

Session Two Reference Committee Report
May 21, 2022

Reference Committee Chair: Madame Speaker, Reference Committee Two has considered each of the items referred to it and desires to present the following report. The Committee's recommendations on each item will be submitted on our consent calendar.

Speaker: Should the Congress approve the consent calendar, all items on the consent calendar will be disposed of in that single action. There will not be any opportunity for discussion on any item that is included on the consent calendar after the consent calendar is adopted. It is important, therefore, to extract an item from the consent calendar at this time if you wish to discuss that item. A motion to extract something from the consent calendar does not require a second. Any delegate may extract an item from the consent calendar by so moving that the item be extracted, and the item will be extracted without objection. The items on the consent calendar are listed in the report of the reference committee and are being projected on the screen. Does anyone have anything they would like to have extracted?

A: CONSENT CALENDAR

Madame Speaker, the Committee wishes to place on the Consent Calendar the following items:

1. Resolution 22-02 "Update Bylaws Regarding Treasurer" **Adopt**
2. Resolution 22-04 "A Resolution Author Should Have the Last Word" **Adopt Substitute Resolution**
3. Resolution 22-05 "Organized Family Medicine Should Stand Against the Further Privatization of Medicare" **Referred to Board**
4. Resolution 22-06 "USA – Creating a Universal, Simple & Affordable Healthcare System" **Adopt Substitute Resolution**
5. Resolution 22-08 "Abolish Insurance Ability to Designate Preferred Status to Labs" **Adopt Substitute Resolution**
6. Resolution 22-10 "Medicare Coverage of Vaccines" **Adopt Substitute Resolution**
7. Resolution 22-14 "Surveying of Healthcare System Support of the AAFP Membership" **Not Adopt**
8. Resolution 22-16 "Increasing POCUS CME Opportunities" **Adopt Substitute Resolution**
9. Resolution 22-18 "Increasing Funding to Safety Net Hospitals" **Adopt**
10. Resolution 22-20 "Oppose Residency Collaboration with Crisis Pregnancy Centers" **Adopt Substitute Resolution**
11. Resolution 22-22 "In Memoriam: David Mesches, MD" **Adopt**
12. Resolution 22-24 "Telemedicine: Practicing Where You Preach" **Adopt Substitute Resolution**

Madame Speaker, the Committee moves adoption of the Consent Calendar as listed.

Madame Speaker, the Committee considered Item 1 on the Consent Calendar, Resolution 22-02:

SUBJECT: Update Bylaws Regarding Treasurer

47 RESOLVED, that the New York State Academy of Family Physicians (NYSAFP) bylaws be
48 amended to reflect these updates.

49

50 Proposed amended bylaws:

51 CHAPTER 7 - Duties and Terms of Officers and Board Members

52 Section 7. The treasurer shall be a member of the Board of Directors. His or her term of office
53 shall begin at the conclusion of the annual meeting of the Congress of Delegates at which his or
54 her election takes place and shall terminate at the conclusion of the next annual meeting of the
55 Congress of Delegates or when his or her successor is elected. He or she shall perform all duties
56 as normally pertain to the office of treasurer. He or she shall cause to be kept adequate and
57 proper accounts of the funds and properties of the Academy. He or she shall cause to be
58 deposited all monies and other valuables in the name and to the credit of the Academy in such
59 depositories as may be designated by the Board of Directors. He or she shall disburse the funds
60 of the Academy as approved in the annual budget and properly authorized, and in specific
61 appropriations by the Board of Directors. He or she shall render to the Board of Directors an
62 account of all his or her transactions and of the financial condition of the Academy at monthly
63 intervals or whenever requested by the Board of Directors. He or she shall have such other
64 powers and perform such other duties as may be prescribed by the Board of Directors or these
65 Bylaws. ~~He or she shall give a surety bond in an amount to be determined by the Board of~~
66 ~~Directors, the premium thereon to be paid by the Academy. he shall be a member of the~~
67 ~~Finance Committee by virtue of his or her office.~~ He or She shall be a member of the
68 Commission responsible for the financial policy of NYSAFP.

69

70 *All three comments supported this resolution including testimony from our current Treasurer.*
71 *The reference committee would suggest a bylaws change resolution from the operations*
72 *commission in the future to change the language of the bylaws to use 'they' pronouns rather than*
73 *'he/she' pronouns in the overall bylaws.*

74

75 Madame Speaker, the Committee recommends Resolution 22-02 be adopted.

76

77

78 Madame Speaker, the Committee considered Item 2 on the Consent Calendar, Resolution 22-04:

79

80 **SUBJECT: A Resolution Author Should Have the Last Word**

81

82 RESOLVED, that the author of any given resolution (or their representative) should be offered
83 an opportunity to make a final statement at the end of testimony for that resolution, and be it
84 further

85

86 RESOLVED, that the New York State Academy of Family Physicians' delegation to the
87 American Academy of Family Physicians Congress of Delegates bring a resolution requiring that
88 the author of a resolution (or their representative) be offered the opportunity to have the final
89 statement at the end of testimony for that resolution.

90

91 *Twelve of thirteen comments supported this resolution. The lone comment in opposition*
92 *misconstrued the intent and said resolution writer already has the opportunity to move for*

93 *consideration of the original form of the resolution. The intent is to give the maker the final word*
94 *in testimony.*

95
96 RESOLVED, that the author of any given resolution *to the NYSAFP Congress of Delegates* (or
97 their representative) should be offered an opportunity to make a final statement at the end of
98 testimony for that resolution, and be it further

99
100 RESOLVED, that the New York State Academy of Family Physicians' delegation to the
101 American Academy of Family Physicians Congress of Delegates bring a resolution requiring that
102 the author of a resolution (or their representative) be offered the opportunity to have the final
103 statement at the end of testimony for that resolution.

104
105 Madame Speaker, the Committee recommends that Substitute Resolution 22-04 be adopted.

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108 Madame Speaker, the Committee considered Item 3 on the Consent Calendar, Resolution 22-05:

109
110 **SUBJECT: Organized Family Medicine Should Stand Against the Further Privatization**
111 **of Medicare**

112
113 RESOLVED, that the New York State Academy of Family Physicians create policy stating
114 that it stands strongly in opposition to the Accountable Care Organizations-Realizing
115 Equity, Access, and Community Health (ACO-REACH) model, and be it further

116
117 RESOLVED, that the New York State Academy of Family Physicians send a letter to
118 Health and Human Services Secretary Becerra stating our organization's strong
119 opposition to Accountable Care Organizations-Realizing Equity, Access, and Community
120 Health (ACO-REACH) and requesting that this ill-conceived program be ended
121 immediately, and be it further

122
123 RESOLVED, that the New York State Academy of Family Physicians send a resolution to
124 the American Academy of Family Physicians (AAFP) Congress of Delegates requiring the
125 AAFP to create policy which takes a strong stand against Accountable Care
126 Organizations-Realizing Equity, Access, and Community Health (ACO-REACH), and be it
127 further

128
129 RESOLVED, that the New York State delegation to the American Academy of Family
130 Physicians (AAFP) Congress of Delegates send a resolution requiring the AAFP to send a
131 letter to Health and Human Services Secretary Becerra, and lobby Congress to put an
132 end to the Accountable Care Organizations-Realizing Equity, Access, and Community
133 Health (ACO-REACH) program.

134
135 *Five of the eight comments received favored support. One comment in opposition recommended*
136 *referral for more clarity. One witness testifying in opposition suggested the topic is too complex*
137 *and not urgent and, therefore, should be referred for more study. Another witness testified that*
138 *he participates in a physician run ACO and has had a very positive experience.*

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The Committee recognizes the complexity of this issue. Additional information and perspective would be helpful.

Madame Speaker, the Committee recommends that Resolution 22-05 be referred to the board.

Madame Speaker, the Committee considered Item 4 on the Consent Calendar, Resolution 22-06:

SUBJECT: USA – Creating a Universal, Simple & Affordable Healthcare System

RESOLVED that the New York State Academy of Family Physicians delegates to the American Academy of Family Physicians (AAFP) Congress of Delegates bring forth a resolution directing the AAFP to embrace a healthcare system that provides Universal coverage, is Simple to access and to navigate, and is Affordable to all, and that healthcare will never be based on the ability to pay, and be it further

RESOLVED that the New York State Academy of Family Physicians delegates to the American Academy of Family Physicians (AAFP) Congress of Delegates bring forth a resolution directing the AAFP to denounce the current multiplayer system as being unfair to our members and our patients, and in opposition to the tenants of Universal, Equitable, Affordable, and High-Quality care for which the AAFP stands, and be it further

RESOLVED that the New York State Academy of Family Physicians delegates to the American Academy of Family Physicians (AAFP) Congress of Delegates bring forth a resolution directing the AAFP to remove support for “Primary Care for All”, because it fails to provide comprehensive medical care to our patients, and be it further

RESOLVED that the New York State Academy of Family Physicians delegates to the American Academy of Family Physicians (AAFP) Congress of Delegates bring forth a resolution directing the AAFP to support either a Single Payer system, or a well-regulated Bismarck-type system, which includes a Public Option.

There were six comments; five in support and one in opposition. NYSAFP has been a longstanding advocate for single payer and has included specific characteristics in any single payer system which it would support including assuring that physicians can collectively bargain with the single payer.

Some elements of this resolution lack specificity and could be difficult to implement. The first RESOLVED clause would require the Academy to “embrace” a health care system that provides for universal coverage, is affordable and is not based on ability to pay. There should be some form of action more definitive than “embrace”. We recommend amendment to clarify that the Academy would “lobby for a healthcare system that provides Universal coverage, is Simple to access and to navigate, and is Affordable to all, and that healthcare will never be based on the ability to pay”.

185 *The second RESOLVED clause requires the Academy to “denounce” the current multi-payer*
186 *system. NYSAFP has done so on many occasions. This RESOLVED is unnecessary.*

187
188 *The third RESOLVED clause would be achieved through passage of the fourth RESOLVED*
189 *clause and in addition it is difficult to explain why we would not be in support of primary care*
190 *for all as a general concept. The reference committee suggests deletion of the third RESOLVED*
191 *to focus on a more concrete concept as outlined in the fourth RESOLVED.*

192
193 *The Committee recommends amendment of Resolution 22-06 by replacing “embrace” in the first*
194 *RESOLVED clause with “lobby for” and by deleting the 2nd and 3rd RESOLVED clauses. The*
195 *amended Resolution 22-06 would read:*

196
197 *RESOLVED that the New York State Academy of Family Physicians delegates to the American*
198 *Academy of Family Physicians (AAFP) Congress of Delegates bring forth a resolution directing*
199 *the AAFP to ~~embrace~~ lobby for a healthcare system that provides Universal coverage, is Simple*
200 *to access and to navigate, and is Affordable to all, and that healthcare will never be based on the*
201 *ability to pay, and be it further*

202
203 *~~RESOLVED that the New York State Academy of Family Physicians delegates to the American~~*
204 *~~Academy of Family Physicians (AAFP) Congress of Delegates bring forth a resolution directing~~*
205 *~~the AAFP to denounce the current multiplayer system as being unfair to our members and our~~*
206 *~~patients, and in opposition to the tenants of Universal, Equitable, Affordable, and High Quality~~*
207 *~~care for which the AAFP stands, and be it further~~*

208
209 *~~RESOLVED that the New York State Academy of Family Physicians delegates to the American~~*
210 *~~Academy of Family Physicians (AAFP) Congress of Delegates bring forth a resolution directing~~*
211 *~~the AAFP to remove support for “Primary Care for All”, because it fails to provide~~*
212 *~~comprehensive medical care to our patients, and be it further~~*

213
214 *RESOLVED that the New York State Academy of Family Physicians delegates to the American*
215 *Academy of Family Physicians (AAFP) Congress of Delegates bring forth a resolution directing*
216 *the AAFP to support either a Single Payer system, or a well-regulated Bismarck-type system,*
217 *which includes a Public Option.*

218
219 Madame Speaker, the Committee recommends Substitute Resolution 22-06 be adopted.

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221
222 Madame Speaker, the Committee considered Item 5 on the Consent Calendar, Resolution 22-08:

223
224 **SUBJECT: Abolish Insurance Ability to Designate Preferred Status to Labs**

225
226 **RESOLVED** that the New York State Academy of Family Physicians (NYSAFP) seek
227 legislation and regulations to require health insurance plans to assure provision of patient access
228 to multiple labs that are geographically convenient to insured patients thus assuring adequate and
229 timely access to labs service and, be it further

230

231 RESOLVED that the New York State Academy of Family Physicians (NYSAFP) advocates
232 against any negotiations between insurance companies and laboratory service providers to
233 augment equitable cost and access to services based on insured status or demographical groups.

234
235 *Five of eight comments were in support.*

236
237 *Concern was expressed that prohibiting plans from negotiating preferred rates would deprive*
238 *plans of a major strategy for containing costs. There was also some confusion expressed*
239 *regarding the intent of the resolution. The Committee interprets the resolution to address price*
240 *gouging by a preferred lab where no competition exists.*

241
242 *The second RESOLVED clause directs NYSAFP to advocate against negotiations. This implies*
243 *that the Academy would direct such advocacy at plans. The intent, however, appears to be to*
244 *support legislation to prohibit plans from negotiating preferred status with individual labs. If*
245 *that is the intent, the RESOLVED should say “NYSAFP opposes designation of selected labs as*
246 *preferred and supports legislation to prohibit plans from designating any lab(s) as preferred and*
247 *limiting patient access only to such preferred labs”.*

248
249 *The Committee believes plans should be required to provide adequate access to lab services at*
250 *reasonable costs and with sufficient capacity to assure that patients are not inconvenienced by*
251 *delays in having tests performed and results reported. Use of preferred status is not the issue*
252 *especially in areas where there are few labs available. A solution may be to require the State to*
253 *provide access to lab services when a plan certifies that only one lab is available for its network.*
254 *The State operates a lab and could also contract with commercial labs.*

255
256 *The Committee recommends amendment of the first RESOLVED clause to stipulate that plans*
257 *should not be allowed to limit patient access to labs. The Committee further recommends that the*
258 *second RESOLVED clause be eliminated.*

259
260 *The amended resolution reads:*

261
262 *RESOLVED that the New York State Academy of Family Physicians (NYSAFP) seek legislation*
263 *and regulations to require health insurance plans to assure provision of patient access to*
264 *multiple labs that are geographically convenient to insured patients thus assuring adequate and*
265 *timely access to labs service seek and support legislation or regulations to require plans to*
266 *provide timely and affordable access to lab services and that the State assist plans in doing so by*
267 *providing access to the State lab and/or commercial labs which the State may contract with to*
268 *perform required tests. and, be it further*

269
270 ~~*RESOLVED that the New York State Academy of Family Physicians (NYSAFP) advocates*~~
271 ~~*against any negotiations between insurance companies and laboratory service providers to*~~
272 ~~*augment equitable cost and access to services based on insured status or demographical groups.*~~

273
274 Madame Speaker, the Committee recommends that Substitute Resolution 22-08 be adopted.

275
276

277 Madame Speaker, the Committee considered Item 6 on the Consent Calendar, Resolution 22-10:

278

279 **SUBJECT: Medicare Coverage of Vaccines**

280

281 RESOLVED that the New York State Academy of Family Physicians (NYSAFP) shall advocate
282 to our congressional delegation, and shall urge the American Academy of Family Physicians
283 (AAFP) to advocate for Medicare policy wherein all vaccines which Advisory Committee on
284 Immunization Practices (ACIP) recommends for Medicare patients be covered by Medicare part
285 B so such patients may receive these vaccines in their doctor's office.

286

287 *All 13 comments were in support. This resolution reiterates and expands existing policy by*
288 *specifically addressing coverage of these vaccines when administered in a physician's office.*
289 *The Committee proposes dividing and substituting the resolution as follows. The Committee also*
290 *recommends replacing current policy (Resolution '14-07) with this resolution if it should be*
291 *passed by this Congress.*

292

293 *NYSAFP supports coverage of Zoster vaccine and all other ACIP recommended vaccines by*
294 *Medicare Part B. (**Resolution '14 – 07**)*

295

296 *RESOLVED that the New York State Academy of Family Physicians shall lobby the NY*
297 *congressional delegation to seek legislation to require Medicare Part B coverage of all Advisory*
298 *Committee on Immunization Practices recommended vaccinations including when given in the*
299 *physician's office. ~~to our congressional delegation, and shall urge the American Academy of~~*
300 *~~Family Physicians (AAFP) to advocate for Medicare policy wherein all vaccines which Advisory~~*
301 *~~Committee on Immunization Practices (ACIP) recommends for Medicare patients be covered by~~*
302 *~~Medicare part B so such patients may receive these vaccines in their doctor's office.~~*

303

304 *RESOLVED that the New York State Academy of Family Physicians shall send a resolution to*
305 *the ~~advocate to our congressional delegation, and shall urge the American Academy of Family~~*
306 *Physicians Congress of Delegates to advocate that all Advisory Committee on Immunization*
307 *Practices recommended vaccines be covered by Medicare part B including when administered in*
308 *their physician's office.*

309

310 Madame Speaker, the Committee recommends Substitute Resolution 22-10 be adopted.

311

312

313 Madame Speaker, the Committee considered Item 7 on the Consent Calendar, Resolution 22-14:

314

315 **SUBJECT: Surveying of Healthcare System Support of the AAFP Membership**

316

317 RESOLVED, that the New York State delegates to the American Academy of Family Physicians
318 (AAFP) Congress of Delegates will bring a resolution to ask the AAFP to poll its members
319 regarding their support for alternative healthcare systems, and be it further

320

321 RESOLVED, that the New York State delegates to the American Academy of Family Physicians
322 (AAFP) Congress of Delegates will bring a resolution to the AAFP to ask the following
323 questions of its members:

324 --I would favor a simplified payer system in which public funds, collected through taxes, were
325 used to pay directly for privately delivered services to meet basic healthcare needs of all citizens.
326 Strongly disagree/Somewhat disagree/Neutral/Somewhat agree/Strongly Agree

327

328 --I would favor a highly regulated private system with a “Public Option”
329 Strongly disagree/Somewhat disagree/Neutral/Somewhat agree/Strongly Agree

330

331 --I would favor a publicly funded, privately delivered system for universal primary care for all
332 citizens

333 Strongly disagree/Somewhat disagree/Neutral/Somewhat agree/Strongly Agree

334

335 --I would generally support American Academy of Family Physicians advocacy supporting an
336 alternative healthcare delivery system

337 Strongly disagree/Somewhat disagree/Neutral/Somewhat agree/Strongly Agree

338

339 *Nine of the ten comments received were in support. The first RESOLVED clause seems vague*
340 *and unnecessary. NY has consistently introduced pro-single payer resolutions to the AAFP COD.*
341 *What purpose would another NY resolution in support of single payer serve? The second*
342 *RESOLVED clause includes the more substantive action of requiring the AAFP to survey its*
343 *members regarding support for various reform models. The author implies that AAFP members*
344 *are likely to support single payer and cites recent opinion surveys which show a majority of*
345 *people polled and 56% of physicians support single payer. The survey of AAFP members,*
346 *however, could be inconclusive or find that a majority of members responding oppose single*
347 *payer. A consequence of this resolution could be that the required survey would undermine work*
348 *done over the past decade by NYSAFP to build support for single payer within the Academy*
349 *COD.*

350

351 Madame Speaker, the Committee recommends Resolution 22-14 not be adopted.

352

353

354 Madame Speaker, the Committee considered Item 8 on the Consent Calendar, Resolution 22-16:

355

356 **SUBJECT: Increasing POCUS CME Opportunities**

357

358 RESOLVED that New York State Academy of Family Physicians (NYSAFP) support the
359 increase of Point of Care Ultrasound Continuing Medical Education (CME) opportunities
360 through NYSAFP sponsored CME events. This training should provide learners the opportunity
361 to submit Ultrasound studies for review with a credentialed faculty, and hands-on workshops
362 with skilled faculty.

363

364 RESOLVED that the New York State delegates to the American Academy of Family Physicians
365 (AAFP) Congress of Delegates will bring a resolution to the American Academy of Family
366 Physicians (AAFP) to advocate for Point of Care Ultrasound (POCUS) to be an integral part of

367 resident education and exposure. This should include using Continuing Medical Education
368 opportunities digitally and in-person, to aid programs who have interested learners, but lack
369 credentialed faculty as POCUS continues to expand at the levels of both Undergraduate and
370 Graduate Medical Education.

371
372 *Nine of ten witnesses expressed support for the sentiment articulated in this resolution but four*
373 *included reservations about mandating POCUS to be included in residency training. One*
374 *witness testified that draft ACGME requirements state: “Residents must have experience in*
375 *diagnostic imaging interpretation pertinent to family medicine. IV.C.3.s). (1) Residents should*
376 *have experience in using point-of-care ultrasound in clinical care.”*

377
378 *The Committee recommends amendment of the second RESOLVED clause to clarify that the*
379 *Academy supports increasing opportunities for POCUS education in CME events but does not*
380 *support mandating POCUS training as part of the residency experience. This resolution is in line*
381 *with our current existing policy on POCUS education in residency as noted below:*

382
383 ***INCREASE POINT OF CARE ULTRASOUND (POCUS) EDUCATION IN FAMILY***
384 ***MEDICINE***

385 *NYSAFP supports including Point of Care Ultrasound (POCUS) training in every family*
386 *medicine residency program in NY. (**Resolution ‘16-15**)*

387
388 *The Committee recommends amendment of Resolution 22-16 to read:*

389
390 *RESOLVED that New York State Academy of Family Physicians (NYSAFP) supports the*
391 *increase of Point of Care Ultrasound Continuing Medical Education (CME) opportunities*
392 *through NYSAFP sponsored CME events. This training should provide learners the opportunity*
393 *to submit Ultrasound studies for review with a credentialed faculty, and hands-on workshops*
394 *with skilled faculty.*

395
396 *RESOLVED that the New York State delegates to the American Academy of Family Physicians*
397 *(AAFP) Congress of Delegates will bring a resolution to the AAFP to advocate for Point of Care*
398 *Ultrasound (POCUS) to be recommended for inclusion in Family Medicine Residency Program*
399 *curricula ~~an integral part of resident education and exposure~~. This should include using*
400 *Continuing Medical Education opportunities digitally and in-person, to aid programs who have*
401 *interested learners, but lack credentialed faculty as POCUS continues to expand at the levels of*
402 *both Undergraduate and Graduate Medical Education.*

403
404 Madame Speaker, the Committee recommends that Substitute Resolution 22-16 be adopted.

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406
407 Madame Speaker, the Committee considered Item 9 on the Consent Calendar, Resolution 22-18

408
409 **SUBJECT: Increase Funding to Safety Net Hospitals**

410
411 **RESOLVED**, that the New York State Academy of Family Physicians advocate for
412 legislation which would redistribute Indigent Care Pool and Disproportionate Share

413 Hospital funding to support safety net hospitals as a means to address some of the
414 fiscal drivers of racial inequities in healthcare, and be it further

415
416 RESOLVED that the New York State delegates to the American Academy of Family
417 Physicians (AAFP) Congress of Delegates will bring a resolution to the AAFP to issue a
418 statement supporting the reallocation of Indigent Care Pool funds to safety net
419 hospitals, and to advocate for the creation and passage of legislation which would more
420 effectively target Disproportionate Share Hospital funding to hospitals serving
421 predominantly low-income populations.

422
423 *All eleven comments were in support.*

424
425 Madame Speaker, the Committee recommends that Resolution 22-18 be adopted.

426
427
428 Madame Speaker, the Committee considered Item 10 on the Consent Calendar, Resolution 22-
429 20:

430
431 **SUBJECT: Oppose Residency Collaboration with Crisis Pregnancy Centers**

432
433 RESOLVED that the New York State delegates to the American Academy of Family
434 Physicians (AAFP) Congress of Delegates will bring a resolution to the AAFP opposing
435 residency collaboration with Crisis Pregnancy Center (CPCs), specifying that it is against
436 medical ethics for residents and medical students to attend CPCs as part of their medical
437 training, and be it further

438
439 RESOLVED that the New York State delegates to the American Academy of Family Physicians
440 (AAFP) Congress of Delegates will bring a resolution to the AAFP opposing the use of federal
441 funds supporting Crisis Pregnancy Center (CPCs) and the AAFP actively lobby against this
442 funding, and be it further

443
444 RESOLVED that the New York State Academy of Family Physicians collaborate with New
445 York State lawmakers to create and support legislation opposing/restricting Crisis Pregnancy
446 Center (CPCs).

447
448 *Twelve of the 16 witnesses supported this resolution but one of the supporting comments*
449 *included reservations about prohibiting federal funding of CPCs or prohibiting operation of*
450 *CPCs altogether.*

451
452 *The first RESOLVED clause suggests that the AAFP COD oppose residency collaboration with*
453 *CPCs and “specify” that it is against medical ethics for residents and students to participate in*
454 *CPCs as part of their training. This assumes that the AAFP COD can determine what is*
455 *medically ethical. The AAFP bylaws require the Academy to adhere to the AMA Code of Medical*
456 *Ethics. The AMA Code can only be modified by the AMA House of Delegates.*

457

458 *Among the dissenting comments was a statement by a residency program director with more*
459 *than 20 years' experience doing obstetrics in five states. He said that he has had many patients*
460 *referred to his program(s) by CPC's and that he has never had a negative report from a patient*
461 *referred by a CPC about the CPC. He also said his experience has been that CPC's he has*
462 *worked with have done a good job of addressing social determinants of health with patients.*
463

464 *Several witnesses, both pro and con, said women deserve comprehensive and balanced*
465 *information regarding pregnancy. Supporters of the resolution, for the most part, were*
466 *concerned that CPCs are biased against abortion and may ignore or abuse evidence in*
467 *counseling patients.*
468

469 *We recommend amendment of the resolution to support balance in exposure of residents and*
470 *students to pregnancy care and counseling. Differences of opinion regarding reproductive health*
471 *care should be respected and medical training should expose residents and students to all*
472 *options available to pregnant patients. Also, the AAFP's adherence to the AMA Code of Ethics*
473 *precludes the Academy from independently modifying the definition of ethical behavior.*
474 *Furthermore, we see no reason why it should be unethical for residents and students to be*
475 *exposed to CPCs or any source of information regarding pregnancy issues.*
476

477 *We recommend a title of Resolution 22-20 to read:*
478 ***Support Balanced Residency Education in Pregnancy and Options***
479

480 *We recommend amendment of Resolution 22-20 to read:*
481

482 *RESOLVED that the New York State delegates to the American Academy of Family*
483 *Physicians (AAFP) Congress of Delegates will bring a resolution to the AAFP ~~opposing~~*
484 *~~residency collaboration with Crisis Pregnancy Center (CPCs), specifying that it is against~~*
485 *~~medical ethics for residents and medical students to attend CPCs to require the AAFP to~~*
486 *~~advocate for balanced exposure of residents and students to pregnancy care and options~~*
487 *~~counseling as part of their medical training, and be it further~~*
488

489 *~~RESOLVED that the New York State delegates to the American Academy of Family Physicians~~*
490 *~~(AAFP) Congress of Delegates will bring a resolution to the AAFP opposing the use of federal~~*
491 *~~funds supporting Crisis Pregnancy Center (CPCs) and the AAFP actively lobby against this~~*
492 *~~funding, and be it further~~*
493

494 *~~RESOLVED that the New York State Academy of Family Physicians collaborate with New York~~*
495 *~~State lawmakers to create and support legislation opposing/restricting Crisis Pregnancy Center~~*
496 *~~(CPCs).~~*
497

498 *Madame Speaker, the Committee recommends Substitute Resolution 22-20 be adopted.*
499

500
501 *Madame Speaker, the Committee considered Item 11 on the Consent Calendar, Resolution 22-*
502 *22:*
503

504 SUBJECT: **In Memoriam: David Mesches, MD**

505

506 RESOLVED that Dr. Mesches was a major figure in medicine and within the New York
507 State Academy of Family Physicians (NYSAFP) whose career and achievements have
508 brought credit and distinction to Family Medicine and the NYSAFP, and be it further

509

510 RESOLVED that the New York State Academy of Family Physicians is deeply indebted to
511 Dr. Mesches for his significant contributions to Family Medicine, and be it

512

513 RESOLVED that the New York State Academy of Family Physicians expresses sorrow at
514 his passing, appreciation for his life and distinguished career, and offers condolences to
515 his family.

516

517 *All four comments were in support.*

518

519 Madame Speaker, the Committee recommends that Resolution 22-22 be adopted.

520

521

522 Madame Speaker, the Committee considered Item 12 on the Consent Calendar, Resolution 22-
523 24:

524

525 SUBJECT: **Telemedicine: Practicing Where You Preach**

526

527 RESOLVED the NYSAFP will advocate through its legislative efforts that telehealth services
528 provided by a primary care physician to an established primary care patient should be acceptable,
529 reimbursable and legally allowed regardless of where the patient is located as long as the
530 physician has a license in the state in which the physician is located. And let it be further

531

532 RESOLVED the NYSAFP will bring a resolution to the AAFP COD directing it to advocate
533 through its legislative efforts that telehealth services provided by a primary care physician to an
534 established primary care patient should be acceptable, reimbursable and legally allowed
535 regardless of where the patient is located as long as the physician has a license in the state in
536 which the physician is located.

537

538 *All 13 witnesses testified in support. One witness suggested the term "acceptable" has no actual*
539 *meaning and should be deleted. The Committee recommends changing "acceptable" to*
540 *"authorized by law". The same witness also recommended changing the title of the resolution to*
541 *clarify that the purpose is to support establishing the location of the physician as the site for*
542 *determining which state's licensure law applies.*

543

544 *The Committee recommends amendment of the resolution to read:*

545

546 *RESOLVED The New York State Academy of Family Physicians will advocate through its*
547 *legislative efforts that telehealth services provided by a primary care physician to an established*
548 *primary care patient should be ~~acceptable~~ authorized by law, reimbursable and legally allowed*

549 *regardless of where the patient is located as long as the physician has a license in the state in*
550 *which the physician is located. And let it be further*

551
552 *RESOLVED the New York State Academy of Family Physicians will bring a resolution to the*
553 *American Academy of Family Physicians Congress of Delegates directing it to advocate through*
554 *its legislative efforts that telehealth services provided by a primary care physician to an*
555 *established primary care patient should be ~~acceptable~~ authorized by law, reimbursable and*
556 *legally allowed regardless of where the patient is located as long as the physician has a license*
557 *in the state in which the physician is located.*

558
559 Madame Speaker, the Committee recommends that Substitute Resolution 22-24 be adopted.

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561

562 Madame Speaker, we move the adoption of the Committee's report.

563

564 Madame Speaker, we would like to thank the members of my Reference Committee. We would
565 also like to thank the members of the Academy who testified at the Reference Committee for
566 their insight and their cooperation. We would like to thank Vito Grasso and Jill Walls for
567 assisting the Committee in preparing this report.

568

569 REFERENCE COMMITTEE SESSION TWO

570 Chair: Jocelyn Young, DO
571 Vice Chair: Fran Faustino, MD
572 Advisor: Barbara Keber, MD
573 Member: Ephraim Back, MD
574 Member: Joel Attard, DO
575 Resident: Tonie McKenzie, MD
576 Student: Helen Ding
577 Staff: Vito Grasso, MPA, CAE
578 Staff: Jill Walls