

PROPOSED REGULATIONS

18 VAC 85-20-10 et seq.

Regulations Governing the Practice of Medicine, Osteopathy, Podiatry, Chiropractic and Physician Acupuncture

Part VII.

Practitioner Profile System.

18 VAC 85-20-280. Required information.

A. In compliance with requirements of § 54.1-2910.1 of the Code of Virginia, a doctor of medicine or osteopathy licensed by the board shall provide, upon initial request, the following information within 30 days:

1. The address of the primary practice setting and all secondary practice settings with the percentage of time spent at each location;
2. Names of medical or osteopathic schools and graduate medical education programs attended with dates of graduation or completion of training;
3. Names and dates of specialty board certification, if any, as approved by the American Board of Medical Specialties or the American Board of Osteopathic Medical Specialties;
4. Number of years in active, clinical practice in the United States or

Canada, following completion of medical training and the number of years, if any, in active, clinical practice outside the United States or Canada;

5. The specialty in which the physician practices;

6. Names of insurance plans accepted or managed care plans in which the physician participates;

7. Names of hospitals with which the physician is affiliated;

8. Appointments within the past ten years to medical school faculties with the years of service and academic rank;

9. Publications, not to exceed ten in number, in peer-reviewed literature within the most recent five-year period.

10. Whether there is access to translating services for non-English speaking patients at the primary practice setting, and which, if any, foreign languages are spoken in the practice;

11. Whether the physician participates in the Virginia Medicaid Program;

B. The physician may provide additional information on hours of continuing education earned, subspecialties obtained, honors or awards received.

C. After the initial request for information, the licensee shall provide to the board, within 30 days, current information in any of the above categories whenever there is a change in the information on record with the physician profile system.

18 VAC 85-20-290. Reporting of malpractice paid claims.

All malpractice paid claims reported to the Board of Medicine within the past ten years proceeding the report shall be used to calculate the level of significance as required by §54.-2910.1 of Code of Virginia. Each report of an award or settlement shall indicate:

1. The number of years the physician has been licensed in Virginia.
2. The specialty in which the physician practices.
3. The relative frequency of paid claims described in terms of the number of physicians in each specialty and the percentage who have had made malpractice payments within the ten-year period.
4. The date of the paid claim.
5. The relative amount of the paid claim described as average, below average or above average, which shall be defined as follows:

- a. “Average” if the amount of the award is within one standard deviation above or below the mean for the amount of all reported claims for physicians who share the same specialty as the subject of the report;

- b. “Below average” if the amount of the award is below one standard deviation form the mean for the amount of all reported claims for physicians who share the same specialty as the subject of the report; and

- c. “Above average” if the amount of the award is above one standard deviation form the mean for the amount of all reported claims for physicians who share the same specialty as the subject of the report.

18 VAC 85-20-300. Non-compliance or falsification of profile.

- A. The failure to provide the information required by subsection A of 18 VAC 85-20-280 within 30 days of the request for information by the board may constitute unprofessional conduct and may subject the licensee to disciplinary action by the board.

- B. Intentionally providing false information to the board for the physician profile system shall constitute unprofessional conduct and shall subject the licensee to disciplinary action by the board.

