

FINAL MINUTES

MEETING OF:

PATIENT SAFETY AUTHORITY

ONE HAAC DRIVE
WILDWOOD CONFERENCE CENTER
HARRISBURG, PENNSYLVANIA

TIME: 10:41 A.M.

DATE: NOVEMBER 7, 2005

**Public Meeting
November 7, 2005**

Agenda

- I. Call to Order
- II. Approval of October 11, 2005 Meeting Minutes
- III. Report of the Board Vice Chair
- IV. Report of the Board Administrator
- V. PA-PSRS Update
- VI. Committee Reports
- VII. Old Business
 - Proposal from the Governor's Office to
appoint Barbara Holland as the
Authority's counsel
- VIII. New Business
 - Anonymous Report #2005070501:
Recommendations following onsite
investigation: John Clarke, MD, PA-PSRS
Clinical Director
 - Interface Project: Report of Pilot Program
and Recommendation to
 - Expand Capacity: Mike Doering, PA-PSRS
Project Manager
 - Proposed Awards Program
 - Proposed Education and Training Initiatives
 - Meeting Dates for 2006
 - Other
- IX. Public Comments
- X. Adjournment

1 PATIENT SAFETY AUTHORITY

2 November 7, 2005

3 The regularly scheduled meeting of the Patient
4 Safety Authority was held on Monday, November 7, 2005.
5 Lorina Marshall-Blake, Vice-Chair/Acting Chairperson,
6 called the meeting to order at 10:41 a.m.

7 ***

8 Approval of Minutes of October 11, 2005 Meeting

9 MS. MARSHALL-BLAKE:

10 I would entertain a motion for acceptance of
11 the minutes.

12 DR. SMULLENS:

13 So moved.

14 MS. MARSHALL-BLAKE:

15 All those in favor -- is there a second?

16 Excuse me.

17 DR. ZUCKERMAN:

18 Second.

19 MS. MARSHALL-BLAKE:

20 Okay. All those in favor? Do I have to do
21 that person by person? Okay. All those in
22 favor? Aye. Thank you. All right.

23 [The motion carried unanimously.]

1

2

Report of Board Administrator

3

[Alan B.K. Rabinowitz, Board Administrator addressed

4

the Board at 10:42 a.m. to report on scheduled PA-PSRS

5

training sessions for new users, and also to report

6

that he had been invited to Chicago by the Chicago

7

Metropolitan Hospital Council and has also been

8

invited to sit on the Betsy Lehman panel. Mr.

9

Rabinowitz also informed the Board that Senate Bill

10

992 has been introduced by Senator Regola. He lastly

11

reviewed a JAMA article relating to problems with

12

MRIs.]

13

14

PA-PSRS Update

15

[Mr. Rabinowitz reported that the PA-PSRS system has

16

surpassed the 210,000 mark of Serious Events and

17

Incidents, and that at the Board's request, he shared

18

Dr. Clarke's analysis with Dick Lee and the Department

19

of Health. There were a total of 49 facilities that

20

had not reported or reported less than what would be

21

expected, and staff contacted these facilities at the

22

Board's request and will be following up with these

23

facilities in the next month.]

York Stenographic Services, Inc.

34 North George St., York, PA 17401 - (717) 854-0077

1 ***

2 Old Business

3 [Chairman Marshall-Blake reminded the Board that they
4 will be meeting at 1:30 with Barbara Adams, General
5 Counsel, with regard to the proposal from the
6 Governor's Office to appoint Barbara Holland as the
7 Authority's counsel.]

8 ***

9 New Business

10 [John Clarke, M.D., addressed the Board at 10:55 a.m.
11 to discuss Anonymous Report #2005070501 and the
12 recommendations following onsite investigation. The
13 Board asked questions of Dr. Clarke and engaged in a
14 discussion about the incident.]

15 DR. ZUCKERMAN:

16 I'd like to make a motion we accept Dr.
17 Clarke's evaluation and recommendation.

18 MS. MARSHALL-BLAKE:

19 I can't hear you.

20 DR. ZUCKERMAN:

21 I'd like to make a motion we accept Dr.
22 Clarke's evaluation and recommendation.

23 MS. MARSHALL-BLAKE:

1 Okay. Is there a second?

2 MS. FUHRMAN:

3 Second.

4 MR. MERICA:

5 A point of discussion though...

6 MS. MARSHALL-BLAKE:

7 Yes, sir.

8 MR. MERICA:

9 ...the last paragraph on the recommendation
10 that I'd referenced before recommends that
11 the Authority communicate with the facility
12 that they review their patient safety plan
13 to make sure that events involving patients
14 are reported to PA-PSRS. I would assume
15 then that would entail that we get some
16 report back, some follow-up from the
17 facility as to what they've done, if
18 anything, with their patient safety plan.

19 MR. RIEDERS:

20 I would like also to modify the
21 recommendation in two ways, if this is okay
22 with everybody. I'm really concerned with
23 the language that says "DOH has reportedly

1 already reviewed the event and concurred
2 with the assessment," when we get that from
3 the facility itself. I just think that that
4 should not part of the recommendation. I
5 mean, that's here and if it had been
6 mentioned -- I wouldn't object to mentioning
7 somewhere in the report that the facility
8 told us this, but I don't really think that
9 justifies a recommendation. It makes me
10 uncomfortable. The second thing I'd like to
11 see added aside from your report, which I
12 thought was a good one, is I think the
13 facility should be reminded of the
14 importance of not retaliating against a
15 whistleblower, and that is not mentioned
16 anywhere in the report and maybe doesn't
17 need to be, but I think it a good
18 opportunity to remind the facility of its
19 obligation in that regard.

20 DR. ZUCKERMAN:

21 I accept those additions.

22 MS. MARSHALL-BLAKE:

23 Okay. All right. It's been moved and

1 seconded. All those in favor? Do we need
2 to do a vote?

3 MR. MERICA:

4 We have to...

5 MS. MARSHALL-BLAKE:

6 Yes.

7

8 Anita Fuhrman, R.N., B.S., aye; Roosevelt H.
9 Hairston, Esquire, aye; Lorina L. Marshall-
10 Blake, aye; Gary A. Merica, R.Ph., aye;
11 Cliff Rieders, Esquire, yes; Stanton
12 Smullens, M.D., yes; Marshall W. Webster,
13 M.D., yes; Nathaniel J. Zuckerman, M.D.,
14 yes.

15 MS. MARSHALL-BLAKE:

16 Okay. Very good.

17 [The motion carried unanimously.]

18

19 [Mike Doering addressed the Board at 11:22 a.m. to
20 present a report of the interface pilot program and
21 recommendation to expand capacity with respect to the
22 interface project. The Board asked questions of Mr.
23 Doering and engaged in a discussion about going

1 forward with the pilot program, including an in-depth
2 discussion about the cost.]

3 DR. SMULLENS:

4 I would move that we go ahead with this
5 proposal.

6 DR. ZUCKERMAN:

7 I second.

8 MS. MARSHALL-BLAKE:

9 Second? Okay. All right. We'll take a
10 vote.

11

12 Lorina L. Marshall-Blake, aye; Anita
13 Fuhrman, R.N., B.S., aye; Gary A. Merica,
14 R.Ph., aye; Stanton Smullens, M.D., yes;
15 Marshall W. Webster, M.D., yes; Nathaniel J.
16 Zuckerman, M.D., yes.

17 [The motion carried; Cliff Rieders abstained.]

18

19 [The Chairman next raised the issue of the Proposed
20 Awards Program and invited questions from the Board
21 with respect to the program. After a discussion
22 involving William Marella and Allen Vaida, the Board
23 felt it should be researched further.]

1 MR. MERICA:

2 Perhaps a motion would be to move forward on
3 the outreach programs and further
4 investigation, or whatever the word is,
5 evaluation of the awards programs.

6 MS. MARSHALL-BLAKE:

7 Okay. Fine. Is there a second?

8 MR. RIEDERS:

9 I second that.

10 MS. MARSHALL-BLAKE:

11 Did you second it, Cliff?

12 MR. RIEDERS:

13 Yeah. I'll second it.

14 MS. MARSHALL-BLAKE:

15 Okay. Great. All those in...

16 DR. SMULLENS:

17 Just one question.

18 MS. MARSHALL-BLAKE:

19 Yes.

20 DR. SMULLENS:

21 Just in terms of the overall budget here,
22 we're adding incremental costs, and we saw
23 that large amount from ECRI. I would

1 certainly feel a lot more comfortable if we
2 saw that we did not have to ask for more
3 money. I mean, I would like not to have to
4 ask for more money.

5 MS. MARSHALL-BLAKE:

6 For the award?

7 DR. SMULLENS:

8 Well, for the overall package that we're
9 putting together.

10 MS. MARSHALL-BLAKE:

11 Well, I think for the education...

12 MR. RABINOWITZ:

13 Well, if you want to go to that July 1
14 table, which is it the back of Mike's piece,
15 right before four.

16 DR. ZUCKERMAN:

17 Right before tab four.

18 MR. RABINOWITZ:

19 Number four.

20 DR. SMULLENS:

21 Right.

22 MS. MARSHALL-BLAKE:

23 That's in there. Yeah. That's in there.

1 MR. RABINOWITZ:

2 That included in two places, both in the
3 ECRI line item and this is the budget that
4 the Board voted in favor of in July.

5 MS. MARSHALL-BLAKE:

6 Yeah. Okay.

7 MR. RABINOWITZ:

8 In the ECRI line item, that included money
9 for training, as well as some of the
10 miscellaneous line items. That last line
11 item. If you were to take the concept
12 papers at the largest estimated cost, and
13 these really were very loose cost estimates
14 for some of that training. Well, actually
15 the range was \$280,000 to \$350,000.

16 DR. SMULLENS:

17 That's each, isn't it?

18 MR. RABINOWITZ:

19 No. Total.

20 DR. ZUCKERMAN:

21 No. Total.

22 MS. MARSHALL-BLAKE:

23 Total.

1 DR. SMULLENS:

2 No. But that's in one site, or that's for
3 all sites?

4 MR. RABINOWITZ:

5 No, no. No. For all sessions.

6 DR. SMULLENS:

7 Okay. All sessions. All right.

8 MR. RABINOWITZ:

9 Three types of programs. Three targeted
10 audience.

11 DR. SMULLENS:

12 Okay.

13 MR. RABINOWITZ:

14 Just using the range that can -- between 280
15 and 350, and in that budget page here, I had
16 allocated 332,000, so that falls right
17 within that 280 to 350 as the estimated
18 range.

19 DR. SMULLENS:

20 And, that's under the ECRI...

21 MR. RABINOWITZ:

22 And, some of the miscellaneous...

23 DR. ZUCKERMAN:

1 Miscellaneous.

2 DR. SMULLENS:

3 Okay.

4 MR. RABINOWITZ:

5 ...because some of the money would be

6 expended directly by the Authority.

7 DR. SMULLENS:

8 So, it's included, so this is all included?

9 MR. RABINOWITZ:

10 It is included in that.

11 DR. SMULLENS:

12 All right.

13 DR. SMULLENS:

14 And, the interface and everything?

15 MR. RABINOWITZ:

16 That's correct.

17 MS. MARSHALL-BLAKE:

18 Yes.

19 DR. SMULLENS:

20 All right.

21 MR. RABINOWITZ:

22 I wanted to make that clear.

23 DR. SMULLENS:

1 Okay.

2 MR. RABINOWITZ:

3 There was discussion in July about what that
4 increase was. It took into account possible
5 education outreach and interface
6 development.

7 DR. SMULLENS:

8 Okay.

9 MS. MARSHALL-BLAKE:

10 All right. Fine. Well, we were getting
11 ready to take the vote.

12 MR. RABINOWITZ:

13 Can someone just word what that motion was?

14 MS. MARSHALL-BLAKE:

15 Okay. Gary?

16 MR. MERICA:

17 Well, the motion was to move forward with
18 the three education outreach programs, as
19 presented, but conduct some further
20 evaluation and discussion of the awards
21 program.

22 MS. MARSHALL-BLAKE:

23 Okay. And, we did move it, we did second

1 it. We need to vote.

2 DR. SMULLENS:

3 I was discussing it.

4 MS. MARSHALL-BLAKE:

5 And, discussing it. Now we're ready to vote
6 on it.

7

8 Anita Fuhrman, R.N., B.S., aye; Roosevelt H.
9 Hairston, Esquire, aye; Lorina L. Marshall-
10 Blake, aye; Gary A. Merica, R.Ph., aye;
11 Cliff Rieders, yes; Stanton Smullens, M.D.,
12 yes; Marshall W. Webster, M.D., yes;
13 Nathaniel J. Zuckerman, M.D., yes.

14 [The motion carried unanimously.]

15 ***

16 [Mr. Rabinowitz raised the issue of meeting dates for
17 2006 with the Board. It was decided that the meetings
18 will be held on the second Tuesday of the month,
19 beginning in 2006. Due to a conflict in schedules, it
20 was also decided that the December 5, 2005 meeting
21 will be changed to Tuesday, December 13, 2005.]

22 MS. MARSHALL-BLAKE:

23 All right. Is there any Public Comment?

1	PATIENT SAFETY AUTHORITY		
2	BOARD OF DIRECTORS		
3	REFERENCE INDEX		
4	NOVEMBER 7, 2005		
5			
6			
7	TIME	COUNTER	
8		NUMBER	AGENDA
9			
10	10:41	0135	Call to Order, Lorina
11			Marshall-Blake, Vice-Chair
12			
13	10:41	0140	Approval of Minutes of the
14			October 11, 2005 meeting
15			
16	10:42	0168	Report of Board Administrator
17			Alan Rabinowitz
18			
19	10:51	0517	PA-PSRS Update
20			
21	10:55	0776	Old Business
22			
23	10:55	0796	New Business - Anonymous
24			Report Recommendations
25			John Clarke, M.D.
26			
27	11:22	2533	Interface Project
28			Mike Doering
29			
30	11:54	5110	Proposed Awards Program
31			
32	12:05	6186	Meeting Dates for 2006
33			
34	12:13	6910	Adjournment