Executive Committee of the Council
Conference Call
Tuesday morning, December 22, 2015

MINUTES

A meeting of the MSSNY Executive Committee of the Council was held on Tuesday morning, December 22, 2015 at 8:00 a.m. via telephone conference call.

Participating from the Executive Committee were:
Joseph R. Maldonado, Jr., MD, MSc, MBA, DipEBHC, President
Malcolm D. Reid, MD, MPP, President-Elect
Charles Rothberg, MD, Vice-President
Andrew Y. Kleinman, MD, Immediate Past President
Arthur C. Fougner, MD, Secretary
Thomas J. Madejski, MD, FACP, Treasurer
William R. Latreille, Jr., MD, FACP, AME, Chair BOT
Kira A. Geraci Ciardullo, MD, MPH, Speaker
Bonnie L. Litvack, MD, FACR, At-Large-Member
Howard H. Huang, MD, Councilor

Participating from Staff were:
Philip Schuh, CPA, MS, Executive Vice President/Chief Financial Officer
Elizabeth Dears, Senior VP for Legislative & Regulatory Affairs
Moe Auster, VP Legislative & Regulatory Affairs

The topic of this call was to establish MSSNY's approach regarding the corporate practice of medicine as being proposed within the DSRIP program. The proposal as presented would change the existing law to allow title eight healthcare professionals to jointly own partnerships and corporations along with physicians. At issue is how to proceed in order to either oppose these changes as presented, or to try to frame the changes so that their impact would be limited in scope.
Liz Dears explained that she and Moe had both participated in a meeting with the State Health Department and submitted our opposition in writing to those proposed changes. That opposition was referenced within the agenda of the DSRIP subcommittee on Regulatory Impact which met on Wednesday, December 16, 2015, which was attended in person by Dr. Kleinman. As reported by Dr. Kleinman, the Health Department is pushing forward recommending these changes regardless of our opposition to those changes as outlined in a letter submitted to the subcommittee. This letter was cosigned by several specialty societies.

Liz and Moe both pointed out that if this goes into the Governor’s budget proposal, it would be extremely difficult to defeat legislatively.

Liz and Moe drafted alternative language and suggested that the Executive Committee approve this language, that while allowing for the major change of the corporate practice of medicine, it would be specifically limited to the Medicaid program, along with several other items intended to limit the scope of this change.

After another lengthy discussion, the Executive Committee voted to pursue having the amended language as drafted by Liz and Moe adopted by the legislature. Further, they wanted Governmental Affairs to continue attempting to get the other specialty societies not yet signed on, to go along with this proposal.

The meeting concluded after this was approved.
MEDICAL SOCIETY OF THE STATE OF NEW YORK
Philip A. Schuh, C.P.A., M.S. - Executive Vice President
Executive Headquarters
865 Merrick Avenue, Westbury, New York 11590
website: http://www.mssny.org • email: pschuh@mssny.org
Telephone: (516) 488-6100 • Fax: (516) 281-3096

Executive Committee of MSSNY’s Council
Conference Call
Thursday, November 19, 2015

M I N U T E S

A meeting of the Executive Committee of MSSNY’s Council was held via telephone conference call on
Thursday morning, November 19, 2015 at 8:00 a.m.

Present on the call from the Committee were:
Joseph Maldonado, Jr., MD, MSc, MBA, DipEBHC, President
Malcolm Reid, MD, MPP President-Elect
Andrew Kleinman, MD, Immediate Past President
Charles Rothenberg, MD, Vice President
Arthur Fougner, MD, Secretary
Thomas Madejski, MD, FACP Treasurer
William R. Latreille, Jr., MD, FACP, AME, Board Chair
Howard Huang, MD, Councilor

Staff Participating were:
Philip Schuh, CPA, MS, Executive Vice President
Elizabeth Dears, Senior Vice President, Legislative/Regulatory Affairs
Moe Auster, Vice President, Legislative/Regulatory Affairs
Patricia Clancy, VP, Public Health & Education

Also Participating was:
Michael Schoppmann, Esq.
Managing Partner Kern Augustine

(Note: Liz Dears, Moe Auster and Pat Clancy called in after the first topic was discussed by the
Committee)

Dr. Maldonado thanked everyone for taking the time to participate on the call.

The first topic discussed was the personnel matter presented by Mike Schoppmann, Esq., managing
partner of Kern Augustine. He presented the issues that his firm was dealing with and reported that he
had previously had this discussion with MSSNY’s Board of Trustees. After his presentation he got off
the call.
The next topic discussed by Dr. Maldonado was the issue of the CME mandate that was defeated in the Assembly last year. Liz Dears reported to the group that it was Joe Morelli who killed the bill on our behalf. Dr. Maldonado then described a meeting held earlier in that week with Joe Morelli, Phil, Liz and Moe and Dr. Maldonado. Specifically, we were trying to come to some approach to offer him in lieu of the mandate three hour annual CME on Pain Management, End of Life, E-Prescribing, etc.

Mr. Morelli questioned why New York was only one of two states without some mandated CME courses for physicians. We countered by pointing out that in general, most physicians need to take 50 hours per year of CME for their hospital accreditation. Therefore, logically, it does not make sense to now mandate three (3) additional hours for a specific course that might not have much applicability to various specialties. He suggested the possibility of mandating the current 50 hours requirement without specifying the specific course requirements.

Dr. Maldonado asked the Committee how they felt and the majority agreed to that codification of the fifty hours requirement was preferable to a new three hour mandated subject.

The last issue discussed was what MSSNY should be doing with regard to pursuing a Statewide IPA. Dr. Maldonado described a meeting that was held the other week with the Exec from the Connecticut State Medical Society, Mr. Matthew Katz. Present at that meeting were Drs. Maldonado, Reid, Rothberg, Kleinman and Philip Schuh.

Mr. Katz spent about thirty minutes describing the situation in Connecticut regarding their Statewide IPA and Co-op. He indicated their desire to possibly expand into New York.

The Executive Committee asked Mr. Schuh to continue those discussions in order to obtain more information on the workings of both their IPA and Co-op.