

**MEDICAL SOCIETY OF THE STATE OF NEW YORK
2019 HOUSE OF DELEGATES**

**REPORT OF THE CONVENTION COMMITTEE ON
RULES, CREDENTIALS, AND ORDER OF BUSINESS**

To the House of Delegates, Madam Speaker, Ladies and Gentlemen:

ITEM NUMBER:

1. CREDENTIALS

There are 289 delegates credentialed and entitled to vote; there are no disputed delegations.

The registration record of this Convention Committee shall constitute the official roll call at each meeting of the House.

Your Committee met to discuss late resolutions and other matters pertaining to the House of Delegates and presents the following recommendation for your approval.

2. LATE RESOLUTIONS

RECOMMENDATION A:

Your Committee recommends that the following late resolutions be accepted for business of the House as items which raise time and important issues that merit discussion at this meeting and are not completely covered by other matters before the House of Delegates:

LATE A Physician Competency and Age Discrimination

LATE B Pharmacy Benefit Managers

LATE C Hospice Recertification for Non-Cancer Diagnosis (ie. Dementia)

LATE D End of Life Care Payment

LATE E Patient and Physician Protection from Telemedicine

RECOMMENDATION B:

Your committee recommends that LATE F not be accepted since it repeats existing policy and did not adequately address the reasons for the late submission.

LATE F

Introduced by Charles Rothberg, MD, MSSNY Past President
Rose Berkun, MD, Delegate, Erie County

3. REAFFIRMATION CONSENT CALENDAR

Your Committee recommends reaffirmation of the designated current policies in lieu of the following resolutions. The makers of these resolutions have been informed of the Committee's recommendations. Current policies to be reaffirmed in lieu of these resolutions are listed in the attached Appendix.

Resolution 52 - Prescription Monitoring Program Single Sign On

Resolution 53 - Impact Of Pharmaceutical Cost On The Quality Of Care

Resolution 54 – Charitable Immunity Laws

Resolution 57 - Clarifying Emergency Medical Treatment and Labor Act (EMTALA)
Resolution 64 - Repayment of Health Republic Funds to Physicians
Resolution 66 – Maintaining the Integrity of Fair Health
Resolution 67 – Surprise Bill Laws - New York State and the Proposed Federal
Resolution 68 - Grandfathering of Medications that have been prescribed over 1 Year
Resolution 102 - Identifying an Appropriate Cap for Medical Damages
Resolution 103 - Medical Student Loan Forgiveness
Resolution 105 – Telehealth Group Visits
Resolution 107 - Experimental Medicine
Resolution 112 – Call for Mandatory Rear Safety Belt Usage
Resolution 114 - Physician Access to their Medical & Billing Records
Resolution 118 - Fertility Preservation Therapy Insurance Coverage for Cancer Patients
Resolution 153 - Violence Prevention
Resolution 172 - Educational and Research Funding on Medicinal and Recreational Marijuana
Resolution 173 – AMA to Analyze Benefits/Harms of Legalization of Marijuana
Resolution 206 – Clear Disclosure of Potential Board Membership Conflicts at the HOD
Resolution 210 – Initial Certification or Maintenance of Certification as Restraint of Trade
Resolution 250 - Nicotine Replacement Therapy Payment
Resolution 257 - Group Visits for the treatment of Obesity
Resolution 265 - Medicare Vaccine Billing

4. ELECTION AND BALLOTING PROCEDURE

Madam Speaker, the following election and balloting procedures are consistent with the Bylaws of the Medical Society of the State of New York:

A) The Chair of the Nominating Committee will present its report and nominations for officers, councilors, trustees, and delegates to the American Medical Association at the Saturday, April 13, session of the House.

B) The Speaker will:

Acknowledge nominations from the floor. Based on new standing rules of the HOD adopted in 2016, the Rules Committee has approved two floor nominations for the New York Delegation to the AMA, whose names will be added to the ballot on Sunday.

Direct the Secretary to cast one ballot for those whose candidacy is unopposed.

Instruct the members of the House that HALF the full number of AMA delegates is elected each year. The House will be electing 9 AMA delegates in 2019, therefore, twice the number to be elected have been nominated for delegates to the AMA. In addition, one Resident Physician shall be elected delegate and one Medical Student shall be elected alternate delegate for a one-year-term.

C) Any changes in delegate certification for voting purposes on Sunday morning are to be submitted to the Committee through the Registration Desk on the day prior to the elections. The Committee will be unable to credential any changes in delegates after 4:00 PM on Saturday, April 13, 2019

The Society's annual election balloting for AMA delegates and any contested office will be held on Sunday, April 14, in Westchester Ballroom B of the Marriott Hotel (the MSSNY staff production room). The polls will open at 7:00 a.m. and close at 8:30 AM. Delegates must be

wearing their badge in order to vote. Members of this Committee will certify each delegate and will then direct the delegate to a station where the delegate will complete the ballot electronically.

On Sunday morning, at the direction of your Speaker, election results will be made known to the House.

5. CONFLICT OF INTEREST

Members of the House of Delegates who have a substantial financial interest in a commercial enterprise, which would be materially affected by a matter before the House of Delegates, must publicly disclose that interest before:

- testifying at a reference committee on the matter or
- speaking on the floor of the House of Delegates on the matter

6. LIMITATION ON DEBATE

There shall be a 3-minute limitation on debate per presentation subject to the discretion of the Speaker who may waive the rule for just cause.

Madam Speaker, this concludes the report of the Convention Committee on Rules, Credentials, Order of Business, and we recommend its adoption.

I would like to thank Gina Delsavio, MD, Adolph Meyer, MD, Daniel Nicoll, MD, Paul Orloff, MD, Michelle Stern, MD, Kira A. Geraci-Ciardullo, MD, Speaker; William R. Latreille, MD Vice-Speaker, Laurel Mayer, Staff, and, on behalf of the Committee, all those who appeared and offered testimony.

Respectfully submitted,

Mark Fox, MD, Chair, Delegate, Westchester County

Gina DeSavio, MD, Delegate, Orange County

Adolph Meyer, MD, Delegate, Kings County

Daniel Nicoll, MD, Delegate, Second District Branch

Paul Orloff, MD, Delegate, New York County

Michelle Stern, MD, Delegate, Bronx County