



**Ohio ACEP Board of Directors Meeting
Leadership and Advocacy Day at the Statehouse
April 13, 2011
The Columbus Renaissance Hotel/Ohio Statehouse
Columbus, Ohio**

The meeting was called to order by Chapter President Gary Katz, MD at 10 AM. Board members in attendance: Eileen Baker, MD; Robert Broida, MD (Chapter Treasurer); Jason Cheatham, DO; Paul Culler, MD; Jim Horn, MD; Gary Katz, MD (Chapter President); Tom Lukens, MD (Chapter President-Elect); John Lyman, MD; Michael Nauss, MD; John Russ, MD; Tom Tallman, DO. **Board members absent:** C.C. Halloran, MD; Catherine Marco, MD; Michael Smith, MD; and Resident Representative William Saunders, MD. **Leadership Class in Attendance:** Michael Nauss, MD; Michael McCrea, MD; Mohamad Moussa, MD; Venk Kamphampati, MD; Gerald Maloney, DO; Sarah Orlousky, MD; and Matthew Sanders, DO. **Chapter Members in Attendance:** Wayne Wheeler, MD; Derek Harmon, DO; Jodelle Yount, DO; Thomas Carter, DO; Ann Dietrich, MD (Chapter Education Committee Chair); Michael Frank, MD; and Mary Hancock, MD. **Staff and Guests:** Amanda Sines, Towner Policy Group; Laura Tiberi, Chapter Executive; Holly Dorr, Chapter Deputy Executive; Kelley Shively, Staff Leadership Class Liaison; The Honorable Dr. Terry Johnson, State Representative. Additional legislative guests during the meeting: Senator Eric Kearney, Representative Lynn Wachtmann; Representative John Patrick Carney; Senator Kevin Bacon; Representative Matt Huffman.

The **first order** of business was welcome and introductions by Chapter President Gary Katz, MD. The **second order** of business was a review of the Ohio ACEP legislative agenda and review and policy discussion on current bills under consideration in Ohio's General Assembly.

House Bill 93- Dr. Terry Johnson's 'pill mill' legislation. Supportive of the preventative focus regarding the extent of prescription drug death and overdose in Ohio, the group discussed with the sponsor areas of concern such as possible mandatory drug database (OARRS) checks and reporting; the ramification/operational impact and pressures on the ED's when local 'pill mills' are shut down; the education of the physician community when the bill and rules pass; and recording implementation issues/unintended consequences once the bill is operational for potential legislative fixes in the future. Dr. Johnson has practiced in the ED, as a family physician, and a county coroner, and expressed the highest regard and support for the EM community and a willingness to work on issues that surface.

Senate Bill 129- Senator Bacon's Access to Emergency Care legislation (Ohio ACEP's legislative request and priority). Senator Bacon shared his enthusiasm and support for our bill; acknowledged the challenges in the Senate; and discussed with the members additional ways to gain support. Bacon noted the trial bar would be working very hard against us. He suggested that members be focused on getting Senate Civil Justice Committee member support, and that Ohio ACEP continue to focus on the positive arguments and how it will help access and the industry. The Board also discussed needing a PR initiative; asking other supports to testify for SB 129; approaching the Ohio Association of Health Plans; and in all cases, being aware of the mutual benefit that other organizations may find in our proposal. Drs. Katz and Frank are scheduled for testimony following the Board meeting.

Senate Bill 83 (Oelslager) and House Bill 141 (Goodwin and Boyd)- APN prescriptive authority. This bill is currently being heard in Representative Wachtmann's Health Committee so it was appreciated to have him in attendance to discuss the pros and cons of this bill. Ohio ACEP members in attendance remain opposed. There is no problem statement being solved with this legislation. The OSMA has proposed some modifications (prescribing in certain settings) but indications of compromise from the APN are as yet not forthcoming. Attendees asked Rep. Wachtmann how he was maintaining support of the legislation in contrast to the pill mill legislation; i.e. why expand prescriptive authority at a time of tackling the over-prescribing problem? Wachtmann agreed that testimony on HB 93 had given him pause and raised his concerns with the APN bill. But he still feels good about the APN/physician relationship and that this can be managed. In the end, Ohio ACEP remains opposed, yet it appears to be an uphill battle.

House Bill 153-Biennial State Budget. Chapter lobbyist, Amanda Sines reviewed the budget and issues of interest to member physicians. Despite enormous cuts in healthcare (e.g. nursing home costs), physicians/providers remain relatively untouched. No increases, but no cuts either. This is encouraging in these economic times. Chapter leaders will continue to monitor the language details- current concerns are language authorizing prison population (jail services) care at Medicaid rates and Medicaid managed care non-contracting language (Hospitals).

In general discussion with legislative visitors, the attendees also discussed the importance of involvement in the process; getting to know your legislator; how to approach and contact legislators; ED visits; legal language and professional liability standards; and the prevalence of the on-call specialist problem in the ED.

The **third order of business** involved a split meeting: Leadership Academy Class participants headed to the Ohio Statehouse for a tour and legislative visits. The Board of Directors remained for continuation of Board business with topics and discussion led by: *President, Gary R. Katz, MD, FACEP; Treasurer Robert I. Broida, MD, FACEP; and Executive Director Laura L. Tiberi, CAE*

ACEP's Emergency Medicine Action Fund- Board reviewed the material provided by ACEP on the new EMAF, discussing strategy, value, and potential for funding. The Board also requested more information on how and on what EMAF would expend funds. The conversation led to more questions than answers and the Board agreed to seek more information from EMAF 'green beret' representatives (such as Ohio's Kevin Klauer, DO); from materials at the upcoming Leadership and Advocacy Conference; and from ACEP leaders attending the Ohio ACEP Annual Meeting. EMAF details available online at www.acep.org

Ohio ACEP Board and Council Candidates-The deadline for Board and Council candidates is April 20, 2011 in order to facilitate awareness of candidates online, through member e-mail and onsite at the Annual Meeting. To date, there are six candidates who have been officially nominated/self-nominated.

National ACEP Board and Council Candidates-National ACEP Board and Council candidates were announced recently. Ohio member Kevin Klauer, DO, FACEP has been nominated for Council Vice-Speaker. Chapter President Gary R. Katz, MD, MBA, FACEP has been notified of his selection to receive a Council Horizon Award in October.

Residents' Assembly and Annual Meeting Agenda and Awards-Board members were reminded of the upcoming Residents' Assembly and Annual Meeting (June 7) and the Board meeting the evening prior (June 6). Award nominations for the Bill Hall Award for Service to the Chapter and the Emergency Physician of the Year are being sought for the annual meeting luncheon.

2011-2012 Chapter Budget Review, Discussion and Approval

Laura Tiberi and Treasurer Dr. Robert Broida shared the proposed budget for 2011-2012 (May 1, 2011-April 30, 2012). The budget had been previously vetted by the Treasurer and chapter leaders. The proposed budget included funding for additional staff; less projected results on the Rivers OB line (as deemed appropriate through 2010-11 numbers); reduced product lines; and maintenance of all other service lines. The Budget for 2011-2012 was accepted and approved by the Board.

Laura Tiberi shared the anticipated yearend figures for 2010-2011 (year ending April 2011) Pending the actual end of the fiscal year, final review by the accountant and audited figures, there would be an anticipated positive balance in excess of budgeted expectations. After 8 years with the chapter, and no capital improvements, Tiberi requested the following capital improvements

- 1st floor carpet- \$21,205
- Florescent Light Fixture Replacement \$7300/ entire building

The Board also discussed ways to return value to members with positive fiscal year resources, including \$ dollar value coupons. In addition, the Board discussed contributing additional end of year dollars directly to member equity in the long term investment fund. **The final determination and approval by the Board was to split the year- end balance, 50% (or no more than \$30,000) to capital improvements and 50% to equity reinvestment.**

The fourth order of business was New Business. A brief discussion ensued regarding positive messaging for EM and continued marketing/advertising.

The Board adjourned at 2:45 p.m. to head to the Ohio Statehouse to attend the meeting of the Senate Civil Justice Committee in the North Hearing Room of the Senate Building. Testifying for Ohio ACEP in support of Senate Bill 129, Access to Emergency Care will be

- Gary R. Katz, MD, FACEP, Chapter President
- Mike Frank, MD, JD, FACEP

Respectfully Submitted for the Secretary

Laura Tiberi
Executive Director