MINUTES
MSSNY Council Meeting
Tuesday, March 7, 2017

A meeting of the Council of the Medical Society of the State of New York was convened at 1:00 p.m. on Tuesday, March 7, 2017 at the Renaissance Albany Hotel, 144 State Street, Albany, NY 12205.

Malcolm D. Reid, MD, MPP, President of the Society, presided:

PRESENT

OFFICERS
Malcolm D. Reid, MD
Charles Rothberg, MD
Thomas J. Madejski, MD
Joseph R. Maldonado, Jr., MD
Arthur C. Fougner, MD
Bonnie L. Litvack, MD
Joseph R. Sellers, MD
Kira A. Geraci-Ciardullo, MD
William R. Latreille, Jr., MD

EXECUTIVE STAFF
Philip A. Schuh, CPA, MS
Donald R. Moy, Esq.
David Vozza, Esq.

COUNTY EXECS
Christopher Bell
Ronald Blount
Cynthia Burger
Shirley Cosgriff
Jonathan Dougherty
Aaron Kumar, MD

MSSNY STAFF
Morris Auster, Esq.
Terrance Bedient
John Belmont
Patricia Clancy
Julie DeSimone Vecchione
Laurel Mayer
Suzanne Reilly
Michael Reyes
Steven Sachs
Eunice Skelly
Christina Southard
Brenda Van Nest

GUESTS
William R. Latreille, Jr., MD
Patricia Clancy
Mary Abdulky, MD
Rose Berkun, MD
Stephen Coccaro, MD
Barbara Ellman
Douglas Fish, MD
Valerie Grey
Stuart Hayman
Nabil Kiridly, MD
Jason Nippa
Richard Schoor, MD
Zebulon Taintor, MD

COUNCILORS
Mark J. Adams, MD
Edward Kelly Bartels, MD
Joshua M. Cohen, MD
Howard H. Huang, MD
John J. Kennedy, MD
Thomas T. Lee, MD
Parag H. Mehta, MD
Brian P. Murray, MD
Paul A. Pipia, MD
Saulius J. Skeivys, MD
Robert A. Viviano, DO
Luis Carlos Zapata, MD

TELEPHONE PARTICIPANTS
Sandra Bennett
Maria A. Basile, MD
Mark Cappola
Donald J. Fager
Christina Kratschmer
Cheryl Malone
David B.L. Meza, III, MD
Regina McNally
Michele Nuzzi Khoury

TRUSTEES
Leah S. McCormack, MD, Chair
Mark J. Fox, MD
Paul A. Hamlin, MD
Robert J. Hughes, MD
Andrew Y. Kleinman, MD

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Cheryl Malone
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Regina McNally
Michele Nuzzi Khoury

EXCUSED
Frank G. Dowling, MD
Robert A. Hesson, MD
Daniel M. Young, MD

ABSENT
Richard A. Ritter, MD
Sam L. Unterricht, MD
A. Call to Order and Roll Call

B. APPROVED, the Council Minutes of January 19, 2017

C. New Business (All New Action & Informational Items)

1. **President’s Report**
   
   Request to Reconsider MSSNY Physician Stress & Burnout Task Force Report ñ Presented by Maria A. Basile, MD, MBA
   
   A Motion was Proposed and Passed to AMEND the following recommendations: (additions underlined, deletions lined through)
   
   1. Public MSSNY Membership distribution of burnout survey data coupled with a preliminary plan for interventions; beginning with distribution of survey results at House of Delegates and CME presentations during the annual meeting weekend. charge MSSNY communication staff to develop plan for public distribution of survey data.
   
   5. Development of a peer support program to assist doctors when they need to reach out for help to sustain their wellness before it progresses to mental health or substance use disorder; charge MSSNY legal team and MSSNY staff to devise a solution which meets the needs of our members and maintains the legal and financial integrity of the MSSNY organization.

2. **Board of Trustees Report** ñ The Board of Trustees met on Tuesday, March 7, 2017. Upon motion made and seconded, the Council ACCEPTED the following actions:

   The Board approved the Minutes from the Board of Trustees Meeting held on January 18, 2017.

   In accordance with the Bylaws of the Medical Society, the Board of Trustees approved the per diem allowance for the County Society Delegates and recognized Specialty Society Delegates who will be attending the 2017 MSSNY House of Delegates being held from April 20-23, 2017 as follows:

   The per diem will be $100 per day for each day the House is in session for each Delegate registered at the designated convention hotel.

3. **Secretary’s Report** ñ APPROVED, unanimously, the Secretary’s Report that requested life membership for twenty (20) physicians, dues remissions for one (1) physician and two (2) special life membership requests from New York County Medical Society and Westchester County Medical Society.

4. **MLMIC Update** - Mr. Fager stated that MLMIC’s board has declared a new 20% general dividend for policyholders. The dividend which will apply to policyholders who are insured on May 1, 2017, and maintain continuous coverage through July 1, 2017 will be based upon the annual rate of premium in effect on May 1, 2017.
5. **AMA Delegation Update** Dr. John Kennedy stated that in April there will be elections for new Delegates. Dan Vick resigned from the New York Delegation due to his move to Indiana.

6. **MSSNYPAC Report** Dr. Joseph Sellers stated that MSSNYPAC ask all donor leaders of MSSNY to assist to better reach local physicians by securing time on staff meetings agendas by self-identifying their group practice, hospital or medical staff. MSSNYPAC will feature physicians who support MSSNYPAC. Asking supporters who would like to participate in the spotlighting of our donors to submit a photo and information about themselves. Please invite MSSNYPAC to your annual meetings. Special events, medical staff meetings and wherever physicians gather.

7. **Commissioners** (Action Items)  
   (No reports submitted)

8. **Councilors** (All Action Items from County Societies and District Branches)  
   (No reports submitted)

D. **Reports of Officers**

1. Office of the President Dr. Reid spoke briefly about the following meetings he attended:
   - Meeting w/ Mike Borden, NYS Podiatric Association
   - 3rd & 4th District Retreat @ Mirror Lake Inn
   - MLMIC Executive Committee
   - YPS, RFS & Student meeting
   - Retirement Party for Stu Friedman
   - Black/Hispanic Dinner Caucus
   - Mitchell Wealth Care Annual Dinner

2. Office of the President Elect Charles Rothberg, MD

3. Office of the Vice President Thomas J. Madejski, MD  
   Erie County had some issues with opioid prescribing and concerns about subjecting physicians to criminal prosecution for clinical decisions that would have a detrimental impact on a physician’s ability to exercise judgment and lead to increased lack of physician access. In response to these concerns, meetings were held with the County & Federal Prosecutors. The meetings were highly collegial and collaborative and resulted in receiving assurances that no plans to change the current approach to the investigation and prosecution of physician behavior.

4. Office of the Treasurer Joseph R. Sellers, MD ACCEPTED, the Financial Statement for the period 1/1/16 – 12/31/16

5. Office of the Speaker - Kira A. Geraci-Ciradullo, MD, MPH  
   Dr. Geraci stated that everyone should have received a Conflict of Interest/Disclosure Form should be signed and handed in. Opioid 3 hour course for the DEA is Friday, April 21 from 1:00 pm – 4:00 pm. Updates to the HOD are updated regularly on our website. Deadline for Resolutions is Friday, March 17 at 5:00 pm
E. **Reports of Councilors** (Informational Items)
The following reports were submitted for information:
1. Kings & Richmond Report - Parag H. Mehta, MD
3. Nassau County Report - Paul A. Pipia, MD
4. Queens County Report - Saulius J. Skeivys, MD
5. Suffolk County Report - Maria A. Basile, MD, MBA
6. Third District Branch Report - Brian P. Murray, MD
7. Fourth District Branch Report - John J. Kennedy, MD *(verbal report)*
8. Fifth District Branch Report - Howard H. Huang, MD
9. Sixth District Branch Report - Robert A. Hesson, MD
10. Seventh District Branch Report - Mark J. Adams, MD
11. Eighth District Branch Report - Edward Kelly Bartels, MD
12. Ninth District Branch Report - Thomas T. Lee, MD
13. Medical Student Section Report - Christina Kratschmer
14. Organized Medical Staff Section Report - Richard A. Ritter, MD *no written/verbal report*
15. Resident & Fellow Section Report - Robert A. Viviano, DO *(verbal report)*
16. Young Physician Section Report - L. Carlos Zapata, MD *(verbal report)*

F. **Presentations**

**SHIN-NY Presentation** - Valerie Grey, Executive Director
New York e-Health Collaborative (NYeC)

The Statewide Health Information Network for New York (SHIN-NY) was established to allow the electronic exchange of clinical records. The SHIN-NY is comprised of eight regional qualified entities that together form a network where their participating providers, with patient consent can search for and exchange electronic health information.

NYeC is recommending changes to consent policy to improve healthcare delivery including patient alerts without consent to those with treating relationships.

**SHIN-NY vision & mission:**
- To improve healthcare through the exchange of health information wherever needed;
- To dramatically transform healthcare where health information exchange is universally used as a tool;
- To improve healthcare by collaboratively leading, connecting and integrating Health information exchange across the state.

**DSRIP Presentation** - Douglas G. Fish, MD, Medical Director,
Division of Program Development & Management New York State Department of Health

Delivery System Reform Incentive Payment (DSRIP) is the main mechanism by which New York State will implement the Medicaid Redesign Team (MRT) Waiver Amendment. The purpose of DSRIP is to fundamentally restructure the health care delivery system by reinvesting in the Medicaid program, with the goal of reducing hospital use by 25% over five years.
The PC Profile was conceived as a PPS resource document, consolidating previous application materials and quarterly reporting information that described how each PPS was working with PCPs in their provider networks.

Mid-Point Assessment Overview: The Mid-Point Assessment is a required component of the DSRIP program. The Mid-Point Assessment could result in three (3) types of recommendations, each requiring a different level of engagement with CMS.

For additional information, please visit the following websites:

DSRIP Website: http://www.health.ny.gov/health_care/medicaid/redesign/dsrip/
VBP Website: http://www.health.ny.gov/health_care/medicaid/redesign/dsrip/vbp_reform.htm

G. Commissioners (Committee Informational Reports/Minutes)
The following reports/minutes were as submitted:
Commissioner of Communications, Joshua M. Cohen, MD, MPH
Report from the Division of Communications
Commissioner of Science & Public Health, Frank G. Dowling, MD
Long Term Care Subcommittee Minutes, January 11, 2017
Quality Improvement & Patient Safety Minutes, January 11, 2017
Commissioner of Governmental Relations, Gregory Pinto, MD
MSSNY-HCA Task Force Minutes, January 13, 2017
MSSNY-HCA Task Force Minutes, February 24, 2017
Report from the Division of Governmental Affairs

H. Report of the Executive Vice President, Philip Schuh, CPA, MS
Mr. Schuh stated that this was Dr. Reid’s last Council Meeting. It was a privilege to travel the State with him to represent MSSNY. MSSNY continues its efforts in recruiting additional institutional memberships.

I. Report of the General Counsel, Donald Moy, Esq. & David Vozza, Esq.
Report of the General Counsel (no written/verbal report)

J. Report of the Alliance, Barbara Ellman, Co-President
This report was submitted for information
Alliance Report

K. Other Information/Announcements
The following items were submitted for information:
Federation Health Reform Notes
National Restaurant Association (NRA) vs. DOH - Sodium Warning Rule
CEHRT Sign On Letter

L. Adjournment ᵇ There being no further business, a motion to adjourn was made, seconded and approved. The meeting adjourned at 5:00 p.m.