

**INTERSTATE MEDICAL LICENSURE COMPACT COMMISSION  
EXECUTIVE COMMITTEE**

**Conference Call**

**October 5, 2021**

**MEETING MINUTES**

**Call to Order**

*Chair Cushman (NE)*

The Executive Committee of the Interstate Medical Licensure Compact Commission convened at 3:04 PM, Eastern Time via conference call and was called to order by Chair Cushman (NE).

**Roll Call**

*Secretary Smith*

The roll was called, and a quorum was established.

**Members Present**

Commissioner Cushman (NE) - Commission Chair  
Commissioner Cousineau (NV) - Commission Vice Chair  
Commissioner Farrelly (MD) - Treasurer and Chair of the Budget Committee  
Commissioner Terranova (ME) - Past Chair  
Commissioner Spangler (WV) - Chair of the Communications Committee  
Commissioner Herlihy (VT) - Chair of the Personnel Committee  
Commissioner Martinez (MN) - Chair of the Rules and Administrative Procedures Committee

**Members Absent**

None

**Staff Present**

David Clark, Operations Manager; Rick Masters, IMLCC Legal Counsel; Todd Mata, Controller; Marschall Smith, Executive Director and Secretary; Dale Watts, IT Manager

**Other commission members and members of the public**

None were identified

**Approval of agenda**

*Chair Cushman (NE)*

An agenda was provided to the members prior to the meeting.

MOTION

MOVED BY COMMISSIONER SPANGLER (WV), SECONDED BY COMMISSIONER COUSINEAU (NV), TO APPROVE THE AGENDA.

MOTION PASSED

UNANIMOUS

**Approval of the minutes**

*Executive Director Smith*

The draft minutes, and an amended draft, from the September 7, 2021 meeting were both provided to the members prior to the meeting for their consideration.

MOTION

MOVED BY COMMISSIONER FARRELLY (MD), SECONDED BY COMMISSIONER MARTINEZ (MN), TO APPROVE THE AMENDED SEPTEMBER 7, 2021 MINUTES.

MOTION PASSED

UNANIMOUS

**Budget Committee**

*Commissioner Farrelly (MD)*

The committee will be meeting in on October 12<sup>th</sup> to discuss the budget items on the November commission agenda.

**Communication Committee**  
*Commissioner Spangler (WV)*

The committee met on September 28, 2021 and completed the following work:

- Authorized the publication of the IMLCC Annual Report in advance of the October 2021 deadline.
- The committee reviewed a survey from the Health Resources and Services Administration (HRSA) along with a request to post the survey on our webpage. HRSA has contracted with the University of Arkansas for Medical Sciences (UAMS) to conduct a survey to evaluate the effectiveness of the grants provided to encourage and support health care related compacts. The IMLCC has benefited from HRSA grants.
- The IMLCC has contracted with the McCabe Message Partners to assist with messaging and outreach projects. The committee reviewed and discussed the project to identify topline issues and how best to approach providing a clear message from the IMLCC. Part of the project will be creating a video of success stories from boards and physicians.
- The next meeting of the committee is October 26, 2021.

**Personnel Committee**  
*Commissioner Herlihy (VT)*

The committee is scheduled to meet next on October 14, 2021. A personnel issue was reported per procedures. It was handled appropriately with proper notifications. The established process for notification and resolution is working.

**Rules & Administrative Procedures Committee**  
*Commissioner Martinez (MN)*

The committee met on September 22, 2021.

- The committee reviewed IMLC Rule Chapter 2. There were no comments received. The committee requested that a rulemaking hearing be held at the November 2021 Commission meeting. The executive director was instructed to proceed with the rulemaking process.
- The committee reviewed IMLC Rule Chapter 7 and the comment received. The committee made significant changes to the rule based on the discussion and review of the comment. The committee requested that a rulemaking hearing be held at the November 2021 Commission meeting to consider the revised rule. The executive director was instructed to proceed with the rulemaking process.
- The committee reviewed the amendments proposed to IMLC Policy #9. After discussion, the committee requested that the Policy be placed on the November 2021 Commission meeting for consideration.
- The committee discussed IMLC Rule Chapter 10 and how the committee's work reviewing the rule would be reported at the November 2021 Commission meeting. After discussion it was determined that the chair should provide a summary of the committee's work in a narrative form.

**Technology Committee**  
*Chair Cushman (NE)*

The committee is scheduled to meet next on October 20, 2021. Commissioner Gaedecke (MI), chair of the committee, is no longer a commissioner, appreciation for her dedication and leadership was expressed. Chair Cushman will act as the chair of this committee until a replacement is appointed.

The Phase II project of the iStarsII was discussed and concern was raised about the decision-making process and cost associated with the project. A request was made to ensure that minutes from the committee meetings and decisions are maintained and available to be shared as requested.

**Subcommittee or Special project reports** No reports.

*Chair Cushman (NE)*

**Executive Director Update**

*Executive Director Smith*

An update was provided regarding:

1. The FSMB provided a report on a meeting held with White House staff on physician licensure portability. Highlights of the report were:
  - A request that the IMLCC place a check box the application and renewal pages to allow the physician to indicate their willingness to be registered as a National Emergency Volunteer as part of a White House initiative
  - The discussion highlighted two major concerns about factors inhibiting license portability:
    1. The cost associated with applying for multiple licenses
    2. The difficulty in tracking the state-by-state requirements for renewal and going eligibility requirements
2. A pilot project regarding streamlining the renewal process is being considered and a list of member board volunteers is being compiled.
3. IMLCC Staff update:
  - Everlyn Sandoval in Customer Service has resigned her position
  - Matt Williams was hired as the IT Professional
4. September work load
  - Phone calls = 709 (558 August)
  - Emails = 843 (694 August)
5. September processing volume
  - Applications processed = 614 applications (639 August)
  - Licenses issued = 1,360 licenses (1,159 August)
  - Previously issued licenses renewed = 1,981 (447 August)
6. September member board remittances
  - Transactions = 3,114 (2,020 August)
  - Fees paid to member boards = \$969,711.00 (\$724,809.20 August)
7. September inquires on LOQs issued
  - 12 inquiries
    1. Dr. GS
      - Disciplinary action on NPDB
      - SPL confirmed LOQ valid - action not recorded when LOQ issued
      - Disciplinary action notice will be sent to impacted member board

2. Dr. SS
  - Name of medical school is not accurate
  - SPL determined LOQ valid and provided corrected information
3. Dr. SS ii
  - GME program not accredited
  - SPL determined LOQ valid and provided documentation that GME program accredited during the period the training took place
4. Dr. VM
  - Under investigation by law enforcement
  - SPL determined that the LOQ was valid, contemporaneous review of the application did not reveal the investigation prior to LOQ being issued
5. Dr. CM
  - Residency program information is not accurate
  - SPL determined that the LOQ was valid and provided corrected information
6. Dr. AJ
  - Not qualified to select the SPL
  - SPL determined that the LOQ was valid and the physician's selection was appropriate.
7. Dr. MG
  - Not qualified to select the SPL
  - SPL determined that the LOQ was valid and the physician's selection was appropriate.
8. Dr. CN
  - Not qualified to select the SPL
  - SPL determined that the LOQ was valid and the physician's selection was appropriate.
9. Dr. TB
  - Appears that disciplinary action was reported to NPDB
  - SPL determined that the LOQ was valid and it was determined by the reporting board that the action was not considered by their board as discipline
10. Dr. RC
  - Residency program information is not accurate
  - SPL determined that the LOQ was valid and provided the corrected information
11. Dr. CN ii
  - Not qualified to select the SPL

- SPL determined that the LOQ was valid and the physician's selection was appropriate.
12. Dr. MS
- Not qualified to select the SPL
  - SPL determined that the LOQ was valid and the physician's selection was appropriate.
- September Activities:
    1. Georgia Composite Medical Board went live as an SPL September 16th.
    2. Call with Arkansas physicians regarding introducing the IMLCC statute
    3. Licensing Staff Monthly meeting
    4. Interstate Healthcare Collaborative monthly conference call
    5. Rules Committee meeting
    6. Presentation with the Kansas State Board of Healing Arts to the Kansas Community Care Annual Conference
    7. Interviewed with the study coordinators from HRSA
    8. Meeting with the National Organization of Rare Diseases (NORD) outreach team about how the IMLC could help with license portability issues
    9. Communications Committee meeting
  - October Activities (anticipated)
    1. 10/1/2021 - Meeting with the Virginia Legislative Research team
    2. 10/12/2021 - Budget Committee meeting
    3. 10/20/2021 - Rules Committee meeting
    4. 10/20/2021 - Licensing Staff Monthly meeting
    5. 10/21/2021 - Technology Committee meeting
    6. 10/26/2021 - Communications Committee meeting
    7. 10/27/2021 - 3<sup>rd</sup> Party Users meeting
    8. November 2 to 5 - National Conference of State Legislatures 2021 Legislative Summit

### Discussion Items

*Executive Director Smith*

Issue #1 - (Rick Masters) A copy of the FBI notification to the State of Maryland was provided to the committee prior to the meeting. A discussion was held regarding concerns with gaining approval from the FBI to access fingerprint-based background checks. Primary concern relates to the process used by the FBI in providing access through each state's Information Center and State Police - creating 50 different voices regarding the process and decisions to approve/decline access. After discussion, the executive director and legal counsel are to form a sub-committee to prepare a White Paper on this matter. It was requested that assistance be requested from the Council of State Governments.

Issue #2 - 2022 Legislative ramp-up. The executive director provided an update on action by different states in preparing for the upcoming legislative season.

Issue #3 - IMLCC Policy #9. This item was covered in the Rules & Administrative Procedures Committee update.

**November meeting**

*Executive Director Smith*

An update was provided regarding the preparation for the November Meeting of Commissioners. A copy of the final draft of the agenda was provided and comments provided. Member boards interested in hosting the 2022 Annual Meeting Commissioners should notify the executive director by email ASAP.

**Commissioner Comments**

*Chair Cushman (NE)*

There were no comments provided.

**Public Comments**

*Chair Cushman (NE)*

There were no comments provided.

**Adjournment**

*Chair Cushman (NE)*

There being no further business, the meeting was adjourned at 4:25 PM Eastern Time.