American Osteopathic Association

House of Delegates

Committee on Professional Affairs

Jeffrey Postlewaite, DO, Chair
Joseph Zawisza, DO, Vice Chair

October 13, 2020
2020 Special Session

CONSENT AGENDA – FOR COLLECTIVE ACTION BY THE HOUSE OF DELEGATES

Mr. Speaker, I present the following Consent Agenda, and the Committee recommends that it be APPROVED:

H302 PROTECTING AMERICAN STUDENTS FROM PROFIT-DRIVEN FOREIGN MEDICAL SCHOOLS (H304-A/15)

H303 REMOVE FDA BAN ON ANONYMOUS SPERM DONATION FROM MEN WHO HAVE SEX WITH MEN (H305-A/15)
Explanatory Statement: The FDA five-year deferment period for anonymous sperm donation for men who have sex with men has been in place since 2005.

H304 IMPROVING COMPETITIVE EDGE FOR MEMBERSHIP IN THE AOA (H308-A/15)

H307 SUPPORTING THE USE OF OMM IN THE VA (H311-A/15)
Editorial Amendment: Line 4 THE USE OF OSTEOPATHIC MANIPULATIVE MEDICINE (OMM) IN THE VA VETERANS ADMINISTRATION (VA)
Line 10 department of PMR PHYSICAL MEDICINE AND REHABILITATION (PMR)...

H310 OSTEOPATH AND OSTEOPATHY - USE OF THE TERM (H315-A/15)
Editorial Amendment: Line 10 sentimental and informal...

H311 PATIENT ACCESS IN RURAL AREAS (H317-A/15)

H312 PHYSICIAN OFFICE LABORATORIES (H318-A/15)

H314 SECOND OPINION, SURGICAL CASES (H320-A/15)

H317 PHYSICIAN INCENTIVES TO UNDERSERVED AREAS (H324-A/15)
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Jeffrey Postlewaite, DO, Chair
Joseph Zawisza, DO, Vice chair

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<th>Resolution</th>
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<td>H320</td>
<td>ELECTRONIC PRESCRIBING OF CONTROLLED SUBSTANCES (H332-A/15)</td>
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<td>H322</td>
<td>PRESCRIPTION DRUG DIVERSION AND ABUSE – EDUCATION, RESEARCH, AND ADVOCACY (H335-A/15)</td>
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<td>H323</td>
<td>BUPRENORPHINE MAINTENANCE TREATMENT INSURANCE COVERAGE (H336-A/15)</td>
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<td>H336</td>
<td>REFERRED RESOLUTION: H324-A/14 USE OF THE TERM “PHYSICIAN” “DOCTOR” AND “PROVIDER”</td>
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And I so move. **APPROVED**

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<td>H321</td>
<td>PROFESSIONAL ORGANIZATION -- PHYSICIANS CHOOSING TO WHICH THEY BELONG (H334-A/15)</td>
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Mr. Speaker, I present for consideration Resolution No.321, and the Committee recommends that it be APPROVED.

And I so move. **Resolution H321 NOT ADOPTED**

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<td>H301</td>
<td>RETAIL-BASED HEALTH CLINICS AND URGENT CARE CENTERS (H303-A/15)</td>
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Mr. Speaker, I present for consideration Resolution No.301, and the Committee recommends that it be APPROVED with the following AMENDMENTS:

Line 25: 5. Retail-based health clinics AND urgent care centers must use
Line 28: 6. Retail-based healthcare clinics AND urgent care centers must comply with all applicable

And I so move. **ADOPTED**

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<td>H305</td>
<td>TAX CREDIT FOR PRECEPTING (H312-A/15)</td>
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Mr. Speaker, I present for consideration Resolution No. H305, and the Committee recommends that it be APPROVED with the following AMENDMENTS:

Line 6: STATE legislation and a toolkit with strategies to implement precepting tax credits

**Explanatory Statement:** Tax credits could be either state or federal.

And I so move. **ADOPTED**
Mr. Speaker, I present for consideration Resolution No. H306, and the Committee recommends that it be APPROVED with the following AMENDMENTS:

Line 5: The American Osteopathic Association (AOA) SUPPORTS that payments from all payers should reflect the resources required to provide patient care in each setting, and therefore, may vary to the extent that documented resource differences may vary.

Line 6: The AOA believes SUPPORTS that payments for all sites of care should account for costs incurred in that setting.

Line 7: The AOA believes SUPPORTS that efforts should be made to collect comprehensive and reliable data.

Line 8: The AOA believes SUPPORTS that pending collection of such data, private and public payers should avoid

Line 9: The AOA believes SUPPORTS that Medicare patients should be provided access to data regarding

And I so move. ADOPTED

Mr. Speaker, I present for consideration Resolution No. H308, and the Committee recommends that it be APPROVED with the following AMENDMENTS:

Line 5: The American Osteopathic Association and its component societies ARE be encouraged to promote

Line 13: INSURANCE companies, and physicians with expertise in ON these issues. (3) ENCOURAGING

Line 14: government AGENCIES and insurance agencies COMPANIES to utilize only expert witnesses GOVERNMENT AGENCIES AND INSURANCE COMPANIES TO UTILIZE ONLY EXPERT WITNESSES

Line 15: who are osteopathic physicians in peer review, fraud and abuse, civil and criminal cases WHO ARE OSTEOPATHIC PHYSICIANS IN PEER REVIEW, FRAUD AND ABUSE, CIVIL AND CRIMINAL CASES
H309 RETAIL MEDICAL CLINICS IN FACILITIES SELLING TOBACCO, NICOTINE OR VAPING PRODUCTS (H314-A/15)

Mr. Speaker, I present for consideration Resolution No. H309, and the Committee recommends that it be APPROVED with the following AMENDMENTS:

Line 6: The American Osteopathic Association discourages the placement of medical practices AND LIMITED SERVICE CLINICS in retail

Line 7: settings and limited service health clinics that promote and sell tobacco because it is contrary to

And I so move. ADOPTED

H313 POSTGRADUATE COMPENSATION (H319A/15)

Mr. Speaker, I present for consideration Resolution No. H313, and the Committee recommends that it be APPROVED with the following AMENDMENTS:

Line 5: The American Osteopathic Association affirms its support for maintaining and enhancing the

Explanatory Statement: Maintaining and enhancing are two separate actions which are mutually exclusive of one another.

And I so move. ADOPTED

H315 UNIFORMED SERVICES: ENDORSEMENT OF PHYSICIANS SERVING IN THE UNIFORMED SERVICES (H322-A/15)

Mr. Speaker, I present for consideration Resolution No. H315, and the Committee recommends that it be APPROVED with the following AMENDMENTS:

Line 8: of healthcare by its representatives in the uniformed services and recognizes the ANNUAL 55th-anniversary

And I so move. ADOPTED
H316  EMERGENCY MEDICAL SERVICES FOR CHILDREN, SUPPORT OF
(H323-A/15)

Mr. Speaker, I present for consideration Resolution No. H316, and the Committee recommends that it be APPROVED with the following AMENDMENTS:

Line 6: The American Osteopathic Association (AOA) supports the availability of state of the art
Line 13: reauthorization of this program WHEN NEEDED. 2005, reaffirmed 2010; reaffirmed as revised 2015.

And I so move. ADOPTED

H318  VACCINES SHORTAGES (H326-A/15)

Mr. Speaker, I present for consideration Resolution No. H318, and the Committee recommends that it be APPROVED with the following AMENDMENTS:

Line 6: CENTERS FOR DISEASE CONTROL AND PREVENTION AND AS WELL AS FOOD AND DRUG
Line 13: additional US companies will be urged to manufacture vaccines for the US citizens; and that the

And I so move. ADOPTED

H319  MEDICARE BALANCE BILLING (H329-A/15)

Mr. Speaker, I present for consideration Resolution No. H319, and the Committee recommends that it be APPROVED with the following AMENDMENTS:

Line 8: PARTICIPATION IN MEDICARE. encourages federal legislation to support Medicare
Line 9: balance billing and take the necessary steps to initiate federal legislation to achieve balance
Line 10: billing for Medicare patients to support continued participation by physicians. 2010; reaffirmed

Explanatory Statement: Language removed was redundant based on the amended language submitted by the Bureau of Federal Health Programs.

And I so move. ADOPTED

H324  VIOLENCE AGAINST HEALTHCARE STAFF (H337-A/15)
Committee on Professional Affairs

Jeffrey Postlewaite, DO, Chair
Joseph Zawisza, DO, Vice Chair

Mr. Speaker, I present for consideration Resolution No. H324, and the Committee recommends that it be APPROVED with the following AMENDMENTS:

Line 8: TO HEALTH CARE STAFF by upgrading penalties under relevant FEDERAL AND state LAWS from

And I so move. ADOPTED

H325 LOW BACK PAIN CLINICAL PRACTICE GUIDELINES, REVISION OF (H338-A/15)

Mr. Speaker, I present for consideration Resolution No. H325, and the Committee recommends that it be APPROVED with the following AMENDMENTS:

Line 17: Release Date (expected) August 1, 2015. THE CURRENT GUIDELINES ARE available through the AOA website

And I so move. ADOPTED as AMENDED

H327 ADVERSE CHILDHOOD EXPERIENCES SCREENING

Mr. Speaker, I present for consideration Resolution No. H327, and the Committee recommends that it be APPROVED with the following AMENDMENTS:

Line 21: RESOLVED, that the American Osteopathic Association (AOA) support and ENCOURAGES the

And I so move. ADOPTED

H329 INEQUALITIES IN MEDICAID FUNDING AFFECTING U.S. TERRITORIES

Mr. Speaker, I present for consideration Resolution No. H329, and the Committee recommends that it be APPROVED with the following AMENDMENTS:

Page 3
Line 15: removal of the federal funding cap on territorial Medicaid programs, thereby

Page 3
Line 17: and access to healthcare of low-income U.S. citizens AND U.S. NATIONALS living on the U.S. territories; and,

Explanatory Statement: The addition of “Nationals” to page 3, line 17 will cover citizens of American Samoa.

And I so move. ADOPTED
Mr. Speaker, I present for consideration Resolution No. H337, and the Committee recommends that it be APPROVED with the following AMENDMENTS:

Line 25: released its “Guideline for Prescribing Opioids for Chronic Pain — United States, 2016,

Line 30: Opioid Task Force 2019 Guidelines in patients being treated for non-malignant

And I so move, ADOPTED

Mr. Speaker, I present for consideration Resolution No. H300, and the Committee recommends that it be REFERRED to the Council on State Health Affairs (formerly Bureau of State Government Affairs) for review and comment.

Explanatory Statement: It is unclear if this is to be a guideline as suggested by the change from “Requirement” to “Guidelines” in page 1, line 27, or if it is to be model legislation as suggested by the language in section B or C of the “Guidelines”. Recommend language be clarified to be consistent with model legislation since there is a lack of evidence-based literature referenced. Also recommend title of resolution be updated to match language change proposed on page 1, line 13.

And I so move, REFERRED (to Council on State Health Affairs)

Mr. Speaker, I present for consideration Resolution No. H326, and the Committee recommends that it be REFERRED to the Student Osteopathic Medical Association for review and comment.

Explanatory Statement: Intent of resolution needs to be clarified; second RESOLVED references legislation that is not defined; third RESOLVED calls for partnering with an unknown organization. There are at least three issues identified in the many WHEREAS statements that are best divided into three separate resolutions.

And I so move, REFERRED (to Student Osteopathic Medical Association)

Mr. Speaker, I present for consideration Resolution No. H330, and the Committee recommends that it be REFERRED to the Student Osteopathic Medical Association for review and comment.
Committee on Professional Affairs 8 2020 Special Session

Jeffrey Postlewaite, DO, Chair
Joseph Zawisza, DO, Vice Chair

Explanatory Statement: With the numerous WHEREAS statements, the intent of resolution needs to be clarified. There are multiple issues covered that should be separated into separate resolutions.

And I so move. REFERRED (to Student Osteopathic Medical Association)

H328 INCLUSION OF PATIENT EDUCATION ON ORGAN DONATION AS A COMPONENT OF A PRIMARY CARE VISIT

Mr. Speaker, I present for consideration Resolution No. H328, and the Committee recommends that it be DISAPPROVED. To begin discussion, I move that it be approved.

Explanatory Statement: The Committee believes the current policy on file (411-A/16) addresses this issue. In addition, many states already show such information on drivers’ licenses.

And I so move. Resolution H328 NOT ADOPTED

H331 MEDICATION FOR OPIOID USE DISORDER INSURANCE COVERAGE

Mr. Speaker, I present for consideration Resolution No. H331, and the Committee recommends that it be DISAPPROVED. To begin discussion, I move that it be approved.

Explanatory Statement: The Committee believes the current policy on file (336-A/15) addresses this issue.

H336-A/15 BUPRENORPHINE MAINTENANCE TREATMENT INSURANCE COVERAGE
The American Osteopathic Association (AOA) recommends that state Medicaid administrators remove any arbitrary and restrictive limits for buprenorphine coverage and that state Medicaid administrators and third party payers recognize that chronic disease management includes a combination of psychotherapeutic and pharmacological interventions that will yield the best outcomes for patients with opioid use disorder. 2015

And I so move. Resolution H331 NOT ADOPTED

H332 RECRUITMENT AND RETENTION OF NATIVE AMERICANS IN MEDICINE

Mr. Speaker, I present for consideration Resolution No. H332, and the Committee recommends that it be DISAPPROVED. To begin discussion, I move that it be approved.

Explanatory Statement: The Committee believes the American Osteopathic Association should be supportive and inclusive of all minorities who pursue a career in the osteopathic medicine, and not just one. Support and inclusion of all minorities is currently covered under existing AOA policy, as was noted in the resolution.

And I so move. Resolution H332 NOT ADOPTED

H334 SUSTAINABILITY AT AOA EVENTS
Mr. Speaker, I present for consideration Resolution No. H334, and the Committee recommends that it be DISAPPROVED. To begin discussion, I move that it be approved.

**Explanatory Statement:** Based on Finance Committee’s estimate, the Committee believes the costs to implement is prohibitive and could result in a negative fiscal impact. In times of a pandemic, there is potential that use of reusable items could contribute to spread.

And I so move. **Resolution H334 NOT ADOPTED**

H335  H357-A/19 NUTRITION AND LEADING BY EXAMPLE

Mr. Speaker, I present for consideration Resolution No. H335, and the Committee recommends that it be DISAPPROVED. To begin discussion, I move that it be approved.

**Explanatory Statement:** Based on Finance Committee’s estimate, the Committee believes the costs to implement is prohibitive and could result in a negative fiscal impact.

And I so move. **Resolution H335 NOT ADOPTED**

Mr. Speaker, this concludes the Committee’s report. I would like to thank the members of the Committee.

**Committee Members:**

Jeffery Postlewaite, DO - **Chair**
Joseph Zawisza, DO - **Vice Chair**
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