

**MINUTES OF MEETING
MISSISSIPPI STATE BOARD OF HEALTH
JANUARY 14, 2004**

The Mississippi State Board of Health met in regular session on Wednesday, January 8, 2003, in the Alton B. Cobb Auditorium of the Osborne Building, Jackson, Mississippi at 10:00 a.m. with the following members present:

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| District 1 | Shelby C. Reid, MD, Corinth |
| District 1 | Ruth Greer, RN, Holly Springs |
| District 2 | Walter C. Gough, MD, Drew |
| District 2 | Duane F. Hurt, DDS, Greenwood |
| District 3 | R. A. Foxworth, DC, Chairman, Jackson |
| District 3 | Mary Kim Smith, RN, Brandon |
| District 4 | Briggs Hopson, Jr., MD, Vicksburg |
| District 4 | Norman Price, McComb |
| District 5 | Larry Calvert, R.Ph., Vice Chairman, Gulfport |
| District 5 | Ted Cain, Diamondhead |

STATE-AT-LARGE

H. Allen Gersh, MD, Hattiesburg
Alfred E. McNair, Jr., MD, Ocean Springs
Janice Conerly, Collins

OTHERS PRESENT

Brian W. Amy, MD, MHA, MPH, State Health Officer
Danny Miller, CPA, Deputy and Chief of Staff
Peter Fos, PhD, MPH, Chief Science Officer
Vickey Maddox, Director, Office of Licensure
Mills McNeill, MD, Medical Director, Office of Health Protection
Jim Craig, Director, Office of Emergency Planning and Response
Bob Goff, Director, Division of Radiological Health
Jason Easley, CPA, Director, Office of Organizational Quality

The meeting was called to order by the Chairman, Dr. Foxworth.

The first item of business was approval of the minutes of the October 8, 2003 Board meeting. Upon motion of Dr. McNair, seconded by Dr. Hopson the Board voted to approve the minutes.

Mr. Danny Miller, Deputy and Chief of Staff, presented the Financial Report covering the period July 1, 2003 - November 30, 2003.

Mr. Miller then presented the Personnel Report covering the period December 2002 through November 30, 2003.

Dr. Amy then presented the State Health Officer's Update commenting on the following:

1. Presented the FY 2003 Annual Report to the Board and stated that it is also available on the agency website.
2. Presented the Public Health Laboratory Report.

3. Stated that in regard to the Women's Infant and Children (WIC) Strategic Plan, and in conjunction with the United States Department of Agriculture and MS Information Technology Services (ITS), it was agreed to continue the use of direct food distribution methods and also to replace the antiquated clinical and inventory systems within the WIC program. Mr. David Litchliter, Director of ITS, was recognized for his agency's assistance.
4. Stated that the performance indicators had been increased from 10 - 17. At the suggestion of the Board's Health Resources/Manpower Subcommittee, the Office of Organizational Quality will begin implementing ISO 9000 process quality control.
5. Business Process Reengineering Projects for the Department. This is a comprehensive review of the service delivery model utilized by the Department based on customer demand and needs. On the state level, the agency will review the Division of Vital Statistics delivery of services, including the current use of technology, current work for process, customer service and demand and reengineering as necessary to utilize technology to improve customer service to constituents.

Ms. Vickey Maddox, Director, Office of Licensure, presented for the Board's consideration, appointments to the following advisory councils:

Council of Advisors for Respiratory Care Practitioners

G. Douglas Campbell, Jr., MD - Physician Representative
Term: January 1, 2004 - December 31, 2008

Betty Cash, RN, RRT - Health Professional Representative
Term: January 1, 2004 - December 31, 2008

Ken Thigpen, BS, RRT - Respiratory Care Practitioner
Term: January 1, 2003 - December 31, 2008

Glenn Rickman, RRT - (Reappointment) Respiratory Care Representative
Term: July 1, 2003 - June 30, 2008

Council of Advisors for Art Therapy

John Phillip Macon - Consumer Member
Term: July 1, 2003 - June 30, 2007

Upon motion of Ms. Smith, seconded by Dr. McNair, the Board approved the above appointments.

Mr. Calvert, presented the report of the Board of Health Subcommittee on Rehabilitation Services. He offered for the Board's consideration **Proposed Changes to Chapter XII (Comprehensive Medical Rehabilitation CON Criteria and Standards) of the FY 2004 State Health Plan**. Upon motion of Dr. Reid, seconded by Dr. McNair, the Board approved for "final adoption" the above recommendation with Doctors Hopson, Gersh and Mr. Price abstaining.

Mills McNeill, MD, Medical Director, Office of Health Protection then presented the following for the Board's consideration:

1. Mr. Robert Goff, Director, Radiological H health, presented for "final adoption" the **Proposed Amendments to the Regulations for Control of Radiation in Mississippi**. The United States Nuclear Regulatory Commission considers the adoptions of these regulations a matter of compatibility for all agreement states.

Upon motion of Dr. Hurt, seconded by Dr. McNair, the Board approved for “final adoption” the **Proposed Amendments to the Regulations for Control of Radiation in Mississippi**.

2. Mr. Jim Craig, Director, Office of Emergency Planning and Response presented for “final adoption” the **Proposed Amendments to Existing EMS Rules and Regulations**.

The amendments include the following:

Section 6 - regulations regarding EMS driver - no negative public comments were received.

Section 7 - regulations regarding Emergency medical Technician-Basic Life Support. No negative comments were received.

Section 9 - Regulations regarding EMT Technician-Advanced Life Support. Comments were received regarding Section 8.2 - minimum number of hours for an EMT-Paramedic course. The EMS Advisory Council recommended the course be reduced to 1200 hours and the Department of Education and MS EMS Educators Association requested 1500 hours.

Appendix 1 - modifications regarding EMS protocols in the glossary. No negative comments were received.

Comments were offered from the public in support and opposition to the change for minimum number of hours for an EMT-Paramedic course. After taking into consideration the comments received and discussion among the board, the following motion was offered:

Dr Gersh moved (1) that the standard number of hours for the EMT-Paramedic course be set at 1200; and (2) request the State Health Officer to obtain an overview of the shortage of EMT's and its impact on the state and how it is impacting health care. The motion was seconded by Dr. Hopson and approved.

Upon motion of Dr. McNair, seconded by Ms. Smith, the Board approved Sections 6, 7, 9, remainder of 8 and the glossary for “final adoption”.

3. Mr. Craig then presented for an “intent to adopt” amendments to the **Mississippi Emergency Medical Services Rules and Regulations**. These amendments include modifications to Section 8 to provide for optional skills. Also, the EMS Advisory Council recommends modification of Section 8 to allow paramedics functioning in the emergency department that currently require the direct supervision of a physician to be allowed to be supervised by telemedicine physicians.

Upon motion of Dr. Hopson, seconded by Ms. Smith, the Board approved for an “intent to adopt” the amendments to the **Mississippi Emergency Medical Services Rules and Regulations**.

4. Mr. Craig then presented on behalf of the Mississippi Trauma Advisory Committee amendments to existing **Mississippi Trauma Care System Regulations** for an “intent to adopt”. These proposed amendments provide a definition for trauma team, modifications to financial support of Level IV trauma centers, changes to the inclusion for the Trauma Registry, and modifications to reduce the burden and paperwork to participate as a Level IV trauma center in the Mississippi trauma care system.

Upon motion of Dr. McNair, seconded by Dr. Hopson, the Board approved the “intent to adopt” for the amendments to the **Mississippi Trauma Care System**

Regulations.

5. Mr. Greg Burgess, Director of General Environmental Services, presented for “final adoption” Proposed Changes to the **Regulation Governing Individual Onsite Wastewater Disposal, Design Standard III Gravel Replacement Disposal Systems.**

The Mississippi Wastewater Advisory Committee is recommending the term aggregate rather than the term gravel in the title of the Design Standard, the modification of the system sizing for filter wrap pipe technology, and also, the modification of Part III-B of the standard, which is for multi-pipe aggregate replacement systems; that modification being to reflect new design configurations.

Upon motion of Dr. McNair, seconded by Dr. Hopson, the Board approved “final adoption” for the amendments to the **Regulation Governing Individual Onsite Wastewater Disposal, Design Standard III Gravel Replacement Disposal Systems.**

Mr. Jason Easley, Director, Office of Organizational Quality, presented the internal audit reports for the first quarter of FY '04 for submission to the Board. The submission of quarterly reports is required by the Internal Audit Act Passed during the 2003 Legislative Session.

Dr. McNair moved the Board accept the audit reports as presented. The motion was seconded by Ms. Smith and approved.

The Chairman then addressed the Board about the various Board subcommittees. He stated he would be working with the Vice Chairman and State Health Officer to possibly restructure the subcommittees. He also commented when a constituent or the public calls with complaints and speaks with board subcommittee members that there is sometimes confusion as to whether those members are speaking as a member of the Board or representing the Board. It is the understanding of legal counsel that none of the subcommittees have the ability to approve or disapprove any particular item and that the Board only speaks through its minutes and official actions.

Dr. Gersh then presented a report on the J-1 Visa subcommittee and the Health Resources/Manpower Committee. He stated the J-1 Visa subcommittee realizes there is a physician shortage in the state and that in considering future applications, the subcommittee is going to require that they work with the local hospital and community. Also the subcommittee will work with the staff and applicants in setting meetings in a more timely fashion to fill the requests. Regarding the Workforce/Manpower subcommittee, Dr. Gersh stated that he had discussed with Dr. Amy the ISO 9000 program, which is a quality assurance program.

Under old business, Ms. Smith gave an update on the Health Care Licensure subcommittee. She then reported on the Legislative subcommittee. She commented on legislation handed to her by Jim Craig from an outside source. Upon motion of Ms. Smith, seconded by Dr. Hopson, the Board voted to refer this legislation back to the Legislative subcommittee.

Under new business, Dr. Amy presented the following:

Recommended the Board appoint Mr. Keith Allen, Engineer IV, with the Division of Water Supply, to the Board of Directors, Pearl River Basin Development District for the term January 8, 2004 - January 8, 2010.

Upon motion of Dr. Hopson, seconded by Ms. Smith the Board approved the above appointment.

Presented the following completed J-1 Visa applications which have met the criteria of the J-1 Visa subcommittee:

| <u>Provider</u> | <u>Country</u> | <u>HPSA Designation</u> | <u>Sponsoring Facility</u> |
|---|----------------|---------------------------------|--|
| Dr. Rajesh Subramanian Cardiologist | India | Desoto County | Memphis Heart Clinic, PLC |
| Dr. Ashoik Kirumaki Internal Medicine | India | Jones County (Low Income) | Family Health Center |
| Dr. Bolanie Akakabota Internal Medicine | Nigeria | Tunica County | Aaron E. Henry Community\ |
| Dr. Syed Hammad Nazeer Internal Medicine | Pakistan | Harrison County (Low Income) | Coastal Family Health Health Center, Inc. |
| Dr. Charles Chibundu Internal Medicine | Nigeria | Harrison County (Low Income) | Coastal Family Health Health Center, Inc. |
| Dr. Wassim Mouannes IM/Cardiology | Lebanon | Jones County (Low Income) | The Heart Care Ctr, Inc. |
| Dr. Olumide A. Oyeyipo Internal Medicine | Nigeria | Sunflower County | Indianola Medical Clinic |
| Dr. Sajjad Mueed Neurologist | Pakistan | Adams County (Not PC HPSA) | Natchez Regional Medical Center |

Upon motion of Dr. McNair, seconded by Dr. Hopson, the Board approved the above J-1 Visa applications with Dr. Gersh recusing.

The final item presented by Dr. Amy was a recommendation based on the recent Joint Legislative Committee on Performance Evaluation and Expenditure Review (PEER). The PEER Committee completed a review of the Mississippi State Department of Health's onsite wastewater disposal system program. One of the recommendations included in the report is in regard to oversight of professionally engineered wastewater systems. The agency concur's with that finding and submits the following for an "intent to adopt":

Proposed amendments to the **Regulations Governing Individual Onsite Wastewater Systems** that the Department of Health increase its regulatory oversight of professionally engineered wastewater systems by requiring engineers to submit a plan of corrective action on deficient systems.

Upon motion of Dr. McNair, seconded by Dr. Foxworth, the Board approved the above proposed amendment to the **Regulations Governing Individual Onsite Wastewater Systems** for an "intent to adopt".

Dr. Hurt then commented on the Certificate of Need subcommittee. He stated that it is working on changing the language of the State Health Plan to accommodate the possibility of another dialysis unit in the Delta.

It was also suggested that the Legislative Committee have telephone conferences or meet on a routine basis while the Legislature is in session.

There being no further business, and upon motion of Dr. Hurt, seconded by Ms. Smith, the Board adjourned at 12:15 p.m.

R. A. Foxworth, DC
Chairman

Brian W. Amy, MD, MHA, MPH
Secretary and Executive Officer