

**MINUTES OF THE MEETING OF THE  
BOARD OF PODIATRY  
June 20, 2023**

**ROLL CALL**

The meeting of the Board of Podiatry was called to order at 2:18 pm on June 20, 2023, by Zackary Gangwer, DPM, Chairperson, in the Husker Conference Room, at the Hampton Inn and Suites, 7343 Husker Circle, Lincoln, Nebraska 68504. The meeting was conducted In-Person and by WebEx. The following members answered the roll call:

Zackary Gangwer, DPM, FACFAS, Chairperson  
Derek Miller, DPM, Vice-Chairperson  
Jon Goldsmith, DPM, Secretary

A quorum was present, and the meeting convened.

Absent: Vacancy - (Public Member Open)

Also present to participate in the meeting were T.J. O'Neill, Assistant Attorney General; Teresa Hampton, Department Attorney; Jesse Cushman, Program Manager; Jan Gadenken-Harris, Health Licensing Coordinator and Mark Meyerson, Investigator with the Investigation Unit.

Dr. Gangwer announced that there is a copy of all the public documents being reviewed at this meeting available in the meeting room pursuant to the Open Meetings Act.

In accordance with Neb. Rev. Stat. § 84-1411 of the Nebraska Open Meetings Act, copies of the agenda were e-mailed to the Board members and other interested parties, posted on the DHHS web site at <https://dhhs.ne.gov/licensure/Pages/Agendas-and-Minutes.aspx> and posted in the Licensure Unit on June 6, 2023.

**ADOPTION OF THE AGENDA**

Miller moved, seconded by Goldsmith, to adopt the agenda. Voting aye: Gangwer, Goldsmith and Miller. Voting nay: None. Absent: None. Abstain: None. Motion carried.

**APPROVAL OF MINUTES OF THE MEETING**

Goldsmith moved, seconded by Miller, to approve the February 1, 2023 minutes as written. Voting aye: Gangwer, Goldsmith and Miller. Voting nay: None. Absent: None. Abstain: None. Motion carried.

**INVESTIGATIONAL REPORTS AND APPLICATION REVIEW – CLOSED SESSION**

Miller moved, seconded by Goldsmith, to go into closed session at 2:20 p.m. for the purpose of review and discussion of investigative reports, disciplinary reports, licensure applications, and other confidential information, and for the prevention of needless injury to the reputation of the individuals. Voting aye: Gangwer, Goldsmith and Miller. Voting nay: None. Absent: None. Abstain: None. Motion carried.

The Board returned to open session at 2:48 p.m.

**APPLICATION REVIEW - OPEN SESSION**

There were no applications for review.

**2023 LEGISLATION UPDATE**

The Board and the Department had no comments currently.

## **REGULATIONS UPDATES**

Proposed draft Regulations for 172 NAC 143 were reviewed by the Board.

Miller moved, seconded by Goldsmith, to approve the proposed draft Regulations as written. Voting aye: Gangwer, Goldsmith and Miller. Voting nay: None. Absent: None. Abstain: None. Motion carried.

## **DISCUSSION(S)**

### A. Podiatric Limited Radiographer Exam:

The Board members reviewed the content of the exam questions and recommended removal of questions that have become outdated/irrelevant with current procedures.

Goldsmith moved, seconded by Miller, to approve the revised exam content as written. Voting aye: Gangwer, Goldsmith and Miller. Voting nay: None. Absent: None. Abstain: None. Motion carried.

## **FYI(s)**

### A. Federation of Podiatric Medical Boards (FPMB) Annual Meeting.

Jesse Cushman will attend the meeting on behalf of the Board. The meeting will be held via ZOOM Friday, July 14, 2023, 11:00am – 1:30pm CST.

### B. FPMB 2022 Fall Meeting Recap Bulletin

The Board had no comments on the notice.

### C. New Federal DEA Opioid Requirements for CME

The MATE Act (Medication Access and Training Expansion Act) becomes law. Therefore, the DEA (Drug Enforcement Administration) requires healthcare providers holding a federal DEA license to complete eight (8) hours of education on opioid treatment.

Anyone other than a veterinarian who holds a DEA license, including physicians, dentists, chiropractors, podiatrists, nurse practitioners, and physician assistants, will be required to complete a one-time eight-hour course on the treatment and management of patients with opioid or other substance use disorders and the safe pharmacological management of pain.

Specifically, the law requires that if a prescriber is licensed to dispense controlled Substances in schedule II, III, IV, or V, that provider must undergo the eight-hour training course, effective the first applicable registration/renewal for the practitioner after June 21, 2023.

For more information on the specifics of the law and availability of courses see the links below:

<https://www.policymed.com/2023/01/mate-act-becomes-law-dea-prescriber-license-holders-required-to-complete-8-hours-of-education-on-opioid-treatment.html>

<https://www.deadiversion.usdoj.gov/pubs/docs/index.html>

<https://www.samhsa.gov/medications-substance-use-disorders/provider-support-services/recommendations-curricular-elements-substance-use-disorders-training>

## **BOARD MEETING SCHEDULE**

At the present time no future meetings have been scheduled for the Board of Podiatry. To see a complete list of the 2023 projected schedules, visit the DHHS website:

<https://dhhs.ne.gov/licensure/Pages/Agendas-and-Minutes.aspx>

**ADJOURNMENT**

There being no further business, Gangwer adjourned the meeting at 3:01 p.m.

Respectfully submitted,

\*Signature available upon request\*

Jon R. Goldsmith, DPM, Secretary  
Board of Podiatry