

# DRAFT - UNAPPROVED

## NOMINATING COMMITTEE PERIMETER CENTER - HEARING ROOM 5

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Thursday, June 4, 2026, at 7:45 AM      Perimeter Center      9960 Mayland Drive, Henrico

**Members present:** Peter Apel, MD - Chair  
Randy Clements, DPM  
Jennifer Rathmann-Johnson, DC

The meeting of the Nominating Committee was called to order at 7:55 AM by Dr. Apel.

### **Candidates**

#### President

Bo Vaughan, MD was interviewed for the office of President. Dr. Vaughan expressed how much he has enjoyed his work at the Board and how much he has learned from the veteran members on the Board. He said he has arranged his schedule to be available to Board staff and Board counsel. He can handle phone calls, other assorted tasks, and continue to do probable cause reviews. He was asked about his general approach to standard of care cases.

#### Secretary-Treasurer

Michele Nedelka, MD indicated that she has become more engaged with her work at the Board and looks forward to a leadership position. She asked questions about the duties expected of her as Secretary-Treasurer. She indicated that she will have more time for the Board now that she has a new partner joining her practice.

### **Discussion**

The Committee discussed the most promising slate for the coming year.

- President – Dr. Vaughan
- Vice-President – Dr. McDowell
- Secretary-Treasurer – Dr. Nedelka

The meeting was adjourned at 8:20 AM.

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William L. Harp, MD  
Executive Director

**VIRGINIA BOARD OF MEDICINE  
FULL BOARD MINUTES**

June 4, 2026

Department of Health Professions

Henrico, VA 23233

**CALL TO ORDER:** Dr. Apel called the meeting to order at 8:38 a.m.

**ROLL CALL:** Ms. Brown called the roll; a quorum was established.

**MEMBERS PRESENT:** Peter J. Apel, MD – President & Chair  
The Honorable David Christian, RPh  
John R. Clements, DPM  
Kamlesh Dave, MD  
Hazem Elariny, MD  
Deborah DeMoss Fonseca  
William Hutchens, MD  
Elliott Lucas, MD  
Krishna P. Madiraju, MD  
L. Blanton Marchese  
Patrick McManus, MD  
Michele Nedelka, MD  
Jennifer Rathmann, DC  
Gertude Shahady, MD  
Mark Simcox, MD  
Leroy Brown Vaughan, Jr., MD– Vice-President

**MEMBERS ABSENT:** Ken McDowell, DO – Secretary-Treasurer

**COUNSEL PRESENT:** M. Brent Saunders, JD – Senior Assistant Attorney General

**STAFF PRESENT:** William L. Harp, MD - Executive Director  
Jennifer Deschenes, JD - Deputy Exec. Director for Discipline  
Michael Sobowale, LLM - Deputy Exec. Director for Licensure of Allied Professions  
Colanthia Opher - Deputy Exec. Director for Administration & Licensure of Doctors  
Barbara Matusiak, MD - Medical Review Coordinator  
David Bown, DC – DHP Agency Director  
Erin Barrett – Director of DHP Legislative and Regulatory Affairs  
Matt Novak - DHP Policy and Economic Analyst  
Deirdre Brown - Executive Assistant

Shelby Smith – Licensing Specialist

**OTHERS PRESENT:**

Allyson Flinn – Medical Society of Virginia  
Tamika Hines – Discipline and Compliance Case Manager  
Roslyn Nickens – Licensing Supervisor  
Coralyn Kirby – Discipline Support Specialist  
Allison Still – Discipline Administrative Assistant  
Denise Christian – Licensing Specialist  
Erin Pollard - Licensing Specialist  
Sabrina Harris - Licensing Specialist  
Joshlynn Jones - Licensing Specialist  
Jamie Culp - Licensing Specialist  
Sonya Armstead - Licensing Specialist

**EMERGENCY EGRESS INSTRUCTIONS**

Dr. Apel provided the emergency egress instructions for Board Room 4.

**APPROVAL OF MINUTES OF FEBRUARY 19, 2026**

Dr. McManus moved to approve the minutes of the February 19, 2026, meeting. The motion was properly seconded by Dr. Lucas and carried unanimously.

**ADOPTION OF AGENDA**

Dr. Vaughan moved to approve the agenda with the amendment to remove guest speaker Deputy Secretary Lauryn Walker of Health and Human Resources. The motion was properly seconded by Dr. Nedelka and carried unanimously.

**PUBLIC COMMENT**

No public comment.

**DHP DIRECTOR’S REPORT**

Dr. Brown shared that Governor Spanberger’s administration will continue the work initiated under Governor Youngkin’s administration on the Rural Health Transformation Fund, for which Virginia was awarded \$189 million in 2025. He noted that the funding must be expended within a specified timeframe.

Dr. Brown said that the Healthcare Workforce Initiative aims to make healthcare more affordable by using data to identify areas of need, particularly shortages of specialists in rural communities. He noted that Behavioral Health is a significant area of concern.

## REPORTS OF OFFICERS AND EXECUTIVE DIRECTOR

### **PRESIDENT**

None.

### **VICE-PRESIDENT**

None.

### **SECRETARY-TREASURER**

None.

### **EXECUTIVE DIRECTOR**

#### 1. Budget Report

Dr. Harp said that the numbers he would share were for FY2026. He reminded the Board members that FY2026 runs from July 1, 2025 to June 30, 2026. The expected revenue for FY2026 is \$12.7 million, noting that this is an even year which generates more renewal revenue than odd years.

Dr. Harp pointed out that from July 2025 through April 2026 was a 10-month period representing 83% of the fiscal year. Therefore, 17% of FY2026 remained. He said that the April numbers showed that 21% of the FY2026 funds remained indicating the Board is operating in the black. Most likely, the Board will finish FY2026 with a surplus of approximately \$300,000.

He concluded by noting that the FY2027 budget has been submitted to Finance for review, with the new budget scheduled to take effect on July 1.

#### 2. Senate Bill and House Bill Updates

- **SB194** - Dr. Harp said that this bill establishes a requirement for continuing education on the Electronic Death Registration System for physicians, physician assistants, and advanced practice registered nurses. The Board is required to ask about completing death certificates in one's practice and whether the applicant/licensee has viewed the VDH physician tutorial. These 2 questions will be on new applications and renewals beginning in July/August 2026.
- **SB332** - Dr. Harp explained that this law will permit certified hospitals and medical care facilities to administer cannabis oil to patients with chronic illnesses. He noted

that the Virginia Department of Health (VDH) is forming a work group to support implementation. Dr. McManus has volunteered to serve on this work group.

- **HB452** – Dr. Harp noted that this bill extends the waiver for licensure to Radiologic Technologists, Limited Radiologic Technologists, and Radiologist Assistants working in hospitals and healthcare systems, including urgent care centers affiliated with a hospital or healthcare system.
- **HB573** – Dr. Harp noted that the Board of Medicine is required to develop educational materials for patients considering breast implants by January 1, 2027. He added that a work group is being assembled to support this effort. Dr. Shahady has volunteered to serve on this work group set for October 30<sup>th</sup>.
- **HB1139** – Dr. Harp explained that the bill removes the geographical residency requirements for Board members. Each Congressional District no longer must have an MD Board member, and citizen members are no longer prohibited from residing in the same Congressional District.
- **Item 288 #4s** – Dr. Harp stated that a work group will be convened with the Joint Boards of Nursing and Medicine to modernize the regulatory framework for advanced practice registered nurses on July 8<sup>th</sup>. Dr. Vaughan will serve on this work group.
- **HB768** – Dr. Harp said this bill addresses the concerns of mental health professionals who appear as child custody experts in court. He noted that a work group will be convened on July 20, in consultation with the Board of Medicine, and that representation from the Board of Medicine was still needed.
- **Item 288 #4** - This action calls for a work group to revisit the issue of psychologists prescribing on August 18<sup>th</sup>. Dr. Lucas served on this work group and has volunteered to do so again.

### 3. FSMB Annual Meeting

Dr. Harp noted that Mr. Marchese, Dr. Simcox, Dr. McDowell, and he attended the FSMB Annual Meeting in late April and early May 2026. He commented on 2 sessions from the meeting. The first was Artificial Intelligence. The Director of the Office of AI for the state of

Utah and the Co-CEO of Doctronic spoke about a pilot program that will provide AI healthcare visits from start to finish without a physician, to include the issuance of prescriptions. The second was a session on psychedelic drugs and their emerging use in psychiatric patients. The speaker mentioned cannabis, ketamine, psilocybin, and noted that LSD is currently being evaluated for treatment of several psychiatric syndromes. It was suggested that boards may wish to get ahead of these new treatments with some guidance to practitioners.

## **COMMITTEE AND ADVISORY BOARD REPORTS**

No report.

## **OTHER REPORTS**

**Board Counsel** – Brent Saunders, JD – Senior Assistant Attorney General

Mr. Saunders provided updates on 8 ongoing legal cases.

## **Podiatry Report**

No report.

## **Chiropractic Report**

No report.

## **Committee of the Joint Boards of Nursing and Medicine**

No report.

## **NEW BUSINESS**

### 1. Regulatory Chart

Mr. Novak presented the chart of regulatory actions as of May 8, 2026, stating that there are currently only 5 regulatory actions in the Secretary's Office.

This report was for informational purposes only and did not require any action.

### 2. Final action regarding physician assistant prescriptions

Mr. Novak reviewed the final-stage regulatory action concerning the requirement to include the physician's name on prescriptions written by physician assistants.

**MOTION:** Mr. Marchese moved to adopt final regulatory language regarding physician assistant prescriptions. Dr. Vaughan seconded, and the motion carried unanimously.

3. Exempt regulatory action to implement HB712/SB641

Ms. Barrett reviewed the draft regulatory language implementing HB712.

**MOTION:** Mr. Marchese moved to adopt the regulatory amendment as an exempt action. Dr. Vaughan seconded, and the motion carried unanimously.

4. Fast-track regulatory action to change national certification body name for athletic trainers

Ms. Barrett reviewed the draft of fast-track changes to 18VAC85-120, which will change “National Athletic Trainers’ Association Board of Certification,” or “NATABOC,” to “Board of Certification for the Athletic Trainer,” or “BOC.”

**MOTION:** Dr. Rathmann moved amend 18VAC85-120 by fast-track regulatory action as presented. Dr. Clements seconded, and the motion carried unanimously.

5. Fast-track regulatory action to change national certification body name for acupuncturists.

Ms. Barrett reviewed the draft of fast-track changes to 18VAC85-110 changing “National Certification Commission for Acupuncture and Oriental Medicine,” or “NCCAOM,” to “National Certification Board for Acupuncture and Herbal Medicine,” or “NCBAHM.”

**MOTION:** Mr. Christian moved to amend 18VAC85-110 by fast-track regulatory action as presented. Dr. Rathmann seconded, and the motion carried unanimously.

Ms. Barrett reviewed with the Board members the three stages of the regulatory process: the Notice of Intended Regulatory Action (NOIRA), posting to Town Hall for public comment, and the final stage.

6. Petition for rulemaking - Mountcastle

After discussion of the petition for rulemaking to establish regulations on cosmetic injections, Dr. Hutchens recommended that the Board pursue a guidance document rather than a regulation. Dr. Vaughan noted that, given the variations of Botox, a guidance document would likely be lengthy. Ms. Barrett added that a draft guidance document on this topic is already in development with 2 other boards.

**MOTION:** Dr. Nedelka moved to deny the petition because a comprehensive guidance document is already being developed. The motion was seconded by Dr. Hutchens. With a vote of 16-1, the motion passed; Dr. Madiraju voted nay.

7. Petition for rulemaking - Lozano

Ms. Barrett reviewed the petition for rulemaking requesting amendments to the Board's regulations to require physicians to record the serial numbers of implanted medical devices. She stated that the Legislative Committee, as noted in its minutes, declined to recommend that the full Board initiate regulatory action regarding this issue, as did the Executive Committee.

Dr. Vaughan informed the Board that FDA regulations (21 CFR Parts 821 and 801) and the Centers for Medicare & Medicaid Services (CMS) require hospitals and facilities to maintain records for tracking medical devices implanted in patients.

**MOTION:** Ms. DeMoss Fonseca moved to accept the recommendation of the Executive Committee, denying the petition for the reasons stated by the Executive Committee. The motion was seconded by Dr. Nedelka. With a vote of 16-1, the motion passed; Dr. Madiraju voted nay.

8. Closure of periodic reviews for 18VAC90-30 and 18VAC90-40 with a decision to amend and adoption of a notice of intended regulatory action for periodic review changes to 18VAC90-30 and 18VAC90-40.

Mr. Novak reviewed the recommendations from the Committee of the Joint Boards of Nursing and Medicine to close the periodic review of Chapters 30 and 40 with the decision to retain the chapters with the intent to amend.

**MOTION:** Mr. Marchese moved to accept the recommendations by the Committee of the Joint Boards to close the periodic reviews of Chapters 30 and 40 and to issue a notice of intended regulatory action. Dr. Nedelka seconded and the motion carried unanimously.

9. Consideration of Amendments for Licensure by Endorsement Pursuant to SB1438 – Respiratory Therapy

Mr. Novak informed the Board that the General Assembly passed SB1438 (2025) which mandates that health regulatory boards under the Department of Health Professions (DHP) establish licensure by endorsement pathways. He stated that the Advisory Board on Respiratory Therapy met on May 12, 2026, and the members who were in attendance did not have any comments or feedback about the proposed regulations.

**MOTION:** Mr. Marchese moved to adopt an exempt regulatory action to amend regulations regarding respiratory therapists. Dr. Nedelka seconded and the motion carried unanimously.

10. Consideration of Amendments for Licensure by Endorsement Pursuant to SB1438 – Surgical Assisting

Mr. Novak stated that the Advisory Board of Surgical Assisting met on May 18, 2026, and the members who were in attendance voiced their support regarding the amendments as proposed.

**MOTION:** Dr. Nedelka moved to adopt an exempt regulatory action to amend regulations regarding surgical assisting. Mr. Marchese seconded and the motion carried unanimously.

## LICENSING REPORTS

1. Medical Licensing Division for Allopathic, Osteopathic, Chiropractic, and Podiatric Professions

Ms. Opher announced that this month marks the one-year anniversary of the Licensing Section's transition into two separate units: Medical and Allied Professions. She provided an overview of the Medical licensing statistics noting that from June 2024 to June 2025, a total of 6,050 licenses were issued with an average processing time of 41.6 days. From June 2025 to June 2026, the number of licenses issued increased to 6,300 with the average processing time dropping to 34.6 days.

Ms. Opher further reported that from January 2026 through June 2026, the Medical Unit has issued 3,000 licenses, achieving an average processing time of 26 days. She expressed her appreciation for the team's hard work and dedication, especially during the Intern/resident/fellow training license surge.

2. Allied Licensing Division

Mr. Sobowale presented the Allied Licensing Unit's FY2025–FY2026 report as of June 3, 2026. He noted that in FY2025, just under 5,000 licenses were issued with an average processing time of 47 days. So far in FY2026, the Board has issued approximately 2,600 allied licenses with an average processing time of 27 days.

Mr. Sobowale also highlighted Virginia's leadership in licensure compacts. He reminded the Board that in 2021, Virginia was the first state to enact the Occupational Therapy Licensure Compact which now has 35 participating states. He further reported that Virginia entered

the Physician Assistant (PA) Licensure Compact in 2024, and that effective July 1, 2026, Virginia will join the Athletic Trainer Licensure Compact and the Respiratory Care Interstate Compact.

## **DISCIPLINE REPORT**

Ms. Deschenes provided a brief report on the status of open cases as of May 15, 2026, stating that there are a total of 860 cases across all stages. During the 1<sup>st</sup> Quarter of FY2026, the Board received 643 cases and closed 472.

## **APPROVAL OF THE DRAFT 2027 MEETING CALENDAR**

**MOTION:** Dr. Nedelka moved to accept or recommend alternate dates. Dr. Rathmann seconded and the motion carried unanimously.

## **REPORT OF NOMINATING COMMITTEE**

Dr. Apel reported that the Nominating Committee met this morning at 7:55 a.m. and developed the following slate of officers for the Board's consideration:

- Dr. Vaughan – President
- Dr. McDowell – Vice-President
- Dr. Nedelka – Secretary-Treasurer

**MOTION:** Ms. DeMoss Fonseca moved to approve the slate reported by the Nominating Committee. Dr. Madiraju seconded, and the motion passed unanimously.

## **EXPIRING BOARD MEMBER TERMS**

Dr. Apel announced that the following Board member terms would expire on June 30, 2026:

- Dr. Apel – completing 1<sup>st</sup> term
- Dr. Clements – completing 1<sup>st</sup> term
- Dr. Elariny – completing 1<sup>st</sup> term
- Dr. Hutchens – completing 1<sup>st</sup> term
- Dr. Madiraju – completing 1<sup>st</sup> term

Dr. Apel said that he will not be seeking reappointment and expressed his sincere appreciation to the Board. Ms. Deschenes acknowledged Dr. Apel's outstanding leadership, noting that he has given 200% in his role as President and will be greatly missed.

Dr. Apel passed the gavel to the new President, Dr. Vaughan, to formally adjourn the meeting.

**ANNOUNCEMENTS**

Dr. Vaughan noted that the next Full Board meeting will be held October 15, 2026, at 8:30 a.m.

**ADJOURNMENT**

With no additional business, Dr. Vaughan adjourned the meeting at 10:22 a.m.

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William L. Harp, MD  
Executive Director

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