



BOARD MEETING

February 23, 2024

Members of the Board

Carolyn McAloon, DPM,
 President
 Daniel Lee, DPM,
 Vice-President
 Darlene Trujllio Elliot
 Secretary
 Samantha Chang
 Devon Glazier, DPM
 Sumer Patel, DPM

Department of Consumer Affairs
1st Floor – Lake Tahoe Room
2005 Evergreen St.
Sacramento, CA 95815

Action may be taken on any item listed on the agenda.

Agenda items may be taken out of order for meeting efficiency.

MINUTES

OPEN SESSION

I. Call to Order & Establishment of Quorum.

Board Member McAloon called the meeting to order at 10:00 a.m. Kathleen Cooper called roll, and a quorum was established.

CM	DL	DE	SC	DG	SP
P	P	P	A	P	P

II. President's Welcome.

Board Member McAloon welcomed the Board Members, staff, and all attendees.

III. Public Comments on Items Not on the Agenda.

None.

CM = C. McAloon	DL= D. Lee	DE = D. Elliot
SC= S. Chang	DG = D. Glazier	SP= S. Patel

LEGEND: Y: YES, N: NO, A: ABSENT, P: PRESENT, ABS: ABSTAIN, C: CONFLICT

IV. Review and Approve February 23, 2024 Meeting Minutes. Board Member Elliot moved, and Board Member Lee seconded, to approve the February 23, 2024 Meeting Minutes. The motion carried 5-0-1.

CM	DL	DE	SC	DG	SP
Y	Y	Y	A	Y	Y

V. The Board received, reviewed and discussed the information from DCA Budget’s Office Mr. Matt Nisimine regarding a possible fee increase to DPM licensure reviewal, including possible 2024 legislation.

Mr. Nishimine reported that after analyzing PMBC’s budget with PMBC and DCA staff, it appears that the months in reserve are low which means less than three months in reserve. He stated that PMBC has an obligation to address this matter by increasing fees, cutting costs, or doing both. Costs dealing with enforcement activities, wages and staff expenditures are causing the net expenditures and reimbursements to remain out of balance with current revenue. Proper reserves need to be kept at a minimum of 6 to 10 months and with a maximum of 24 months. Renewal fees are currently at \$1318 and it has been suggested that in order to create a sustainable balance, renewal fees would need to be increased to approximately between \$1750 initially, with a future increase up to \$1875. Public comments were provided by the President and lobbyist of the California Podiatric Medical Association. They indicated that they understood the financial realities as presented but that the increase in fees were significant and could negatively impact CPMA membership numbers and that at this time CPMA could not support such a significant increase. There was a discussion about the number of podiatrists in California and the increasing costs to maintain an independent board. President McAloon stated that the issue at this time is to maintain PMBC to protect the public. Mr. Nishamine recommended that PMBC should include stakeholders and educate licensees and the public on these matters.

Board Member McAloon moved and Board member Leeseconded a motion to authorize staff to seek legislative approval in this legislative session for a fee range of \$1750 to \$1875 including any additional necessary actions to achieve that goal. The motion carried 5-0-1.

CM	DL	DE	SC	DG	SP
Y	Y	Y	A	Y	Y

A break was taken at 11:25.

Board Member McAloon called the meeting back to order at 11:35 a.m. and Board Member Chang arrived. Kathleen Cooper called roll, and a quorum was established.

CM	DL	DE	SC	DG	SP

P	P	P	P	P	P
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VI. Receive and Possible Action on Executive Officer’s Report – Brian Naslund

A. Licensing Program Update – Sumer Patel, DPM

The Board received and reviewed information from Andreia Damien, Licensing Coordinator, and reviewed licensing statistics and renewals from the first and second quarters of FY 23-24, between July 1, 2023 and December 31, 2023. The statistical summary for applicants, residents, and renewals was reported. Part III exam was last administered on December 1, 2023, and there was a 93% passage rate. There was a CME audit, and 50 licensees were audited, and 43 passed with the remainder requiring compliance May by 2024.

B. Enforcement Program Update – Darlene Trujllio Elliot

The Board received information from Bethany DeAngelis, Enforcement Coordinator, regarding enforcement data for the first and second quarters of FY 23-24. Statistical enforcement data was presented as in the written report. Complaint data had a significant increase compared to last year in the first quarter and a decrease in the second quarter and average days to close were within expectations. Field and desk investigations were temporarily delayed as our assigned consumer complaint analyst at the Medial Board was temporarily unavailable, and we were catching up. Cases were assigned and completed as stated in the attached report. Disciplinary data, the probation program statistics, and the Attorney General’s data was reported. Approximately \$51,000 was received in cost recovery payments and \$1100 in probation monitoring payments. We have one consultant applicant, Dr. Benjamin Cullen DPM.

Board Member McAloon moved, and Board Member Lee seconded, the motion to accept Dr, Cullen’s application to be a consultant. The motion passed 6-0.

CM	DL	DE	SC	DG	SP
Y	Y	Y	Y	Y	Y

C. Legislative – Regulation Program Update – Daniel Lee, DPM

The Board received information from Kathleen Cooper, Legislative Analyst, regarding AB 826 and AB 834 both of which passed the legislature and have been signed by the Governor.

AB 826 (Chen) Podiatric Continuing Medical Education – Sponsored by PMBC. This bill eliminated the additional medical education renewal requirements that were self-imposed by

PMBC over 25 years ago when there were two types of licensures for DPMs. Currently, all DPMs are surgically trained. There will still be three requirements for renewal which include completing 50 continuing medical education hours, remaining free of disciplinary actions, and paying all fees. It was mentioned that the costs of additional educational requirements which will no longer be imposed on renewing DPMs may be enough to balance the additional renewal fees as discussed earlier in this meeting.

The second bill that passed last year was AB 834 (Irwin) Podiatric Partnerships – Sponsored by California Podiatric Medical Association. This bill now allows for a majority interest in a partnership to be owned by the Doctor of Podiatric Medicine.

As to the pending regulatory matter, updating the Disciplinary Guidelines, staff has been working on this matter and it was mentioned that the current Disciplinary Guidelines have been working very well for licensees and involved staff and enforcement professionals.

D. Public Education Program Update – Darlene Trujillio Elliot

The Board received information from Kathleen Cooper, Administrative Analyst, regarding PMBC's newsletter "Footnotes" for 2024. Board Member Lee submitted articles from students and residents, and this greatly helped the content. The next edition of Footnotes is currently being drafted and should be completed soon. It was mentioned that the next newsletter should address the renewal fee increases as discussed earlier in this meeting and address the importance of having an independent medical board. Additionally, social media accounts and the PMBC website was discussed. It was also mentioned that PMBC's list serve continues to grow mostly through PMBC's licensing activities.

E. Executive Management Update – Carolyn McAloon, DPM

The Board received information from Michelle Warrington as to the travel and training processes that are required for all Board Members upon initial appointments and as the years go on. Form 700 filings are required every year for all Board Members. Sexual Harassment Prevention training must be completed every two years. Ethics training must be completed every two years. Information security training is also required for all that have DCA emails. Defensive Driver trainings must be completed every four years for those driving on State business. Hard copy completion certificates should be sent to the PMBC office. Travel expense claims need to be completed and submitted to the PMBC office. Incidentals, meals, lodging and mileage are per diem costs that may be reimbursed and there are maximum reimbursement limits. Transportation includes airfare, rental cars, Ubers, and taxis. Brian Naslund emphasized that receipts must be kept and he encouraged Board Members to maintain all receipts for reimbursement.

The public did not provide any additional comments. Board Member Elliot moved and Board Member Lee seconded, to approve all the reports in the Executive Officer's Report. Motion passed 6-0

CM	DL	DE	SC	DG	SP
Y	Y	Y	Y	Y	Y

VII. Adjournment

MEETING ADJOURNED AT 12:10 p.m.

Approved on:

Brian Naslund, Executive Officer

DRAFT