

**HAWAII MEDICAL BOARD**  
Professional and Vocational Licensing Division  
Department of Commerce and Consumer Affairs  
State of Hawaii

MINUTES OF MEETING

The agenda for this meeting was filed with the Office of the Lieutenant Governor, as required by §92-7(b), Hawaii Revised Statutes ("HRS").

Date: Thursday, March 9, 2017

Time: 1:00 p.m.

Place: King Kalakaua Conference Room  
King Kalakaua Building  
335 Merchant Street, 1<sup>st</sup> Floor  
Honolulu, HI 96813

Present: Niraj S. Desai, M.D., Chairperson, Kauai Member  
Sharon "Shay" Bintliff, M.D., Vice-Chairperson, Hawaii Member  
Gerard K. Akaka, M.D., Oahu Member  
Maria Chun, Ph.D., Public Member  
Darren K. Egami, M.D., Maui Member  
Jone Geimer-Flanders, D.O., Oahu Member  
Peter Holt, M.D., Oahu Member  
Palasi Puletasi, Public Member  
Karen E. Sept, D.O., Oahu Member  
Shari J. Wong, Deputy Attorney General ("DAG")  
Ahlani K. Quiogue, Executive Officer  
Wilma Balon, Secretary

Excused: Peter Halford, M.D., Oahu Member

Guests: Chen-Li Sung, M.D., Applicant

Call to Order: The meeting was called to order at 1:00 p.m., at which time quorum was established.

Approval of the February 9, 2017 Minutes: It was moved by Dr. Sept, seconded by Dr. Holt, and unanimously carried to approve the executive session meeting minutes of the February 9, 2017 meeting as distributed, and the open session minutes with the following corrections:

On page 6, under Unfinished Business: Physician Workforce Assessment Report, the last paragraph should read as follows:

"Dr. Withy stated that the JABSOM data, specifically the supply numbers are accurate. She went ~~[ente]~~ **on to** say that the demand statistics may be off by one or more physicians."

On page 8, under Unfinished Business: Physician Workforce Assessment Report, the third paragraph should read as follows:

“Given that there were no ~~[addition]~~ **additional** questions for the guests, Chair Desai thanked Dr. Withy, Ms. Davis, and Ms. Mepelli for appearing before the Board, and excused them from the meeting room at 2:25 p.m.”

On page 8, under Advisory Committees: b. Emergency Medical Service Personnel, the third paragraph should read as follows:

“Given this information, Executive **Officer** asked the Board to ratify the Committee’s decision.”

On page 9, under New Business: a. Legislation (iii) SB 728 Relating to the John A. Burns School of Medicine Special Fund, the last paragraph, first sentence should read as follows:

“The purpose of the bill is to permit moneys in the John A. Burns ~~[school]~~ **School** of ~~[medicine]~~ **Medicine** special fund to be used for loan repayment for certain health care professionals.”

Mr. Puleasi entered the meeting room at 1:03 p.m.

Adjudicatory  
Matters:

Chair Desai called for a recess from the meeting at 1:03 p.m. to discuss and deliberate on the following adjudicatory matters pursuant to Chapter 91, HRS.

- a. In the Matter of the License to Practice Medicine of Charles Arakaki, M.D.; MED 2016-174-L

After discussion, it was moved by Dr. Geimer-Flanders, seconded by Dr. Bintliff, and unanimously carried to accept the Settlement Agreement Prior to Filing of Petition for Disciplinary Action and Board’s Final Order.

- b. In the Matter of the License to Practice Medicine of Laura Jones, M.D.; MED 2013-100-L

After discussion, it was moved by Dr. Bintliff, seconded by Dr. Geimer-Flanders, and unanimously carried to accept the Settlement Agreement Prior to Filing of Petition for Disciplinary Action and Board’s Final Order.

- c. In the Matter of the License to Practice Medicine of Erin G. Newman, M.D.; MED 2016-56-L

Chair Desai informed members that he will be recusing himself from the discussion and vote on this matter and left the meeting room at 1:09 p.m.

The Board noted the following corrections to the Settlement Agreement:

On page 1, Dr. Newman’s License Number is **MD**-17038, and not MED-17038.

On page 7, the Case No. should reflect as **MED 2016-56-L**, and not MED 2014-103-L.

After discussion, it was moved by Dr. Geimer-Flanders, seconded by Dr. Egami, with the exception of Chair Desai who recused himself, and carried by a majority to accept the Settlement Agreement Prior to Filing of Petition for Disciplinary Action and Board's Final Order.

Following the Board's review, deliberation and decision in this matter pursuant to Chapter 91, HRS, Chair Desai announced that the Board reconvene to its regular Chapter 92, HRS, meeting at 1:12 p.m

Applications for  
License/  
Certification:

- a. Ratifications:  
(i) List

Chair Desai returned to the meeting room at 1:12 p.m.

It was moved by Dr. Egami, seconded by Dr. Akaka, and unanimously carried to ratify the attached lists of individuals for licensure or certification.

Applications for  
License/  
Certification:

- b. Applications:

It was moved by Dr. Holt, seconded by Dr. Bintliff, and unanimously carried to enter into executive session at 1:13 p.m. pursuant to HRS §92-5(a)(1) to consider and evaluate personal information relating to individuals applying for professional licenses cited in HRS §26-9, and pursuant to HRS §92-5(a)(4), to consult with the Board's attorney on questions and issues pertaining to the Board's powers, duties, privileges, immunities and liabilities.

- (i) Physician:  
a) Chen-Li Sung, M.D.

It was moved by Dr. Sept, seconded by Dr. Holt, and unanimously carried to return to the open meeting at 1:54 p.m.

- (i) Physician:  
a) Chen-Li Sung, M.D.

After due consideration of the information received, it was moved by Chair Desai, seconded by Dr. Bintliff, and unanimously carried to defer Dr. Sung's application pending additional information.

b. Applications:

It was moved by Dr. Akaka, seconded by Dr. Egami, and unanimously carried to enter into executive session at 1:55 p.m. pursuant to HRS §92-5(a)(1) to consider and evaluate personal information relating to individuals applying for professional licenses cited in HRS §26-9, and pursuant to HRS §92-5(a)(4), to consult with the Board's attorney on questions and issues pertaining to the Board's powers, duties, privileges, immunities and liabilities.

(i) Physicians:

- b) Harry L. Kanter, M.D.
- c) Rawel Randhawa, M.D.
- d) George C. Aglialoro, D.O.
- e) Adam H.H. Altman, M.D.
- f) Melvin R. Echols, M.D.
- g) John P. Hennessee, M.D.
- h) Riley K. Kitamura, M.D.
- i) Ravi Kumar, M.D.
- j) Elizabeth M. LoGalbo, D.O.
- k) James R. Munns, M.D.
- l) Vimal H. Patel, M.D.
- m) Steve R. Souter, M.D.

(ii) Physician Assistant:

- a) Gerald Papin, PA-C

It was moved by Dr. Bintliff, seconded by Dr. Sept, and unanimously carried to return to the open meeting at 2:31 p.m.

It was moved by Dr. Bintliff, seconded by Dr. Geimer-Flanders, and unanimously carried to approve the following applications:

(i) Physician:

- b) Harry L. Kanter, M.D.
- c) Rawel Randhawa, M.D.
- d) George C. Aglialoro, D.O.
- e) Adam H.H. Altman, M.D.
- g) John P. Hennessee, M.D.
- i) Ravi Kumar, M.D.
- k) James R. Munns, M.D.
- l) Vimal H. Patel, M.D.
- m) Steve R. Souter, M.D.

(ii) Physician Assistant:

- a) Gerald Papin, PA-C

(i) Physician:

f) Melvin R. Echols, M.D.

After due consideration of the information received, it was moved by Dr. Geimer-Flanders, seconded by Dr. Akaka, and unanimously carried to approve Dr. Echols' application pending receipt of a revised application.

h) Riley K. Kitamura, M.D.

After due consideration of the information received, it was moved by Dr. Akaka, seconded by Dr. Sept, and carried by a majority, with the exception of Dr. Chun who recused herself, to approve Dr. Kitamura's application for licensure.

j) Elizabeth M. LoGalbo, M.D.

After due consideration of the information received, it was moved by Dr. Sept, seconded by Chair Desai, and carried by a majority, with the exception of Dr. Bintliff who opposed the motion, to approve Dr. LoGalbo's application for licensure.

**The following agenda item(s) were taken out of order.**

Legislation:

(i) HB 428, HD1 / SB 141, SD2 Relating to Physician Workforce Assessment

The Board discussed the above bills.

The purpose of the bills are to allow the John A. Burns School of Medicine ("JABSOM") to continue to receive a portion of the physician workforce assessment fee for ongoing physician workforce assessment and planning to support the recruitment and retention of physicians in the State, particularly those in rural and medically underserved areas.

Executive Officer Quiogue informed the Board that the House version was amended to include defective date of July 1, 2050 for further discussion.

Executive Officer Quiogue informed the Board that the Senate version reinstated a 5 year sunset until June 30, 2022.

By consensus, members stated that they prefer the current language in statute repealing the assessment fee on June 30, 2017. However, if these measures are to move forward, the Board prefers language which would retain a repeal date rather than an indefinite extension. The Board also recommends that any monies collected through the physician workforce assessment be used towards increasing medical class sizes at

JABSOM and increasing graduate medical education class sizes in the State.

(ii) HB 916, HD 1 / SB 1078, Relating to Loan Repayment for Health Care Professionals

The Board discussed the above bills.

Executive Officer Quiogue informed the Board that the Senate version of this bill is no longer moving forward.

The purpose HB 916, HD 1 is to appropriate funds on a matching basis to the Department of Health to fund the loan repayment program administered by the John A. Burns School of Medicine to provide loan repayments to health care professionals who agree to work in federally designated health professional shortage areas or underserved areas in the State.

Executive Officer Quiogue informed the Board that the HB 916, HD 1 was passed unamended since the appropriation amount was blanked out and it contains a defective date of 7/1/2090.

Members stated that they would not take a position on HB 916, HD 1, but will continue to monitor the measure.

(iii) SB 174, SD 2 Relating to Medical Marijuana

The Board discussed the above bill.

The purpose of the bill is to amend the definition of debilitating medical condition to include lupus, epilepsy, multiple sclerosis, arthritis, and autism as conditions that qualify for the legal use of medical marijuana.

Members stated that they would not take a position on this bill, but would monitor the measure.

(iv) SB 1159, SD 1 / HB 1488, HD 1 Relating to Medical Marijuana

The Board discussed the above bills.

Executive Officer Quiogue informed the Board that the Senate version was not heard in time to cross over to the House.

The purpose of HB 1488, HD 1 is to establish the Office of Medical Marijuana Administration in the DOH to administer dispensary system and patient registration. Extends civil service exemptions and interim rulemaking authority. Requires an alternate tracking system for use when the DOH computer tracking system is nonfunctional. Adds considerations for establishing testing standards and selecting additional dispensary licensees. Specifies retention requirements for video security recordings.

Members stated that they would not take a position on HB 1488, HD 1, but will continue to monitor the measure.

(v) SB 505, SD 1 / HB 667, HD 1 Relating to Health

The Board discussed the above bills.

Executive Officer Quiogue informed the Board that this measure proposes, among other things, to: require an opioid therapy informed consent process agreement to be executed between a patient and any prescriber of opioids under certain conditions; limit initial prescriptions for opioids and benzodiazepines to a maximum of seven consecutive days with certain exceptions; and clarify that prescribers who violate the mandatory opioid therapy informed consent process shall be subject to disciplinary action established by the Board.

Chair Desai stated, and several members agreed, that this measure provides safety mechanisms which protect consumers of this State.

Drs. Akaka and Egami queried how these amendments, specifically entering into an informed consent, requiring all prescribers who are authorized to prescribe opioids in the State to register with Hawaii's Electronic Prescription Accountability System, and limiting the number of prescriptions for opioids and benzodiazepines, would affect certain medical specialties (e.g. orthopedic surgeons, emergency medicine physicians). Further, Dr. Egami and Dr. Geimer-Flanders expressed their concern that by placing such requirements in HRS Chapter 329, physicians would be subject to a Class C Felony conviction.

Executive Officer questioned whether members' concerns center around the additional administrative functions that physicians have to perform (limited to the informed consent and registration with the electronic prescription system). She went on to ask for clarification regarding what the Board would like relayed in its testimony.

Chair Desai, and a majority of members present, felt that the amendments made to SB 505, were appropriate and prevent unsafe physicians from harming patients.

Dr. Geimer-Flanders stated that she is in complete agreement that opioid reform is a good idea and practice; however, heavy-handed reforms may compromise the delivery of care to patients.

Based on the above discussion, a majority of the members (Chair Desai, Dr. Bintliff, Dr. Chun, Dr. Holt, Mr. Puletasi, and Dr. Sept) support the intent of the measure as drafted as it puts safety mechanisms in place which protects consumers of this State. A small minority of members (Drs. Akaka, Geimer-Flanders, and Egami) expressed their concern that criminalizing elements of medical practice may compromise the delivery of care to patients.

(vi) SB 868, SD 1 / HB 1316 Relating to The Controlled Substances Act

The Board discussed the above bills.

The Board noted that the House version of the bill was not heard in time to cross over to the Senate.

The purpose of SB 868, SD 1 is to amend Hawaii's controlled substances act to mirror federal regulations, which permit qualified practitioners to administer, dispense, and prescribe any schedule II, III, IV, or V narcotic drug approved by the Food and Drug Administration for use as a medically-managed withdrawal treatment, otherwise known as a detoxification treatment, or maintenance treatment; provided the practitioner complies with specific federal requirements. Allows physicians under certain circumstances to administer narcotic drugs to relieve acute withdrawal symptoms for not more than three days and to treat a person as an incidental adjunct to medical or surgical treatment.

Members stated that they would not take a position on SB 868, SD 1, but will continue to monitor the measure.

(vii) SB 1129, SD 2 Relating to Health

The Board discussed the above bill.

The purpose of the bill is to establish medical aid in dying act that establishes a regulatory process under which an adult resident of the State with a medically confirmed terminal disease may obtain a prescription for medication to be self-administered to end the patient's life.

Members stated that they would not take a position on this bill, but will continue to monitor the measure.

(viii) HB 1484, HD 2 Relating to Assault

The Board discussed the above bill.

The purpose of the bill is to establish the offense of assault in the second degree if a person intentionally or knowingly causes bodily injury to a health care professional, as defined in section 451D-2, Hawaii Revised Statutes, who is engaged in the performance of duty at the time of the assault.

Members stated that they would not take a position on this bill, but will continue to monitor the measure.

(ix) HB 1118 / SB 984 Relating to Workers' Compensation Physician

The Board discussed the above bills.



Executive Officer Quiogue informed the Board that the House version was not heard in time to cross over to the Senate.

The purpose of SB 984 is to amend the definition of “physician” in Workers’ Compensation Law to include advanced practice registered nurses.

The Board noted that at the Board’s February 9, 2017, the Board recommended that the term “physician” be replaced with “licensed independent health care practitioners” so that it could be inclusive of all health care practitioners, and not potentially mislead the general public in thinking that anyone other than a medical doctor or doctor of osteopathy is a physician.

(x) SB 347, SD 1 / HB 527, HD 1 Relating to Mobile Clinics

The Board discussed the above bills.

The purpose of the bills are to appropriate funds for establishing, staffing, and operating two mobile clinics to serve the homeless population.

Members stated that they would not take a position on this bill, but would monitor it.

(xi) HCR 33, HD 1 / SCR 13 Requesting the Auditor to Conduct A Sunrise Review of the Licensure and Regulation of Gerontologists

The Board discussed the above resolutions.

Executive Officer Quiogue informed members that pursuant to HRS § 26H-6, new regulatory measures being considered for enactment must be referred to the Auditor for a sunrise analysis. The statute requires that the referral be made by concurrent resolution which identifies a specific legislative bill to be analyzed. The statute further requires that the analysis set forth the probable effects of regulation and assess whether its enactment is consistent with legislative policies, and assess alternative forms of regulation.

Members stated that they would take no position regarding this resolution, but will continue to monitor it.

(xii) HB 248, HD 2 Relating to Health Insurance

The Board discussed the above bill.

The purpose of the bill specifies procedural, disclosure, notice, and other requirements for prospective reviews required by health carriers or utilization review organizations prior to certification of coverage for health care services.

Members stated that they would not take a position on this bill, but will continue to monitor the measure.

**The Board resumed the order of the agenda.**

Correspondence: a. Email from Craig Nakatsuka, M.D., dated March 2, 2017, Regarding Concerns pertaining to the Current Legislative Bill on Medical Aid in Dying, SB 1129, SD 2

The Board acknowledged receipt of Dr. Nakatsuka's email dated March 2, 2017, regarding SB 1129, SD 2 Relating to Health.

It was moved by Dr. Geimer-Flanders, seconded by Dr. Bintliff, and unanimously carried to inform Dr. Nakatsuka that the Board takes no position on this bill, but will continue to monitor the measure.

Advisory Committees:

- a. Physician Assistants
- b. Emergency Medical Service Personnel
- c. Podiatrists

Announcements/ Report:

a. Medical Marijuana Legislative Oversight Working Group: Summary of the March 1, 2017 meeting

Executive Officer Quiogue informed members that she attended the March 1, 2017 meeting, but had to leave shortly after it began for a legislative hearing.

Next Meeting:

Thursday, April 13, 2017  
Queen Liliuokalani Conference Room, First Floor  
335 Merchant Street  
Honolulu, HI 96813

Adjournment:

It was moved by Dr. Egami, seconded by Mr. Puletasi, and unanimously carried to adjourn the meeting at 3:25 p.m.

Reviewed and approved by:

Taken and recorded by:

/s/ Ahlani K. Quiogue

/s/ Wilma Balon

(Ms.) Ahlani K. Quiogue  
Executive Officer

Wilma Balon  
Secretary

AKQ:wb  
3/31/17

( X ) Minutes approved as is.

( ) Minutes approved with changes; see minutes of \_\_\_\_\_.

**HAWAII MEDICAL BOARD (03/09/2017-RATIFICATION LIST)**

LTYPE LIC NUM BP NAME PART 1

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MD 18957 DARREN M <CUTTER<  
MD 18958 JEFFREY D <CHIEN<  
MD 18959 KYLE E <WILHITE<  
MD 18960 CARMELITA C <MANGALINDAN<  
MD 18961 STEVEN J <LENGLE<  
MD 18962 TAICHI <IMAMURA<  
MD 18963 LINDA M <TETOR<  
MD 18964 CONSTANCE R <TAMBAKIS-ODOM<  
MD 18965 ELIZABETH H <HARBISON<  
MD 18966 JAMES J <ALONZO<  
MD 18967 KAREEM H <KHOZAIM<  
MD 18968 ANDREW D <COGGIN<  
MD 18969 DWIGHT D E <ENCINAS<  
MD 18970 PETER A <KARTH<  
MD 18971 ERIC T <CHANG<  
MD 18972 BRYANT W <WILSON<  
MD 18973 CAROLYN A <CANDIDO<  
MD 18974 CLARK T <KHOLEIF<  
MD 18975 ANTHONY L <MICHAUD<  
MD 18976 JENNIFER L <STEWART<  
MD 18977 DAVID C <RUPLEY< JR  
MD 18978 YOSEPH A <KRAM<  
MD 18979 JUSTIN M <WEI<  
MD 18980 DAVID S <ANSDELL<  
MD 18981 MICHELLE T <BLACK<  
MD 18982 KELLY C <D'AMICO<  
MD 18983 SHAUN-PIERRE A <HALL<  
MD 18984 OTONIEL D <PUERTO<  
MD 18985 KATHRYN R <WAGNER<  
MD 18986 BRANDON O <TAKASE<  
MD 18987 ALANN E <WEISSMAN-WARD<  
MD 18988 MALIA M <RASA<  
MD 18989 STEPHANIE A <REDDICK<  
MD 18990 ROBERT H <SHAPIRO<  
MD 18991 RICHA <VARSHNEY<  
MD 18992 RAWIA <YASSIN<  
MD 18993 CHERYLL G <UDANI<  
MD 18994 SHEILA M <WARD<  
MD 18995 LANCE E <FUROSAWA-STRATTON<  
MD 18996 PAUL J <KIM<  
MD 18997 TRACY R <KURANAKA<  
MD 18998 MARK L <PILAR<  
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AMD 731 JUILE K <DAY<  
AMD 732 KATHARINE R <CONRAD<

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AMD 733 JOSHUA K <RADI<  
AMD 734 APRIL T <DUMONT<  
AMD 735 CHOW Y <HWANG<  
AMD 736 ARIEL M <TORMEY<  
AMD 737 DAVID K <MARCOUX<  
AMD 738 PATRICK A <SHERMAN<  
AMD 739 DONALD R <GECI<  
AMD 740 ALEXANDRA N <PIZZUTO<

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DOS 1788 WILLIAM W <HENNING<  
DOS 1789 DAVID <CHEYNEY<

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DOSR 399 KI SUK <EUM<  
DOSR 400 KYLI N <KRAPE<  
DOSR 4283 KELLI T <FRITZ<

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MDR 7221 ONOUWEM U <NSEYO<  
MDR 7222 ELIESE P <FRIEDEL<  
MDR 7223 LAURA <CHESS<  
MDR 7224 ROSS T <MCCORMACK<  
MDR 7225 JASON J <BISCHOF<  
MDR 7226 EVAN <BRADLEY<  
MDR 7227 KURT <EIFLING<  
MDR 7228 MARTHA A <TESFALUL<  
MDR 7229 KATIE E <DOLAN<  
MDR 7230 BRANDON C <BUSUITO<  
MDR 7231 JACOB <MARGANSKI<

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