid antagonist drugs. Later in the bill, though, are several provisions more particularly of interest to osteopathic physicians.

- (1) The Pharmacy Board may develop an interactive online system by which an osteopathic physician can inform the Pharmacy Board of patients that the osteopathic physician suspects that a patient is seeking a prescription for controlled substances for an improper or illegal purpose, and if the Pharmacy Board determines that the report is warranted, it can notify other practitioners, pharmacies, and appropriate state agencies regarding the patient.
- (2) The Pharmacy Board may develop the technology to integrate the PMP with EMR software in use by osteopathic physicians.
- (3) If an osteopathic physician dispenses controlled substances from his or her practice, he or she must report every prescription so dispensed to the PMP by the end of the next business day after the prescription was dispensed.
- (4) ***Before an osteopathic physician can initiate a prescription for a controlled substance for a patient new to the physician or for a course of treatment of more than 7 days for an existing patient, he or she must run a PMP report for that patient. Failure to run the PMP report on the patient might subject the physician to criminal prosecution for a misdemeanor and/or professional discipline by his or her licensing board.***

http://www.leg.state.nv.us/Session/78th2015/Bills/SB/SB459_EN.pdf

SB 114 – This bill expressly authorizes the occupational licensing boards, including the Board of Osteopathic Medicine, to have online access to the Prescription Monitoring Program (PMP). The bill also authorizes the Pharmacy Board to notify our Board of patients who might be obtaining controlled substances fraudulently, and once the Board is notified, it may alert osteopathic physicians who prescribed controlled substances to that patient. The Board is also authorized to – but is not required to – investigate the information provided by the Pharmacy Board.

http://www.leg.state.nv.us/Session/78th2015/Bills/SB/SB114_EN.pdf

SB 231 – For workers compensation patient, an osteopathic physician who dispenses controlled substances in schedules II or III from his or her practice to his or her patients may only dispense a quantity not to exceed a 15-day supply and may only do so for that patient once. Thereafter, the patient must obtain his or her controlled substances by prescription from a pharmacy.

http://www.leg.state.nv.us/Session/78th2015/Bills/SB/SB231_EN.pdf

AB 164 – Under this bill, an osteopathic physician may prescribe or recommend an investigational drug, biological product, or device to a patient upon completing three conditions:

- (1) The physician has diagnosed the patient with a terminal condition;
- (2) The physician has discussed with the patient all available methods of treatment that are approved by the FDA and they have determined that none of those will adequately treat the terminal condition; and
- (3) The patient (or the patient’s agent) has executed a detailed informed consent form. An investigative drug, biological product, or device is defined as one that has not yet achieved FDA approval but has passed Phase 1 testing and is presently in a clinical trial.

http://www.leg.state.nv.us/Session/78th2015/Bills/AB/AB164_EN.pdf

Practice Related Issues

AB 292 – This bill addresses telehealth. Two practice matters were addressed. First, essentially all diagnoses and treatment options can now be provided and made by a physician in another state as long as he or she is licensed in Nevada. Second, most insurances, including Medicare, workers compensation, and private insurance, must cover and pay for telehealth and the plans are prohibited from creating certain barriers to the use of telehealth services.

http://www.leg.state.nv.us/Session/78th2015/Bills/AB/AB292_EN.pdf

SB 6 – This bill authorizes a primary care practice (defined as practitioners of family medicine, internal medicine, or pediatrics) to represent itself and act as a “patient-centered medical home” for patients where certain certifications have been obtained.

http://www.leg.state.nv.us/Session/78th2015/Bills/SB/SB6_EN.pdf

AB 248 – Under this bill, if an osteopathic physician determines that a patient’s epilepsy severely impairs his or her ability to safely drive, the physician must: (1) adequately inform the patient of the dangers of operating a motor vehicle with epilepsy; (2) sign a written statement indicating that the physician has so informed the patient (the physician

should provide a copy of the statement to the patient); and (3) provide a copy of the statement to the DMV within 15 days of making it.

http://www.leg.state.nv.us/Session/78th2015/Bills/AB/AB248_EN.pdf

Licensing Issues

SB 251 – By this bill, the Board of Osteopathic Medicine and the Board of Medical Examiners are authorized to participate in the Interstate Medical Licensure Compact. Once the Compact is fully implemented (and presently the necessary legal and practical groundwork is being laid by the initial states), physicians will be able to freely and simply move and practice in any of the other Compact states.

http://www.leg.state.nv.us/Session/78th2015/Bills/SB/SB251_EN.pdf