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:

H-219  CLARITY REGARDING MATCHING SERVICE LISTING OF AOA RESIDENCIES-

H-222  RESPONSE TO H-202 - A/2014 ENSURING ADEQUATE RESOURCES TO THE FUTURE OF OSTEOPATHIC MEDICINE

H-223  SUBSTITUTE RESOLUTION – H218 – A/2014 BLUE RIBBON COMMISSION REPORT

H-214  RURAL SITES – OSTEOPATHIC EDUCATION IN (H200-A/10)

H-218  RECOMMENDATIONS REGARDING ADMITTING MDS INTO OGME PROGRAMS (H207-A/10)

And I so move.  APPROVED


Mr. Speaker, I present for consideration Resolution No. H-213, and the Committee recommends that it be APPROVED:

And I so move.  APPROVED
H-215  EQUIVALENCY POLICY FOR OSTEOPATHIC CONTINUOUS CERTIFICATION (H202-A/10)

Mr. Speaker, I present for consideration Resolution No. H-215, and the Committee recommends that it be APPROVED with the following AMENDMENTS:

Line 2 be REAFFIRMED AS AMENDED:

H202-A/10  EQUIVALENCY POLICY FOR OSTEOPATHIC CONTINUOUS CERTIFICATION
The American Osteopathic Association, through its bureaus, councils and committees, will ensure that osteopathic continuous certification (OCC) is comparable to other maintenance of certification programs so that OCC can be recognized by the federal government, state governments and other regulatory agencies and credentialing bodies as an equivalent of other national certifying bodies’ “maintenance” or “continuous” certification programs; AND, BE IT FURTHER,

RESOLVED, THAT THE AMERICAN OSTEOPATHIC ASSOCIATION (AOA) OPPOSES ANY EFFORTS TO REQUIRE OSTEOPATHIC CONTINUOUS CERTIFICATION (OCC) AS A CONDITION FOR MEDICAL LICENSURE, INSURANCE REIMBURSEMENT OR NETWORK PARTICIPATION, MALPRACTICE INSURANCE COVERAGE OR AS A REQUIREMENT FOR PHYSICIAN EMPLOYMENT; AND, BE IT FURTHER

RESOLVED, THAT THE AMERICAN OSTEOPATHIC ASSOCIATION THROUGH THE BUREAU OF OSTEOPATHIC SPECIALISTS (BOS) REVIEW THE OSTEOPATHIC CONTINUOUS CERTIFICATION PROCESS SO AS TO MAKE IT MORE MANAGEABLE AND ECONOMICALLY FEASIBLE.

Explanatory Statement: This resolution as amended incorporates resolved statements from H-200 and H-206 and addresses comments heard during open session.

And I so move. APPROVED

H-216  DIRECTORS OF MEDICAL EDUCATION OVERSEEING OSTEOPATHIC POSTDOCTORAL TRAINING PROGRAMS (H203-A/10)

Mr. Speaker, I present for consideration Resolution No. H-216, and the Committee recommends that it be APPROVED with the following AMENDMENTS:

Line 2 …be DELETED REAFFIRMED:

And I so move. APPROVED
H-217  AUTOPSIES (H204-A/10)

Mr. Speaker, I present for consideration Resolution No. H-217, and the Committee recommends that it be APPROVED with the following AMENDMENTS:

Line 2 …be **DELETED REAFFIRMED:**

And I so move. **APPROVED**

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H-211  HOSPICE AND PALLIATIVE MEDICINE (HPM) WORK FORCE SHORTAGES

Mr. Speaker, I present for consideration Resolution No. H-211, and the Committee recommends that it be REFERRED to the Council on Palliative Care Issues for review and comment.

**Explanatory Statement:** The committee recommends the Council on Palliative Care Issues further clarify the three issues (additional certification exams, new fellowship program development, Medical Director’s Certification) identified in the resolution.

And I so move. **APPROVED (refer to Council on Palliative Care Issues)**

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H-201  CONTINUOUS OSTEOPATHIC BOARD CERTIFICATION

**RES. NO. H-201 WAS WITHDRAWN.**

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H-202  DISSEMINATION OF BEST PRACTICES IN OSTEOPATHIC GRADUATE MEDICAL EDUCATION

**RES. NO. H-202 WAS WITHDRAWN.**

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H-203  OSTEOPATHIC RECOGNIZED RESIDENCIES

**RES. NO. H-203 WAS WITHDRAWN.**

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H-204  PREVENTION OF OSTEOPATHIC STUDENT DISCRIMINATION IN ACGME TRAINING PROGRAMS
RES. NO. H-204 WAS WITHDRAWN.

H-200 OPPOSITION TO MAINTENANCE OF CERTIFICATION

Mr. Speaker, I present for consideration Resolution No. H-200, and the Committee recommends that it be DISAPPROVED. To begin discussion, I move that it be approved.

Explanatory Statement: This topic is addressed in H-215 as amended.

And I so move. DISAPPROVED

H-205 MAINTENANCE OF CERTIFICATION AND OSTEOPATHIC CONTINUOUS CERTIFICATION

Mr. Speaker, I present for consideration Resolution No. H-205, and the Committee recommends that it be DISAPPROVED. To begin discussion, I move that it be approved.

Explanatory Statement: This topic is addressed in H-215 as amended.

And I so move. DISAPPROVED

H-206 CONTINUOUS CERTIFICATION PROCESS

Mr. Speaker, I present for consideration Resolution No. H-206, and the Committee recommends that it be DISAPPROVED. To begin discussion, I move that it be approved.

Explanatory Statement: This topic is addressed in H-215 as amended.

And I so move. DISAPPROVED

H-207 ADVOCACY FOR RECOGNITION OF AOA BOARD CERTIFICATION AS EQUIVALENT TO ABMS CERTIFICATION FOR PROGRAM DIRECTORS

Mr. Speaker, I present for consideration Resolution No. H-207, and the Committee recommends that it be DISAPPROVED. To begin discussion, I move that it be approved.

Explanatory Statement: The AOA will continue to monitor and report on the Single Accreditation System for Graduate Medical Education and AOA board certification as required by H-800 – A/14.

And I so move. DISAPPROVED
H-208  ADVOCACY FOR RECOGNITION OF AOA BOARD CERTIFICATION AS EQUIVALENT TO ABMS CERTIFICATION FOR RESIDENCY EVALUATIONS

Mr. Speaker, I present for consideration Resolution No. H-208, and the Committee recommends that it be DISAPPROVED. To begin discussion, I move that it be approved.

Explanatory Statement: The AOA will continue to monitor and report on the Single Accreditation System for Graduate Medical Education and AOA board certification as required by H-800 – A/14.

And I so move. DISAPPROVED

H-209  ADVOCACY FOR GRADUATES OF OSTEOPATHIC FOCUSED RESIDENCY PROGRAMS TAKING AOA BOARD CERTIFICATION EXAMS

Mr. Speaker, I present for consideration Resolution No. H-209, and the Committee recommends that it be DISAPPROVED. To begin discussion, I move that it be approved.

Explanatory Statement: The AOA will continue to monitor and report on the Single Accreditation System for Graduate Medical Education and AOA board certification as required by H-800 – A/14.

And I so move. DISAPPROVED

H-212  HOSPICE AND PALLIATIVE MEDICINE (HPM) WORK FORCE SHORTAGES AND THE NEED FOR PRIMARY CARE TRAINING IN HOSPICE AND PALLIATIVE MEDICINE

Mr. Speaker, I present for consideration Resolution No. H-212, and the Committee recommends that it be DISAPPROVED. To begin discussion, I move that it be approved.

Explanatory Statement: The AOA does not have authority over COCA or ACGME standards.

And I so move. DISAPPROVED

H-220  SPECIALTY COLLEGE AND AOA’S ROLE IN POST-ACGME SINGLE PATHWAY OSTEOPATHIC MEDICINE

Mr. Speaker, I present for consideration Resolution No. H-220, and the Committee recommends that it be DISAPPROVED. To begin discussion, I move that it be approved.

Explanatory Statement: The committee appreciates the significant changes occurring within each of our specialty colleges. The AOA Board will continue to share with and solicit feedback from all of its affiliates as it updates the AOA Strategic Plan and proceeds with the implementation of the Single Accreditation System.
And I so move.  **DISAPPROVED**

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**H-221  OPPOSITION TO MOC/OCC AS CONDITION OF LICENSURE**

Mr. Speaker, I present for consideration Resolution No. H-221, and the Committee recommends that it be DISAPPROVED. To begin discussion, I move that it be approved.

**Explanatory Statement:** This topic is addressed in H-215 as amended.

And I so move.  **DISAPPROVED**

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

**Committee Members:**

1. John Kowalczyk, DO – CHAIR  
   **CALIFORNIA**
2. Harald Lausen, DO – VICE CHAIR  
   **ILLINOIS**
3. Kaysee Shrum, DO  
   **OKLAHOMA**
4. Greg Silberg, DO  
   **WISCONSIN**
5. Isaac Kirstein, DO  
   **OHIO**
6. John Kalata, DO  
   **PENNSYLVANIA**
7. David Connett, DO  
   **CALIFORNIA**
8. Joan M Grzybowski, DO  
   **PENNSYLVANIA**
9. Bruce Williams, DO  
   **MISSOURI**
10. Steven Gates, DO  
    **TEXAS**
11. Joshua Lenchus, DO  
    **FLORIDA**
12. Craig Glines, DO  
    **MICHIGAN**
13. Otto Sabando, DO  
    **NEW JERSEY**
14. Kenneth Steier, DO  
    **NEW YORK**
15. Joseph M.P. Zawizsa, DO  
    **PENNSYLVANIA**
16. Nicole Bixler, DO  
    **FLORIDA**
17. Alicia Martin, DO  
    **ILLINOIS**

**STAFF**

Maura Biszewski  
Tennille Yancey  
Sharon McGill, MPH
American Osteopathic Association
House of Delegates
Committee on Professional Affairs

Robert Piccinini, DO, Chair
July 18, 2015
Anthony DiMarco, DO, Vice-Chair
A/2015

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:

H-308 IMPROVING COMPETITIVE EDGE FOR MEMBERSHIP IN THE AOA
H-309 SITE NEUTRAL REIMBURSEMENT
H-336 BUPRENORPHINE MAINTENANCE TREATMENT INSURANCE COVERAGE
H-337 VIOLENCE AGAINST HEALTHCARE STAFF
H-338 LOW BACK PAIN CLINICAL PRACTICE GUIDELINES, REVISION OF
H-313 PRACTICE RIGHTS OF OSTEOPATHIC PHYSICIANS (H249-A/04)
H-315 OSTEOPATH AND OSTEOPATHY - USE OF THE TERM (H310-A/10)
H-316 AOA HEALTH POLICY STATEMENT (H301-A/05)
H-317 PATIENT ACCESS IN RURAL AREAS (H302-A/10)
H-318 PHYSICIAN OFFICE LABORATORIES (H303-A/10)
H-319 POSTGRADUATE COMPENSATION (H304-A/10)
H-320 SECOND OPINION, SURGICAL CASES (H306-A/10)
H-321 SPECIALTY CERTIFICATION, OSTEOPATHIC MEMBERSHIP OF DOS (H307-A/10)
H-322 UNIFORMED SERVICES: ENDORSEMENT OF PHYSICIANS SERVING IN THE UNIFORMED SERVICES (H308-A/10)
H-323 EMERGENCY MEDICAL SERVICES FOR CHILDREN, SUPPORT OF (H309-A/10)
H-324 PHYSICIAN INCENTIVES TO UNDERSERVED AREAS (H311-A/10)
H-325 PRESCRIPTION DRUGS—DIRECT CONSUMER ADVERTISING (H312-A/10)
H-326 VACCINE SHORTAGES (H315-A/10)
H-327 INTRACTABLE AND/OR CHRONIC PAIN (NOT ASSOCIATED WITH END OF LIFE CARE) (H316-A/10)
H-328 COST AND QUALITY TRANSPARENCY IN HEALTH CARE (H319-A/10)
H-329 MEDICARE BALANCE BILLING (H-321-A/10)
H-330 MEDICAL MALPRACTICE TORT PROTECTION RELATED TO HEALTH CARE REFORM (H325-A/10)
H-331 SHELF LIFE REGULATION CHANGES BY THE FDA (H327-A/10)
H-332 ELECTRONIC PRESCRIBING OF CONTROLLED SUBSTANCES (H328-A/10)
H-334 PROFESSIONAL ORGANIZATION—PHYSICIANS CHOOSING TO WHICH THEY BELONG (H618-A/10)

And I so move. **APPROVED**

H-333 CONTROLLED SUBSTANCES IN LONG TERM CARE FACILITIES (H645-A/10)

Mr. Speaker, I present for consideration Resolution No. H-333, and the Committee recommends that it be **DELETED**:

And I so move. **APPROVED**

H-305 REMOVE FDA BAN ON ANONYMOUS SPERM DONATION FROM MEN WHO HAVE SEX WITH MEN

Mr. Speaker, I present for consideration Resolution No. H-305, and the Committee recommends that it be **APPROVED** with the following **AMENDMENTS**:

Line 22 “AND MODIFY THE EXCLUSION CRITERIA FOR MEN WHO HAVE SEX WITH MEN TO BE CONSISTENT WITH DEFERRALS FOR THOSE TO BE JUDGED AT AN INCREASED RISK OF INFECTION; and, be it further...

And I so move. **APPROVED AS AMENDED**
H-304  PROTECTING AMERICAN STUDENTS FROM PROFIT-DRIVEN FOREIGN MEDICAL SCHOOLS

Mr. Speaker, I present for consideration Resolution No. H-304, and the Committee recommends that it be APPROVED with the following AMENDMENTS:

Pg 2, Line 09 “…that the American Osteopathic Association (AOA) officially adopt AND ADVOCATE FOR the position…”

Pg 2, Lines 12-14 “…and, be it further RESOLVED, that the AOA include the Foreign Medical School Accountability Fairness Act1 in its advocacy agenda.”

Explanatory Statement: The Committee notes that the resolution should not reference specific legislation since the policy should remain evergreen for other policy alternatives.

And I so move. APPROVED AS AMENDED

H-311  SUPPORTING THE USE OF OMM IN THE VA

Mr. Speaker, I present for consideration Resolution No. H-311, and the Committee recommends that it be APPROVED with the following AMENDMENTS:

Pg 2, Lines 24-25 “…System to be the counterpart of the National Director of Chiropractic Medicine on an equal opportunity basis; and…”

Pg 2, Lines 27-28 “…Medicine on an equal opportunity basis with alongside the Chiropractic Policy already in place; and…”

Pg 2, Line 32 “…work with the VA to hire practitioners of OMM PHYSICIANS TRAINED IN OSTEOPATHIC MANIPULATIVE MEDICINE, INCLUDING THOSE CERTIFIED BY THE AMERICAN OSTEOPATHIC BOARD OF NEUROMUSCULOSKELETAL MEDICINE, to staff…”

Pg 2, Lines 33-34 “…Clinics under the auspices of VA RMS departments currently in place with osteopathic physician generalists or specialist oversight depending on the availability of staff; and…”

Pg 3, Line 1 “…work with the Washington office and Congress to pass…”

Pg 3, Lines 3 “…References); AND BE IT FURTHER RESOLVED, THAT THE AOA CONTINUE TO EDUCATE THE VA ON THE BENEFIT OF OMM TO PATIENT CARE.”
Explanatory Statement: Clarifies that it should be physicians practicing OMM, and emphasizes to the VA the possibility of certification by the AOBNMM. As well, the Washington office is already part of the AOA, so the language is redundant.

And I so move. **APPROVED AS AMENDED**

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H-312 TAX CREDIT FOR RURAL PRECEPTING

Mr. Speaker, I present for consideration Resolution No. H-312, and the Committee recommends that it be APPROVED with the following AMENDMENTS:

Subject Line: TAX CREDIT FOR **RURAL PRECEPTING**

Line 7 “…to provide incentives to rural physicians…”

Explanatory Statement: The Committee believes that this resolution may apply to areas outside those designated as rural.

And I so move. **APPROVED AS AMENDED**

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H-314 RETAIL MEDICAL CLINICS IN FACILITIES SELLING TOBACCO (H300-A/10)

Mr. Speaker, I present for consideration Resolution No. H-314, and the Committee recommends that it be APPROVED with the following AMENDMENTS:

Subject Line: RETAIL MEDICAL CLINICS IN FACILITIES SELLING TOBACCO, NICOTINE OR VAPING PRODUCTS

Lines 3 “Tobacco, NICOTINE OR VAPING PRODUCTS”

Explanatory Statement: The Committee believes that the amended language is in keeping with the language in the AOA Policy Compendium.

And I so move. **APPROVED AS AMENDED**

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H-335 PRESCRIPTION DRUG DIVERSION AND ABUSE – EDUCATION, RESEARCH, AND ADVOCACY

Mr. Speaker, I present for consideration Resolution No. H-335, and the Committee recommends that it be APPROVED with the following AMENDMENTS:

Line 17 “…supports policies that do not hinder patient access to AND COVERAGE OF appropriate…”
RESOLVED, THAT THE AOA OPPOSES THE IMPOSITION OF ADMINISTRATIVE OR FINANCIAL DETERRENTS THAT DECREASE ACCESS TO AND COVERAGE OF PRESCRIPTION DRUGS WITH ABUSE-DETERRENT PROPERTIES.

Explanatory Statement: The Committee is including an additional RESOLVED to clarify administrative and financial deterrents.

APPROVED AS AMENDED

H-303 RETAIL-BASED HEALTH CLINICS AND URGENT CARE CENTER

Mr. Speaker, I present for consideration Resolution No. H-303, and the Committee recommends that it be REFERRED to the Bureau on Federal Health Programs for review and comment.

Explanatory Statement: State-by-state variability in access to care and scope of practice for providers need to be examined.

DISAPPROVED

H-303 RETAIL-BASED HEALTH CLINICS AND URGENT CARE CENTER

Mr. Speaker, I present for consideration Resolution No. H-303, and the Committee recommends that it be APPROVED as AMENDED.

ORIGINAL RESOLUTION APPROVED AS AMENDED

H-300 LOWERING OPIOID ABUSE WITH DETERRENT FORMULATIONS

Mr. Speaker, I present for consideration Resolution No. H-300, and the Committee recommends that it be DISAPPROVED. To begin discussion, I move that it be approved.

Explanatory Statement: The Committee believes the relevant content from this resolution is incorporated into H-335 and therefore H-300 as a standalone resolution is redundant.

DISAPPROVED

H-301 EXPANSION OF MEDICAID IN ALL STATES

Mr. Speaker, I present for consideration Resolution No. H-301, and the Committee recommends that it be DISAPPROVED. To begin discussion, I move that it be approved.

Explanatory Statement: The Committee believes that existing policy (H274-A/08) already addresses the intent of this resolution.

DISAPPROVED
H-307 NON-PHYSICIAN HEALTH CARE PROVIDER LIABILITY

Mr. Speaker, I present for consideration Resolution No. H-307, and the Committee recommends that it be DISAPPROVED. To begin discussion, I move that it be approved.

Explanatory Statement: The Committee notes that the intent of this resolution is covered in existing policy, H228-A/2005.

And I so move. DISAPPROVED

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

Committee Members:
1. Robert Piccinini, DO – CHAIR MICHIGAN
2. Anthony DiMarco, DO – VICE CHAIR PENNSYLVANIA
3. Derrick Sorweide, DO OREGON
4. Jeff Davis, DO MISSOURI
5. Myral Robbins, DO MICHIGAN
6. Alesia Wagner, DO CALIFORNIA
7. Jeffrey Grove, DO FLORIDA
8. Patricia Hunt, DO NEW YORK
9. Sean Stiltner, DO OHIO
10. Lindsay LaCorte, DO CIR
11. David Garza, DO TEXAS
12. Michael Brown, DO AOAMI
13. James Cole, DO ARIZONA
14. Jillane Pitcher, DO COLORADO
15. George Pasquarello, DO RHODE ISLAND
16. Veronica Sutherland, DO NEVADA
17. David Coffey, DO ALABAMA
18. Rob Pedowitz, DO NEW JERSEY

STAFF
Victoria Boadiwah
Orkideh Malkoc
Raine Richards
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:

H-402 PUBLIC EDUCATION REGARDING THE IMPORTANCE AND SAFETY OF VACCINES FOR INFANTS, CHILDREN, AND ADULTS
H-405 PROTECTION OF SAFE WATER SUPPLY
H-408 VACCINES FOR CHILDREN PROGRAM (H313-A/10)
H-409 SEAT BELT LAWS – PRIMARY ENFORCEMENT (H317-A/10)
H-411 ANTIFREEZE POISONING (H330-A/10)
H-412 AIRCRAFT EMERGENCY MEDICAL SUPPLIES (H401-A/10)
H-414 CANCER (H403-A/10)
H-415 EXPANDING SCOPE OF RETAIL CLINICS (H638-A/10)
H-416 CARDIOPULMONARY RESUSCITATION, TRAINING (H404-A/10)
H-417 CHILD ABUSE AND NEGLECT (H405-A/10)
H-418 CHILDREN’S SAFETY SEATS (H406-A/10)
H-419 DEATH - RIGHT TO DIE (H407-A/10)
H-420 ENVIRONMENTAL RESPONSIBILITY--WASTE MATERIALS (H408-A/10)
H-422 GENETIC MANIPULATION OF FOOD PRODUCTS – CONSUMERS RIGHT TO KNOW (H410-A/10)
H-423 CONDOM USAGE – HEALTH EDUCATION (H411-A/10)
H-424 SUPPORT OF LITERACY PROGRAMS (H412-A/10)
H-426  TOBACCO SETTLEMENT FUNDS (H414-A/10)
H-427  OPIOID / OPIATE MEDICATION, LONG ACTING (H415-A/10)
H-428  HEALTHY FAMILY, SUPPORT OF (H417-A/10)
H-429  IMMUNIZATION OF 9 TO 26 YEAR OLD MALE AND FEMALES WITH HUMAN PAPILLOMA VIRUS VACCINE (H418-A/10)
H-430  DRUGS, CURBING COUNTERFEIT (H419-A/10)
H-432  SLEEP DISORDERS – PROMOTING THE UNDERSTANDING AND PREVENTION OF (H421-A/10)
H-433  MINORITY HEALTH DISPARITIES (H422-A/10)
H-434  INFANT WALKER (MOBILE) – BAN ON THE MANUFACTURE, SALE AND USE OF (H423-A/10)
H-435  DEVELOP IN-VITRO FERTILIZATION STANDARDS OF CARE (H424-A/10)
H-437  CONTINUED SUPPORT OF COMBATING BIO-TERRORISM ACTIVITIES (H427-A/10)
H-438  CHILDHOOD OBESITY – WORSENING EPIDEMIC IN THE AMERICAN SOCIETY (H430-A/10)
H-439  IMMUNIZATIONS – MAINSTAY OF PREVENTIVE MEDICAL PRACTICE (H431-A/10)
H-440  TEXTING WHILE DRIVING (H432-A/10)
H-442  SILVER ALERT SYSTEM (H434-A/10)
H-443  NATIONAL INSTITUTES OF HEALTH GRANTS (H435-A/10)
H-444  SCREENING FOR BREAST CANCER (H437-A/10)
H-445  GENDER IDENTITY NON-DISCRIMINATION (H435-A/10)
H-446  TRAUMATIC BRAIN INJURY AWARENESS (H439-A/10)
H-447  FOLLOW-ON BIOLOGICS--RECOMMENDATIONS FOR (H440-A/10)
H-448  SUPPORT FOR FAMILY CAREGIVERS (H436-A/10)

And I so move.  APPROVED
H-421  FIREARMS AND NON-POWDERED GUNS - EDUCATION FOR USERS  
(H409-A/10)

Mr. Speaker, I present for consideration Resolution No. H-421, and the Committee recommends that it be APPROVED with the following AMENDMENTS:

And I so move. APPROVED AS AMENDED

H-400  INTERFERENCE IN THE PHYSICIAN-PATIENT RELATIONSHIP BY PERSONAL INJURY ATTORNEYS AND INSURANCE AGENTS

Mr. Speaker, I present for consideration Resolution No. H-400, and the Committee recommends that it be APPROVED with the following AMENDMENTS:

Line 4… WHEREAS, some patients who have already established care with a DO or MD physician may

Line 7… WHEREAS, other patients of DO or MD physicians may consult with a personal injury

Line 10… the DO or MD physician…

Lines 15-19… RESOLVED WHEREAS, that insurance agents, attorneys, and any other party with vested financial interests related to personal injury cases who then advise injured persons regarding choice of medical provider, diagnostic study, or course of medical treatment have demonstrated an unethical AND IN SO DOING conflict of interest and have interfered INTERFERING in the DO- or MD PHYSICIAN-patient relationship; now, therefore be it

Lines 20-21… RESOLVED, that the American Osteopathic Association opposes any interference in the DO or MD PHYSICIAN-patient relationship by persons with financial and business interests regarding a

Explanatory Statement: Amended to ensure that the rights and privileges of licensed physicians are protected.

And I so move. APPROVED AS AMENDED

H-401  OSTEOPATHIC NAME AND IDENTITY

Mr. Speaker, I present for consideration Resolution No. H-401, and the Committee recommends that it be APPROVED with the following AMENDMENTS:

Line 28… WHEREAS, some American M.D. medical doctors have already attended AOA ACCREDITED OR sponsored

Page 2 - Lines 11-13… RESOLVED, that the American Osteopathic Association (AOA) proceed henceforth with negotiations and actions with sensitivity in regards to the preservation of the unique terminology that references the osteopathic medical profession; and, be it further
RESOLVED, that while acknowledging that M.D.s will participate in osteopathic-recognized residencies, the ACGME will develop terminology that defines the practices of M.D. medical school graduates who complete such programs, as manual medicine or medical manipulation or the like, while respecting the identity and the terminology of our respective, separate professions, consistent with the existing AOA Resolution H630 on Teaching Osteopathic Philosophy, Osteopathic Manipulative Treatment and Manual Therapy.

THAT THE AOA ADVISES THE ACCREDITATION COUNCIL FOR GRADUATE MEDICAL EDUCATION (ACGME) THAT MDS WHO COMPLETE OSTEOPATHIC-RECOGNIZED RESIDENCIES SHOULD DESCRIBE THEMSELVES AS “MDS WHO HAVE BEEN TRAINED IN OSTEOPATHIC MANIPULATIVE MEDICINE” AND NOT AS OSTEOPATHIC PHYSICIANS OR DOS; and, be it further...

RESOLVED, that the AOA advocate that the legitimate use of the words “osteopathy,” “osteopath,” “osteopathic,” or any other term derived thereof, resides with the determination of the American Osteopathic Association.

Explanatory Statement: MDs who are trained in osteopathic residencies should indicate that they practice osteopathic manipulative medicine, but they should not call themselves osteopathic physicians.

And I so move. APPROVED AS AMENDED

H-403 SUPPORT FOR THE ADVISORY COMMITTEE ON IMMUNIZATION PRACTICES (ACIP) RECOMMENDATIONS

Mr. Speaker, I present for consideration Resolution No. H-403, and the Committee recommends that it be APPROVED with the following AMENDMENTS:

Line 29… Report (MMWR) and should not use ADVOCATE alternative schedules.

Explanatory Statement: Alternative immunization schedules are not encouraged. However, it is recognized that physicians must use judgement when caring for their patients.

And I so move. APPROVED AS AMENDED

H-404 VACCINATION RATES – DAYCARE NOTIFICATION TO PARENTS

Mr. Speaker, I present for consideration Resolution No. H-404, and the Committee recommends that it be APPROVED with the following AMENDMENTS:

Line 13… level that requires daycare facilities to notify parents (IN COMPLIANCE WITH HEALTH INSURANCE PORTABILITY AND ACCOUNTABILITY ACT (HIPAA) REGULATIONS AND STATE REGULATIONS WHERE APPLICABLE) that their facility has in its care
Explanatory Statement: Language was added to protect the identity of individuals.

And I so move. **APPROVED AS AMENDED**

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**H-407 ANTIBIOTIC STEWARDSHIP**

Mr. Speaker, I present for consideration Resolution No. H-407, and the Committee recommends that it be APPROVED with the following AMENDMENTS:

Line 26… to choose the right antibiotics; and to administer **APPROPRIATELY** them in the right way in every case.

Explanatory Statement: Editorial

And I so move. **APPROVED AS AMENDED**

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**H-449 COUNCIL ON MINORITY HEALTH ISSUES**

Mr. Speaker, I present for consideration Resolution No. H-449, and the Committee recommends that it be APPROVED with the following AMENDMENTS:

Explanatory Statement: **IN THE EVENT OF BUREAUS, COUNCILS, AND COMMITTEES (BCC) CONSOLIDATION, THE BCC RESPONSIBLE FOR MINORITY HEALTH ISSUES SHOULD HAVE A DESIGNATED SEAT IN HONOR OF WILLIAM G. ANDERSON, DO.**

And I so move. **APPROVED AS AMENDED**

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**H-450 AMENDMENT OF AOA POLICY H-312 - A/2013 FIREARM VIOLENCE**

Mr. Speaker, I present for consideration Resolution No. H-450, and the Committee recommends that it be APPROVED with the following AMENDMENTS:

Line 11 – 17 …(4) THAT THE AOA ENCOURAGES POLICY THAT MANDATES THE PERFORMANCE OF BACKGROUND CHECKS FOR ALL GUN PURCHASERS; (5) THAT THE AOA SUPPORTS DEVELOPMENT OF LAWS LIMITING THE USE OF AND ACCESS TO ASSAULT WEAPONS AND FIREARMS WITH LARGE-CAPACITY MAGAZINES; (46) AOA ENCOURAGES ENHANCED EDUCATION OF GUN SAFETY AND SAFE HANDLING OF FIREARMS; and (46) (57) approves the attached Policy Statement on Firearm Violence. 2013

Explanatory Statement: This committee believes that enhanced education for the public is necessary.

And I so move. **APPROVED AS AMENDED**
H-410 STILLBIRTH AWARENESS (H-326-A/10)

Mr. Speaker, I present for consideration Resolution No. H-410, and the Committee recommends that it be APPROVED with the following AMENDMENTS:

SUBJECT: H326-A/10 STILLBIRTH INTRAUTERINE FETAL DEMISE AWARENESS

Line 3… H326-A/10 STILLBIRTH INTRAUTERINE FETAL DEMISE AWARENESS
Line 4-6…The American Osteopathic Association supports increasing public awareness of the risk for stillbirth INTRAUTERINE FETAL DEMISE and encourages the director of the National Institutes of Health to allocate more resources to stillbirth INTRAUTERINE FETAL DEMISE research. 2010.

Explanatory Statement: Amended in alignment with American College of Osteopathic Obstetricians and Gynecologists terminology.

And I so move. APPROVED AS AMENDED

H-413 ANIMALS IN MEDICAL RESEARCH (H402-A/10)

Mr. Speaker, I present for consideration Resolution No. H-413, and the Committee recommends that it be APPROVED with the following AMENDMENTS:


Explanatory Statement: The use of animals for medical research is becoming obsolete.

And I so move. APPROVED AS AMENDED

H-425 TANNING DEVICES (H413-A/10)

Mr. Speaker, I present for consideration Resolution No. H-425, and the Committee recommends that it be APPROVED with the following AMENDMENTS:

Lines 4-7…. The American Osteopathic Association endorses appropriate governmental action to impose those safety precautions and educational materials which are needed regarding the use of tanning devices, SPECIFICALLY AS THESE REGULATIONS RELATE TO US BY MINORS.

RESOLVED, THAT THE AMERICAN OSTEOPATHIC ASSOCIATION STANDS OPPOSED TO THE PERSONAL USE OF UV LIGHT EMITTING TANNING DEVICES FOR COSMETIC PURPOSES.
Explanatory Statement: Outside of use in certain medical conditions, there is no legitimate use for ultraviolet (UV) light emitting tanning devices. UV light emitting tanning devices are known to cause skin cancer. Increased personal use of UV light emitting tanning devices poses significant health risks. Therefore, unsupervised use should be discouraged except as prescribed by a physician.

And I so move.  **APPROVED AS AMENDED**

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**H-431 END OF LIFE CARE – POLICY STATEMENT ON (H420-A/10)**

Mr. Speaker, I present for consideration Resolution No. H-431, and the Committee recommends that it be APPROVED with the following AMENDMENTS:

Line 24… OSTEOPATHIC MANUAL MANIPULATIVE MEDICINE.

Explanatory Statement: Editorial

And I so move.  **APPROVED AS AMENDED**

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**H-436 COMPLEMENTARY AND ALTERNATIVE MEDICINE BY NON-PHYSICIANS (H425-A/10)**

Mr. Speaker, I present for consideration Resolution No. H-436, and the Committee recommends that it be APPROVED with the following AMENDMENTS:

Lines 7-8… of complementary and alternative medicine with their patients in a non-judgmental manner that is personally respectful and culturally sensitive MANNER; (3) encourages the continued performance of

Explanatory Statement: This committee recognizes that physicians must exercise judgment in caring for patients. However, care must be delivered in a respectful and culturally appropriate way.

And I so move.  **APPROVED AS AMENDED**

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**H-441 SODIUM CHLORIDE CONSUMPTION (H433-A/10)**

Mr. Speaker, I present for consideration Resolution No. H-403, and the Committee recommends that it be APPROVED with the following AMENDMENTS:

Line 2… following policy be REAFFIRMED DELETED:

Explanatory Statement: With the improvement in health education, sodium content is now placed on all food labels. Therefore, consumers can make informed decisions with the advice and consultation of their physician.

And I so move.  **APPROVED AS AMENDED**
Mr. Speaker, this concludes the Committee’s report. I would like to thank the members of the Committee.

Committee Members:
1. Michael J. Zawizsa, DO – CHAIR PENNSYLVANIA
2. Bruce Wolf, DO – VICE CHAIR MICHIGAN
3. W. Ashley Hood, DO MISSISSIPPI
4. Gregory Czarnecki, DO CONNECTICUT
5. Reatha Williams, DO LOUSIANA
6. Susan Moore-Riesback, DO IOWA
7. Charles “Chip” Finch, DO ARIZONA
8. Virginia Johnson, DO CALIFORNIA
9. Greg Kosters, DO IOWA
10. William Emlich, DO OHIO
11. Lawrence Abramson, DO MICHIGAN
12. David Best, DO MICHIGAN
13. Joseph De Gaetano, DO FLORIDA
14. Paul Morris, DO NEW JERSEY
15. Robert Goldberg, DO NEW YORK
16. Deanne Endy, DO PENNSYLVANIA
17. Lauren Rosch, DO ILLINOIS

STAFF
Gloria Dillard
Kenya McRae
Stephanie Townsell
Jessica Rehus
CONSENT AGENDA – FOR COLLECTIVE ACTION BY THE HOUSE OF DELEGATES

Mr. Speaker, I present for consideration Resolution No. H-500 and the Committee recommends that it be APPROVED:

H-500 AOA CONSTITUTION & BYLAWS – AOA EXECUTIVE DIRECTOR – TITLE CHANGE

CONSTITUTION

Article VII – Officers

Section 2-Administrative Officers
The administrative officers shall be an Executive Director CHIEF EXECUTIVE OFFICER, a Controller, a General Counsel, and an Editor who shall be appointed by the Board of Trustees and employed to serve for such term as the Board shall define. The duties of these officers shall be those usual to such officers in their respective offices and such others as are set forth in the Bylaws. The Executive Director CHIEF EXECUTIVE OFFICER shall be the Secretary of the Association.

* * *

Article IX - Amendments
This Constitution may be amended by the House of Delegates at any annual meeting by a two-thirds vote of the total number of delegates accredited for voting, provided that such amendments shall have been presented to the House and filed with the Executive Director CHIEF EXECUTIVE OFFICER at a previous annual meeting, who shall cause them to be distributed by first class mail, postage prepaid, to each divisional and specialty society entitled to and voting representatives to the house of delegates, posted on the AOA’s website, and published in the Journal of the American Osteopathic Association not less than two months or more than four months prior to the meeting at which they are to be acted upon.
BYLAWS

Article I - Divisional, District and Affiliated Societies

Section 1-Divisional Societies

Upon such application, the Executive Director and the Board of Trustees shall investigate and, finding satisfactory proof, shall recommend to the House of Delegates that a charter be issued. The Association shall not issue such a charter to more than one divisional society in a given area.

Section 3-Affiliated Organizations

Upon application from any organization for a charter as an affiliated organization, the Board of Trustees and the Executive Director shall investigate such organization and, upon satisfactory proof of a general agreement in policy and governing rules with those of this Association, shall recommend to the House of Delegates the issuance of such a charter. The Association shall not issue a charter to any organization, which duplicates the function or prerogatives of any presently affiliated organization. All organizations which have as their membership osteopathic physicians in good standing with the AOA, whether holding a current charter of affiliation or not, shall have as a medium of communication all publications of the AOA.

Article IV - Code of Ethics

Section 2

The Code of Ethics may be amended by the House of Delegates at any annual meeting by two-thirds vote of the total number of delegates accredited for voting, provided a copy of the proposed amendment is deposited with the Executive Director at least 90 days before the annual meeting at which it is to be voted upon.

It shall be the duty of the Executive Director to have the proposed amendment distributed by first class mail, postage prepaid, to each divisional and specialty society entitled to send voting representatives to the House of Delegates, posted on the AOA’s website, and published in The Journal of the American Osteopathic Association not later than one month before the annual meeting at which the amendment is scheduled for consideration.

Article V - House of Delegates

Section 1-Certification of Delegates and Alternates

a. Divisional Societies

The Executive Director of this Association shall furnish to the secretary of each divisional society, 75 days before the first day of the annual meeting of the House of Delegates, a statement of the number of regular members of this Association located in the area represented by that divisional society or, in the case of the uniformed services divisional society, the number of regular members of this Association currently serving in the uniformed services of the United States.

Based on that statement, each divisional society shall select, in a manner prescribed by its
Committee on Constitution & Bylaws, the number of delegates (and their alternates) to the House of Delegates of this Association to which it is entitled under the provisions of the Constitution of the American Osteopathic Association. Delegates and alternates must be regular or student members in good standing of this Association and of the divisional societies, which they represent. Delegates (and their alternates) shall serve during the annual meeting of the House of Delegates and during the interim between annual meetings or until their successors are elected. The secretary of each divisional society shall certify its delegates and alternates to the Executive Director CHIEF EXECUTIVE OFFICER of this Association in writing at least 30 days prior to the first day of the annual meeting of the House of Delegates.

* * *

b. Specialty Colleges
Each AOA recognized specialty college shall select one delegate and at least one alternate to the AOA House of Delegates in a manner prescribed in its constitution and Bylaws. No specialty college delegate or alternate shall also be a member of the divisional society's delegation to the AOA's House of Delegates. The Secretary of each specialty college shall certify the name of its delegate and alternate to the Executive Director CHIEF EXECUTIVE OFFICER of the AOA at least 30 days prior to the first day of the annual meeting of the AOA House of Delegates. Each delegate and alternate must be a member in good standing of this association and his specialty college.

Section 2-Voting
Each delegate shall have one vote in the House, except when one-fourth of the members present shall call for the yeas and nays on any question; the Executive Director CHIEF EXECUTIVE OFFICER shall, before any other motion can be made, call the roll by divisional societies and enter the yeas and nays in the record. In recording such vote each divisional society shall be given one vote for each 20 regular members of the American Osteopathic Association located in the area represented by that divisional society (or in the case of the uniformed services divisional society, one vote for each 20 regular members of the American Osteopathic Association currently serving in the uniformed services of the United States), as certified to 75 days before the annual meeting of the House of Delegates under the requirements of Section 1 of this Article, and such votes may be cast by any one of the delegation then seated or divided among the various members of the delegation as the delegation in caucus shall decide.

Section 3-Committee on Credentials
The Committee on Credentials shall consist of three or more members appointed by the President and it shall be the duty of the Committee to receive and validate the credentials of the delegates to the House and to report all delegates entitled to be seated in the House. The Executive Director CHIEF EXECUTIVE OFFICER shall furnish the Credentials Committee a list showing the number of delegates to which each divisional society is entitled. In case any organization has selected more than its legal representation, the Executive Director CHIEF EXECUTIVE OFFICER shall drop surplus names from the list, beginning at the bottom, and shall notify the divisional society of his action.

* * *

Section 10-Representation of Student Councils
The student council of each accredited college of osteopathic medicine and each branch campus may be represented in the House of Delegates by its president (and such president’s alternate elected by such student council) as a member of the delegation of the divisional society representing the state in which such college of osteopathic medicine and branch campus is located. Each such
student delegate shall be accredited in the same manner and have the same privileges as the other members of the divisional society delegation; however, the chief administrative officer of each accredited college of osteopathic medicine and each branch campus shall certify the student council president and alternate to the Executive Director CHIEF EXECUTIVE OFFICER of this Association in writing or by electronic communication at least 30 days prior to the first day of the annual meeting of the House of Delegates and such Executive Director CHIEF EXECUTIVE OFFICER shall forthwith similarly certify each student council president and alternate to the secretary of the appropriate divisional society.

Section 11-Representation of Osteopathic Physicians In Postdoctoral Training

Osteopathic physicians in postdoctoral training may be represented in the House of Delegates by two individuals who, at the time of the annual meeting, shall be enrolled in postdoctoral training programs. The two individuals and their alternates shall be selected by vote of the AOA's Council of Interns and Residents. The delegates (and alternate delegates) selected by the Council of Interns and Residents shall serve as the representatives of osteopathic physicians in postdoctoral training and shall not also be members of a divisional society or specialty college delegation to the AOA's House of Delegates. The chair of the Council of Interns and Residents shall certify the name of its delegates and alternate delegates to the executive director CHIEF EXECUTIVE OFFICER of the AOA in writing or by electronic communication at least 30 days prior to the first day of the annual meeting of the AOA House of Delegates. Each delegate and alternate must be a member in good standing of this Association.

Section 12–Representation of Student Osteopathic Medical Association

The Student Osteopathic Medical Association (SOMA) may be represented in the House of Delegates by one member of the SOMA Board selected by vote of the SOMA Board (or such SOMA member’s alternate, who shall also be a member of the SOMA Board selected by the SOMA Board). No SOMA delegate or alternate shall also be a member of a divisional society’s delegation representing the state in which such SOMA Board member’s osteopathic college is located. The SOMA delegate shall be accredited in the same manner and have the same privileges as the other members of the divisional society delegation; however, the Chief Administrative Officer of SOMA shall certify the SOMA delegate and alternate to the Executive Director CHIEF EXECUTIVE OFFICER of this Association in writing or by electronic communication at least 30 days prior to the first day of the annual meeting of the House of Delegates.

* * *

Article VII--Board of Trustees

Section 1--Duties

The Board of Trustees shall:

* * *

b. Appoint an Executive Director CHIEF EXECUTIVE OFFICER, a Controller, a General Counsel, and an Editor, and shall fix the amount of their salaries and the length of their terms of office. It shall fix the duties of the Executive Director CHIEF EXECUTIVE OFFICER, Controller, General Counsel, Editor and all other officials, committees, departments and bureaus necessary to the proper execution of the policies of the Association and not fixed by these Bylaws.

* * *
Article VIII--Duties of Officers

* * *

Section 5--Executive Director CHIEF EXECUTIVE OFFICER

The Executive Director CHIEF EXECUTIVE OFFICER shall:

a. Be the chief administrative officer of the Association and of the central office. He shall be the executive and recording secretary of the Association. He shall counsel with the other administrative officers and with the heads of departments in the central office to produce the greatest possible cooperation and efficiency in the conduct of the affairs of the Association under the President and the Board of Trustees. He shall cooperate with the chairmen of various agencies of the Association in the execution of the policies of the Association as outlined by the House of Delegates. It shall be his duty to coordinate the work performed by the various departments, bureaus, and committees of the Association.

b. Direct the joint activities of the Association and the divisional societies as provided by the Bylaws, and may select one or more of the trustees or like officers of the divisional societies, to assist him in this work in their respective areas.

c. Be responsible for the correspondence of the Association and shall keep accurate record of the proceedings of the House of Delegates and the Board of Trustees.

d. Be responsible for the supervision of assistance to the divisional societies in all matters according to the policies laid down by the Association and for the supervision of the execution of plans of the Association with regard to colleges, affiliated organizations and campaigns.

d. Keep on file an accurate record of all transactions of his office, which shall at any time be subject to examination by the President or the Board of Trustees, shall make an annual report to the House of Delegates and Board, and shall perform such other duties as are prescribed by the Board not in conflict with the Constitution and Bylaws of this Association.

c. Be the statistical officer of the Association, and shall have charge of the archives, including legal, historical and scientific records of value to the Association.

d. Be authorized to provide such assistance as is necessary for the proper conduct of the central office, subject to the directives of the Board of Trustees, and at the expiration of his term shall deliver to his successor all property and papers pertaining to his office. He shall file bond with such surety company and in such amount as the Board of Trustees shall determine.

Section 6--Controller

The Controller shall:

a. Have charge of the funds and assets of the Association, cooperate with the Executive Director CHIEF EXECUTIVE OFFICER and Editor under the direction of the Board of Trustees, and disburse such funds only in the manner prescribed by the Board of Trustees.

* * *

d. Be provided with such assistance as is necessary to the proper conduct of his office, subject to the directives of the Board of Trustees through the Executive Director CHIEF EXECUTIVE OFFICER. He shall file bond with such surety company and in such sum as the Board of Trustees may determine.
Section 8—Editor
The Editor shall:

a. Have the editorial direction, in accordance with the established policies of the Board of Trustees and House of Delegates, of The Journal of the American Osteopathic Association, other periodical publications of the Association and of the AOA Yearbook and Directory, under the general supervision of the Executive Director CHIEF EXECUTIVE OFFICER, and shall cooperate with all departments of the central office.

b. Be provided with such assistance as is necessary to the proper conduct of his office, subject to the directives of the Board of Trustees through the Executive Director CHIEF EXECUTIVE OFFICER.

Article IX—Departments, Bureaus, and Committees

The Board of Trustees and House of Delegates, consistent with the powers given to it by these Bylaws, shall establish and determine the duties of departments, bureaus, councils, commissions, committees, and task forces necessary to further the policies of the Association. The Association's departments shall include the Departments of Affiliated Affairs, Business Affairs, Educational Affairs, Governmental Affairs, Professional Affairs, and Research, Quality & Public Health. The activities of all departments, bureaus and committees shall, so far as possible, be executed in close cooperation with the Executive Director CHIEF EXECUTIVE OFFICER. Upon the expiration of the terms of office of chairs and members of the departments, bureaus, or committees, all records of the same shall be delivered by the chairs to the Executive Director CHIEF EXECUTIVE OFFICER. All employed staff of departments, bureaus, and committees in the offices shall be under the jurisdiction of the Executive Director CHIEF EXECUTIVE OFFICER.

Article XI—Amendments

Section 1—Bylaws
These Bylaws may be amended at any annual or special meeting of the House of Delegates by a two-thirds vote of the total number of delegates accredited for voting, provided that the amendment shall have been filed with the Executive Director CHIEF EXECUTIVE OFFICER at least two months before the meeting at which the amendment is to be voted upon. Upon receiving a copy of the amendment, it shall be the duty of the Executive Director CHIEF EXECUTIVE OFFICER to cause it to be distributed by first class mail, postage paid, to each divisional and specialty society entitled to send voting representatives to the House of Delegates, posted on the AOA’s website, and published in The Journal of the American Osteopathic Association at least one month before the meeting. The Board of Trustees may revise the proposed amendment if necessary to secure conformity to this Constitution and Bylaws and shall then refer it to the House for final action not later than the day prior to the end of the meeting.

Section 2—Articles of Incorporation
The Articles of Incorporation of this Association may be amended by the adoption of a resolution by the Board of Trustees setting forth the proposed amendment and directing that the amendment be submitted to a vote at a meeting of the House of Delegates, which may be either an annual or a special meeting. Written or printed notice setting forth the proposed amendment or a summary of the changes to be effected thereby shall be posted on the AOA’s website and delivered not less than
five nor more than 40 days before the date of the meeting, either personally or by mail, by or at the
direction of the President, or the Executive Director CHIEF EXECUTIVE OFFICER, or the
officers or persons calling the meeting, to each delegate entitled to vote at such meeting.

* * *

Article XII--Gender Disclaimer
The American Osteopathic Association is open to persons of both sexes and does not discriminate
against any person because of sex; therefore, the wording herein importing the masculine or
feminine gender includes the other gender and imports no such discrimination.

Explanatory Statement:

The Committee recommends approval of the document with a global editorial change to make the
language gender neutral: change “he” to “he/she” and “his” to “his/her”.

And I so move. APPROVED

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Mr. Speaker, I present for consideration Resolution No. H-501 and the Committee recommends
that it be APPROVED:

H-501 AOA CONSTITUTION – ARTICLE VIII – BOARD OF TRUSTEES AND
EXECUTIVE COMMITTEE – SECTION 1 BOARD OF TRUSTEES

Article VIII - Board of Trustees and Executive Committee

Section 1-Board of Trustees
The Board of Trustees of this Association shall consist of the President, President-elect, the
Past Presidents for the preceding two years, First Vice President, Second Vice President,
Third Vice President, and twenty other members, six of whom shall be elected annually by
the House of Delegates to serve for three years, a new physician in practice to serve for one
year, an intern/resident member elected by the House of Delegates to serve for one year.
Candidates for the new physician in practice position shall be osteopathic physicians who
have completed their postdoctoral training within the past five years or received their DO
degree within the previous ten years and shall be nominated by the Council of New
Physicians in Practice. Candidates for the intern/resident position shall be enrolled in an
AOA-approved internship or residency or, if enrolled in an ACGME-approved residency
shall have applied for AOA approval of their ACGME-approved residency. Candidates for
the intern/resident position shall be nominated by the Congress of Interns/Residents.
Candidates for the student position shall be nominated, in alternating years, by the Council of
Osteopathic Student Government Presidents (COSGP) and the Student Osteopathic Medical
Association (SOMA). The Board of Trustees shall be the administrative and executive body
of the Association and perform such other duties as are provided by the Bylaws. All trustees,
with the exception of the President, President-Elect and the Past Presidents for the preceding
two years, the aggregate terms of Office of Trustees shall be limited to twelve (12) years, with
the exception that a trustee may complete the term in which twelve (12) years or more of
service is completed. The intern/resident member shall be elected for a one-year term, but may be elected to serve an additional one-year term as the intern/resident member.

THE BOARD OF TRUSTEES SHALL BE THE ADMINISTRATIVE AND EXECUTIVE BODY OF THE ASSOCIATION AND PERFORM SUCH OTHER DUTIES AS ARE PROVIDED BY THE BYLAWS. THE BOARD OF TRUSTEES OF THIS ASSOCIATION SHALL CONSIST OF TWENTY-NINE MEMBERS:


B. EIGHTEEN AT-LARGE TRUSTEES, SIX OF WHOM SHALL BE ELECTED ANNUALLY BY THE HOUSE OF DELEGATES TO SERVE FOR THREE YEARS;

C. ONE NEW PHYSICIAN IN PRACTICE MEMBER ELECTED BY THE HOUSE OF DELEGATES TO SERVE FOR ONE YEAR. CANDIDATES FOR THE NEW PHYSICIAN IN PRACTICE POSITION SHALL BE OSTEOPATHIC PHYSICIANS WHO HAVE COMPLETED THEIR POSTDOCTORAL TRAINING WITHIN THE PAST FIVE YEARS OR RECEIVED THEIR DO DEGREE WITHIN THE PREVIOUS TEN YEARS AND SHALL BE NOMINATED BY THE COUNCIL OF NEW PHYSICIANS IN PRACTICE;

D. ONE INTERN/RESIDENT MEMBER ELECTED BY THE HOUSE OF DELEGATES TO SERVE FOR ONE YEAR. CANDIDATES FOR THE INTERN/RESIDENT POSITION SHALL BE ENROLLED IN AN AOA-APPROVED INTERNSHIP OR RESIDENCY OR, IF ENROLLED IN AN ACGME-APPROVED RESIDENCY SHALL HAVE APPLIED FOR AOA APPROVAL OF THEIR ACGME-APPROVED RESIDENCY. CANDIDATES FOR THE INTERN/RESIDENT POSITION SHALL BE NOMINATED BY THE COUNCIL OF INTERNS AND RESIDENTS;

E. ONE STUDENT MEMBER ELECTED BY THE HOUSE OF DELEGATES TO SERVE FOR ONE YEAR. CANDIDATES FOR THE STUDENT POSITION SHALL BE NOMINATED, IN ALTERNATING YEARS, BY THE COUNCIL OF OSTEOPATHIC STUDENT GOVERNMENT PRESIDENTS (COSGP) AND THE STUDENT OSTEOPATHIC MEDICAL ASSOCIATION (SOMA); AND

F. ONE PUBLIC MEMBER ELECTED BY THE HOUSE OF DELEGATES TO SERVE FOR A THREE-YEAR TERM, WITH A ONE-TERM LIMIT. CANDIDATES FOR THE PUBLIC MEMBER POSITION SHALL NOT BE PHYSICIANS AND SHALL BE NOMINATED BY THE COMMITTEE ON ADMINISTRATIVE PERSONNEL.

Explanatory Statement:

The AOA Board of Trustees has considered the addition of a public member to the Board of Trustees, similar to other healthcare organizations. This amendment, if approved, will
provide for the addition of a public member. The language of Article VIII, Section 1 is also revised to clarify the existing positions on the Board of Trustees.

Explanatory Statement:

This Amendment does not eliminate the Term Limit applicable to service on the Board of Trustees. The Constitution was amended at the July 2014 House of Delegates to move the term limit to a separate section, Article VIII, Section 2.

And I so move. **APPROVED**

Mr. Speaker, I present for consideration Resolution No. H-502 and the Committee recommends that it be APPROVED:

**H-502**

AOA BYLAWS – ARTICLE VI – ELECTIONS – SECTION 1-- QUALIFICATIONS

**BYLAWS**

**Article VI—Elections**

**Section 1—Qualifications**

EXCEPT WHERE POSITIONS ARE DESIGNATED AS PUBLIC MEMBERS, membership in both the AOA and a divisional society shall be a requisite for qualification for any officer or for any member of any department, division, bureau or committee of the Association, however selected, if the incumbent shall be an osteopathic physician.

And I so move. **APPROVED**

Mr. Speaker, I present for consideration Resolution No. H-503 and the Committee recommends that it be APPROVED:

**H-503**

AOA BYLAWS – ARTICLE VII – AOA BOARD OF TRUSTEES – SECTION 1-DUTIES

**BYLAWS**

**Article VII—Board of Trustees**

**Section 1—Duties**

The Board of Trustees shall:

**g.** Approve from its own membership, based on the President’s appointment, the chairs of the departments. The department chairs shall direct the activities of their respective departments. HOWEVER, THE PUBLIC MEMBER OF THE BOARD SHALL NOT
BE ELIGIBLE TO SERVE AS A DEPARTMENT CHAIR. The Board shall also approve, based on the President’s appointment, the members of the various committees, bureaus, councils, commissions and task forces under the departments.

And I so move.  **APPROVED**

Mr. Speaker, I present for consideration Resolution No. H-504, and the Committee recommends that the following AMENDMENTS be APPROVED and that Resolution H-504 (as amended) be REFERRED back to the Student Osteopathic Medical Association (SOMA)

**H-504  HEALTH CARE AS A FUNDAMENTAL HUMAN PRINCIPLE RIGHT**

* * *

Lines 14-15:

RESOLVED, that the American Osteopathic Association (AOA) declares that healthcare is a human right THE RIGHT TO HEALTH as a fundamental principle; and be it further

Lines 16-18:

RESOLVED, that THIS RESOLUTION BE REFERRED TO THE COMMITTEE ON CONSTITUTION AND BYLAWS FOR CONSIDERATION TO AMEND the AOA will amend their Code of Ethics to include a section declaring healthcare THE RIGHT TO HEALTH to be AS an essential safeguard to human life and dignity and that access to health care to be AS an essential safeguard to human life and dignity and that access to health care is a fundamental right.

**Explanatory Statement:**
Changes were made to better reflect the language from the World Health Organization’s (WHO) constitution, which was cited by the SOMA’s initial resolution submission.

Following Referral, the Student Osteopathic Medical Association should work with the Council of Student Government Presidents to further clarify the resolution before submitting it for the 2016 House of Delegates. Amending the Code of Ethics requires prior publication.

And I so move.  **REFERRED AS AMENDED (referred to SOMA)**

Mr. Speaker, I present for consideration Resolution No. H-505 and the Committee recommends that it be APPROVED:

**H-505  OSTEOPATHY’S PROMISE TO CHILDREN; REQUEST FOR AFFILIATE STATUS**

And I so move.  **APPROVED**
Mr. Speaker, this concludes the Committee’s report. I would like to thank the members of the Committee.

Committee Members:
1. Linda Delo, DO – CHAIR  FLORIDA
2. Tyler Cymet, DO – VICE CHAIR  MARYLAND
3. Carl R. Backes, DO  ACOP
4. Earnest Miller, DO  WEST VIRGINIA
5. Keith Harvie, DO  NEW MEXICO
6. Michelina DeSanti, DO  NEW JERSEY
7. Sonia Rivera-Martinez, DO  NEW YORK
8. Richard E Johnson, DO  PENNSYLVANIA
9. John F. Uslick, DO  OHIO
10. Karen Evans, DO  KANSAS
11. Lawrence Prokop, DO  MICHIGAN
12. David Grice, DO  ACOD

STAFF
Josh Prober, JD
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:

H-600 DISSEMINATION OF PUBLICATIONS IN OSTEOPATHIC RESEARCH

H-607 INTEROPERABILITY OF HEALTH INFORMATION TECHNOLOGY

H-612 GIFTS TO PHYSICIANS FROM INDUSTRY (H222-/08)

H-613 PROFESSIONAL ASSOCIATION BY DOS (H234-A/05)

H-614 PHYSICIAN COMPETENCY RETESTING (H258-A/08)

H-616 ENCOURAGING PATIENT PARTICIPATION IN THEIR HEALTH CARE (H639-A/10)

H-618 PROVIDER TAX (H633-A/10)

H-620 LAY MIDWIVES (H631-A/10)

H-622 PHYSICIAN ASSISTANCE PROGRAMS FOR TRANSITION TO EHR (H628-A/10)

H-623 MEDICARE PRESCRIPTION DRUG COVERAGE (H625-A/10)

H-624 PRESCRIPTION MEDICATIONS--OVERRIDES FOR (H624-A/10)

H-625 PEDIATRIC PSYCHIATRIC CARE (H623-A/10)

H-626 ATTENTION DEFICIT DISORDER/ATTENTION DEFICIT HYPERACTIVITY DISORDER (ADD/ADHD) [(H622-A/10)]

H-627 MEDICARE – PAYMENT FOR MEDICAL IMAGING INTERPRETATION BY (H620-A/10)

H-628 MEDICARE RECOVERY AUDIT CONTRACTORS (H619-A/10)

H-629 MEDICARE LAW AND RULES (H610-A/10)
Mr. Speaker, I present for consideration Resolution No. H-601, and the Committee recommends that it be **DELETED**:

Explanatory Statement: Preventative services are covered at no cost through Medicare under the ACA and are included as part of the Annual Wellness Visit (AWV).

And I so move. **DISAPPROVED (policy will remain)**

Mr. Speaker, I present for consideration Resolution No. H-601, and the Committee recommends that it be **REFFERED**:

And I so move. **REFFERED to AOA Ethics Subcommittee**
H-601 REDUCTION OF OSTEOPATHIC TRAINING POSITIONS IN POST-GRADUATE MEDICAL EDUCATION

Mr. Speaker, I present for consideration Resolution No. H-601, and the Committee recommends that it be APPROVED with the following AMENDMENTS:

Line 8-9… RESOLVED, that osteopathic internship/residency programs may be reduced and/or eliminated; and, be it further

Explanatory Statement: Error in drafting, duplicates previous WHEREAS.

And I so move. APPROVED AS AMENDED

H-602 REIMBURSEMENT PAYMENT FOR PHYSICIAN TIME SPENT OBTAINING PRECERTIFICATION AND PRE-AUTHORIZATION

Mr. Speaker, I present for consideration Resolution No. H-602, and the Committee recommends that it be APPROVED with the following AMENDMENTS:

Line 16… RESOLVED, that the American Osteopathic Association Bureau of State Affiliate Concerns …

And I so move. APPROVED AS AMENDED

H-604 PAY FOR PERFORMANCE

Mr. Speaker, I present for consideration Resolution No. H-604, and the Committee recommends that it be APPROVED with the following AMENDMENTS:

Line 20-21… definable measures. such as cleanliness of the facility, timeliness of care and whether the patient received a care summary.

And I so move. APPROVED AS AMENDED

H-615 HEALTH PLAN COVERAGE OF TOBACCO CESSATION TREATMENT

Mr. Speaker, I present for consideration Resolution No. H-615, and the Committee recommends that it be APPROVED with the following AMENDMENTS:

Line 7… health care plans to accept CPT, and CURRENT ICD-9 AND ICD-10 codes for tobacco use as legitimate …

And I so move. APPROVED AS AMENDED
Mr. Speaker, I present for consideration Resolution No. H-617 and the Committee recommends that it be APPROVED with the following AMENDMENTS:

Line 6-7… pocket expenses, AND lost income, and damages for emotional pain and suffering and loss of community reputation. DAMAGES FOR EMOTIONAL PAIN AND SUFFERING AND LOSS OF COMMUNITY REPUTATION. 2010

Explanatory Statement:

And I so move. **APPROVED AS AMENDED**

H-619 MEDICAID REIMBURSEMENT (H632-A/10)

Mr. Speaker, I present for consideration Resolution No. H-619, and the Committee recommends that it be APPROVED with the following AMENDMENTS:

Line SUBJECT: H632-A/10 MEDICAID REIMBURSEMENT PAYMENT

Line 5-6 … obligation to reimbursement PAY physicians and hospitals at, OR ABOVE MEDICARE a fair and equitable rateS for providing quality MEDICAL care, INCLUDING OSTEOPATHIC MANIPULATIVE TREATMENT to the state’s Medicaid recipients. 2010

And I so move. **APPROVED**

H-621 MEDICAL MALPRACTICE JUDGMENTS REQUIRING REIMBURSEMENT OF MEDICARE PAYMENTS (H629-A/10)

Mr. Speaker, I present for consideration Resolution No. H-621, and the Committee recommends that it be APPROVED with the following AMENDMENTS:

Line 5… The American Osteopathic Association will CONTINUE TO seek an immediate reversal of the policy of the …

And I so move. **APPROVED**
H-632 OMT IN A PRE-PAID ENVIRONMENT – REIMBURSEMENT POLICIES FOR (H615-A/10)

Mr. Speaker, I present for consideration Resolution No. H-632, and the Committee recommends that it be APPROVED with the following AMENDMENTS:

Line SUBJECT: H615-A/10 OSTEOPATHIC MANIPULATIVE TREATMENT (OMT) IN A PRE-PAID ENVIRONMENT – REIMBURSEMENT PAYMENT POLICIES FOR

Line 6-8… (2) osteopathic manipulative treatment as a procedure applied by fully licensed physicians and surgeons be considered unique (2) OSTEOPATHIC MANIPULATIVE TREATMENT AS A PROCEDURE APPLIED BY FULLY LICENSED PHYSICIANS AND SURGEONS BE CONSIDERED UNIQUE; AND (3) osteopathic manipulative treatment in any prepaid …

And I so move. APPROVED AS AMENDED

H-641 LONG-TERM CARE (H606-A/10)

Mr. Speaker, I present for consideration Resolution No. H-641, and the Committee recommends that it be APPROVED with the following AMENDMENTS:

Line 4… The American Osteopathic Association supports: (1) THAT AMERICANS to the extent possible

Line 6-7… private long-term care insurance, (2) CONGRESS SHOULD SEEK MODIFICATIONS TO THE INTERNAL REVENUE CODE THAT WILL through modifications to the Internal Revenue Code, the Congress should encourage employers to offer long-term care insurance to employees,

Line 9… savings plans for medical expenses ought to SHOULD be available for individuals, including the purchase

And I so move. DISAPPROVED

H-605 PRIOR AUTHORIZATION OF MEDICATIONS

Mr. Speaker, I present for consideration Resolution No. H-605, and the Committee recommends that it be REFERRED to the Bureau of Socioeconomic Affairs for review and comment.

Explanatory Statement: To harmonize with existing policy H225-A/2006

And I so move. REFERRED to Bureau of Socioeconomic Affairs
H-611 SUPPORT FOR APPROPRIATE ASSISTANCE WITH PAYMENT AND AUDIT POLICIES FOR AOA MEMBERS

Mr. Speaker, I present for consideration Resolution No. H-611, and the Committee recommends that it be REFERRED to the MAINE OSTEOPATHIC ASSOCIATION for review and comment.

Explanatory Statement: The AOA already advocates on this issue to the best of its ability.

And I so move. **REFERRED to Maine Osteopathic Association**

H-634 NON-PHYSICIAN CLINICIANS (H613-A/10)

Mr. Speaker, I present for consideration Resolution No. H-634, and the Committee recommends that it be REFERRED to the BUREAU OF STATE GOVERNMENT AFFAIRS for review and comment.

Explanatory Statement: The Committee noted recent Federal Regulations impacting physician supervision of non-physician clinicians that should be reviewed for inclusion.

And I so move. **DISAPPROVAL OF REFERRAL**

**H634 – ORIGINAL SUBMISSION OF REAFFIRMED**

H-646 OSTEOPATHIC MEDICAL STUDENT, RESIDENT, AND PHYSICIAN MENTAL HEALTH

Mr. Speaker, I present for consideration Resolution No. H-634, and the Committee recommends that it be REFERRED to the OHIO OSTEOPATHIC ASSOCIATION for review and comment.

Explanatory Statement: The Committee felt clarification on intent was needed.

And I so move. And I so move. **DISAPPROVAL OF REFERRAL**

**H646 – ORIGINAL SUBMISSION - APPROVED**

H-606 PROPER BADGE IDENTIFICATION OF EMPLOYEES IN A HOSPITAL SETTING

Mr. Speaker, I present for consideration Resolution No. H-606, and the Committee recommends that it be DISAPPROVED.

Explanatory Statement: The Committee notes that existing AOA Policy, H324-A/2014 already addresses this issue.

And I so move. **DISAPPROVAL OF COMMITTEE RECOMMENDATION**
H-606 – ORIGINAL SUBMISSION APPROVED
H-610  REAFFIRMATION OF POLICY FOR PENNSYLVANIA OSTEOPATHIC STATE LICENSE

Mr. Speaker, I present for consideration Resolution No. H-610, and the Committee recommends that it be DISAPPROVED.

Explanatory Statement: Committee notes that AOA Policy should not be state-specific.

DISAPPROVED

H-645  PRESENTATION AND ACCREDITATION OF OSTEOPATHIC CME

Mr. Speaker, I present for consideration Resolution No. H-645, and the Committee recommends that it be DISAPPROVED.

Explanatory Statement: The Committee notes that it is sensitive to the concerns raised in this resolution, but notes that there are already efforts ongoing in several Committees to address these concerns.

DISAPPROVED

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

Committee Members:

1. Robert Hostoffer, DO – CHAIR
   OHIO
2. Joseph P. Molnar, DO – VICE CHAIR
   IOWA
3. Nate DeLisi, DO
   NEW HAMPSHIRE
4. Richard Feely, DO
   ILLINOIS
5. Katherine Galluzzi, DO
   PENNSYLVANIA
6. Robert Jones, DO
   PENNSYLVANIA
7. Ron Kienitz, DO
   HAWAII
8. Dennis Dowling, DO
   NEW YORK
9. Michael Weiss, DO
   MICHIGAN
10. Marc Kaprow, DO
    FLORIDA
11. Valerie Sheriden, DO
    ACOS
12. Nancy Kragt, DO
    ALASKA
13. William Hough, DO
    VERMONT
14. Jeffrey Postlewaite, DO
    MICHIGAN
15. Todd Schachter, DO
    NEW JERSEY
16. Anna Hayden, DO
    FLORIDA
17. Paul Emmans, Jr., DO
    WASHINGTON
18. Judith Lightfoot, DO
    ACOI

STAFF
Yolanda Doss
Cynthia Penkala
Laura Wooster
Mr. Speaker, I present for consideration, Resolution No. H-700, and the Committee recommends that it be APPROVED:

H-700 - APPROVAL OF THE AOA PROPOSED BUDGET, FISCAL YEAR 2015-16

RESOLVED, that the Fiscal Year 2015-16 Proposed Budget of the American Osteopathic Association be approved as submitted.

And I so move. APPROVED

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

Committee Members:

Norman E. Vinn, DO, Chair
Ronald R. Burns, DO, Vice Chair
William S. Mayo, DO
Thomas L. Ely, DO
Monte E. Troutman, DO
Ronnie B. Martin, DO
John W. Sealey, DO
William A. Wewer, DO
Ray E. Stowers, DO

Staff
Frank W. Bedford, CPA