The Reference Committee recommends that the following Consent Calendar be adopted. The item number listed below corresponds with the item number in the main report.

RECOMMENDED FOR ADOPTION

(1) Report B of the Board of Governors - Recommendation B-1
(2) Report B of the Board of Governors

RECOMMENDED FOR NOT ADOPTION

(3) Resolution 19-201, NICA Update
(6) Resolution 19-205, Substance Use Disorders Are Not Social History Problems
(7) Resolution 19-206, Composition of the Body of the Medical Staff’s Executive Committee and/or Board of Trustees

RECOMMENDED FOR REFERRAL TO BOARD OF GOVERNORS FOR STUDY AND REPORT BACK

(4) Resolution 19-203, Educating FMA Members Regarding Legal and Legislative Efforts to End MOC Mandates
(5) Resolution 19-204, Public Relations Campaign for Florida Physicians
Mr. Speaker, Reference Committee No. II - Finance and Administration has considered each of the items referred to it and presents the following report. The Committee’s recommendation on each item will be submitted separately, and I respectfully suggest that each item be acted upon before going to the next.

1) REPORT B OF THE BOARD OF GOVERNORS

Board Recommendation B-1: Bylaws Amendment, Chapter VI, Board of Governors, Section 1. Composition

Mr. Speaker, your Reference Committee recommends that Recommendation B-1 be adopted.

That the FMA Bylaws be amended so that the FMA Board of Governors shall have two public members, who shall be appointed by the FMA President, for a term of two years, and approved by the Board of Governors. Each public member shall be an individual who does not possess the degree of Doctor of Medicine or its equivalent and shall not be a medical student. The public members shall serve staggered terms so that one and only one is appointed each year.

Your committee heard testimony in support of this bylaws amendment and noted that public board members add tremendous value and expertise. A two-year term allows time to overcome a steep learning curve so that the FMA can utilize their talents to strengthen the board. It was noted this is a common practice, consistent among other high functioning boards, and that individuals were vetted and approved by the Board of Governors. Opposition came from representatives of the Florida Chapter Division of American Academy of Emergency Medicine that had concerns about adding a non-physician member with voting rights to the board.

2) REPORT B OF THE BOARD OF GOVERNORS

Mr. Speaker, your Reference Committee recommends that Report B be adopted.

The report contains a summary of major actions taken by the Board on issues related to finance, administration, bylaws, sections, and the AMA. Also included in the report are activities as reported by the Committee on Bylaws, Committee on Finance & Appropriations, Audit Committee and the Florida AMA Delegation.

3) RESOLUTION 19-201; NICA Update, Palm Beach County Medical Society

Recommendation:

Mr. Speaker, your Reference Committee recommends that Resolution 19-201 be not adopted.

The Resolution reads as follows:
RESOLVED, That the Florida Medical Association request the CFO of NICA provide an up-to-date accounting of the NICA funds for past three years at the FMA Annual Meeting.

Your committee heard testimony for and against this resolution. Testimony in favor voiced the need for transparency of information and continuously educating new physicians on the financial health of NICA. Testimony against noted that audited financial statements are available online within two months of the end of each fiscal year. It was also discussed that NICA helps decrease the expense of medical malpractice lawsuits and better protects against tort reform. Your committee recommends to not adopt but requests that FMA staff gather additional information pertaining to NICA and disseminate to physicians.

(4) RESOLUTION 19-203; Educating FMA Members Regarding Legal and Legislative Efforts to End MOC Mandates, Ellen W. McKnight, M.D., Escambia County Medical Society

Mr. Speaker, your Reference Committee recommends that Resolution 19-203 be referred to the Board of Governors for study and report back to the House of Delegates.

The Resolution reads as follows:

RESOLVED, That the FMA develop an educational campaign in the form of a separate, stand alone, comprehensive email, detailing the legal and legislative efforts being made in our state and across the nation, specifically highlighting the legal action currently being taken against ABIM, including the lawsuit being brought by Practicing Physicians of America and The American Association of Physicians and Surgeons; and be it further

RESOLVED, That the FMA is committed to educate their members on these legal and legislative matters in order to allow individual members to support these efforts nationwide.

Your committee only heard testimony from the author of the resolution. The FMA already has policy about this topic and your committee recommends referral to the FMA Board of Governors for a more comprehensive review of this issue.

(5) RESOLUTION 19-204; Public Relations Campaign for Florida Physicians, Collier County Medical Society

Mr. Speaker, your Reference Committee recommends that Resolution 19-204 be referred to the Board of Governors for study and report back to the House of Delegates.

The Resolution reads as follows:

RESOLVED, That the FMA develop a public relations team to research public attitudes towards physicians in Florida; and be it further

RESOLVED, That research obtained from a public relations study be shared with FMA members so that steps may be taken to improve the public’s perception of physicians through education in medical schools, residency programs, county medical societies, and state medical academies and associations; and be it further
RESOLVED, That the FMA develop a statewide public relations campaign to educate and inform patients of physician value, the scope and cost of such campaign to be determined by the Board of Governors.

Your committee heard testimony both for and against this resolution. Testimony in favor was to promote the physician as the leader of medicine and combat the scope battle of allied health professionals. Testimony against the resolution discussed the extreme high cost of having an effective public relations campaign to educate patients and may not be necessary or helpful. The FMA Treasurer spoke to the financial impact of how a true public relations campaign could potentially cripple or bankrupt the FMA. A recommendation was presented to partner with the AMA to help educate Florida patients and the public. Your committee recommends referral to the FMA Board of Governors for a more comprehensive review.

(6) RESOLUTION 19-205; Substance Use Disorders Are Not Social History Problems, Florida Psychiatric Society

Mr. Speaker, your Reference Committee recommends that Resolution 19-205 be not adopted.

The Resolution reads as follows:

RESOLVED, The FMA shall submit the following recommendations to the AMA as a fundamental change in the manner in which medical evaluations are conducted by physicians. The assessment of the substance use history should be recorded in the main body of History and Physicals, Evaluations, and Consultations. For follow-up visits, inquiries into substance use should be obtained and included as part of the Psychiatric section of the Review of Systems. This practice should be encouraged with other medical specialties, and promoted in medical education and graduate medical education.

Your committee heard testimony mainly against the resolution. Testimony against conveyed this could potentially increase the micromanagement of medical information and should be left to the physician’s discretion. Testimony for the resolution by the author wants to bring credibility to the social history problems that should be diagnosed as disorders. Your committee felt that this is not within the mission of the FMA and recommends the resolution be not adopted.

(7) RESOLUTION 19-206; Composition of the Body of the Medical Staff’s Executive Committee and/or Board of Trustees, Broward County Medical Association

Mr. Speaker, your Reference Committee recommends that Resolution 19-206 be not adopted.

The Resolution reads as follows:

RESOLVED, That the FMA support legislative or administrative changes to define that the medical staff bylaws in hospitals will require that a majority of the Medical Executive Committee voting members will not be contracted physicians or employed physicians, but rather medical staff members with independent practices without conflict of interest; be it further

RESOLVED, That the FMA will advocate to the AMA to adopt the right to fair
market and transparent economic competition in our communities between hospitals with or without employed physicians and other allied healthcare professionals and independent physicians and groups in the delivery of healthcare services and compensation based on appropriate community need.

Your committee heard testimony both for and against this resolution. Testimony from the author and others for this resolution gave testimony on how independent practicing physicians are under attack by corporate interests and that it was a conflict of interest having employed physicians on the medical executive committee. Testimony against the resolution noted that physicians practicing in many institutions are almost entirely employed. Others provided testimony that employed physicians should not have a limited role on the medical executive committee and that these committees should be representative. The author of the resolution also gave testimony that this resolution would not be appropriate for some medical staffs. The committee felt that there were too many unique scenarios to adopt an all-encompassing resolution and that there was not enough data to ensure that all physicians that make up the membership of the FMA are supported. Based on this position, you committee recommends the resolution be not adopted.

Mr. Speaker, your Chair wishes to thank each member of the reference committee:

Dr. Jeremy Caudill
Dr. Dawn Davanzo
Dr. Vania Fernandez
Dr. Jay Redan
Dr. Brence Sell
Dr. Janet West

I would also like to thank Kristy Jones and Adam Baust, FMA Staff, for their support of the Committee and the members of the Association who attended our meeting and presented testimony.

Recommendation:

Mr. Speaker, I move that the Report of Reference Committee II be adopted.
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<th>Name</th>
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<tr>
<td>Rick Palmon, M.D., Chair</td>
<td>Lee County Medical Society</td>
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<td>Jeremy Caudill, D.O.</td>
<td>St. Johns County Medical Society</td>
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<td>Dawn Davanzo, M.D.</td>
<td>Palm Beach County Medical Society</td>
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<td>Vania Fernandez, M.D.</td>
<td>Broward County Medical Association</td>
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<td>Jay Redan, M.D.</td>
<td>Fl Chapter, American College of Surgeons</td>
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<td>Brence Sell, M.D.</td>
<td>Florida Society of Anesthesiology</td>
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<td>Janet West, M.D.</td>
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