

SUNSETTING POLICIES 2027 KMA ANNUAL MEETING

BOARD CERTIFICATION

- 1) **Maintenance of Licensure:** KMA opposes hospital systems, employers, insurers and other entities restricting a physician's right to practice medicine without interference due to lack of maintenance of certification or due to a lapse of time-limited board certification as long as the physician is in good standing with the Kentucky Board of Medical Licensure and has completed the required continuing medical education (CME) activities necessary for maintaining a license. (*Res 2016-13, 2016 HOD*)
- 2) **National Board of Physicians and Surgeons:** KMA request that the AMA consider recognizing the National Board of Physicians and Surgeons (NBPAS) as an alternative to the American Board of Medical Specialties (ABMS) re-certification. (*Res 2016-7, 2016 HOD*)

CHILD HEALTH

- 17) **Smoking and Vaping:** KMA supports efforts to research the effects of secondhand smoke on children and minors riding in cars with someone smoking.

KMA collaborates with state and local health care organizations to educate the public about the harmful effects of secondhand smoke in cars with minors.

KMA supports state and local provisions that prohibit smoking in cars with minors. (*Res 2016-26, 2016 HOD*)

DRUG ABUSE

- 9) **Prescription Drug Abuse Law (House Bill 1):** KMA urges relevant state agencies, such as the Legislative Research Commission, to study the overall effects of 2012 House Bill 1 and its impact on access to quality care. (*Res 2016-28, 2016 HOD*)
- 10) **Physician Education and Resources in Treating Addiction:** KMA pursues a plan to help educate physicians and the public on evidence-based ways to prevent and treat drug addiction and disseminate this information to all physicians across the state. (*Res 2016-6, 2016 HOD*)

DRUGS

- 3) **Medication Discontinuation Messaging:** KMA strongly encourages all software providers and those pharmaceutical dispensing organizations that create their own software to include the functionality to accept discontinuation message transmittals in their electronic prescribing software products.

KMA strongly encourages all dispensing pharmacies, accepting medication prescriptions electronically, to activate the discontinuation message transmittal functionality in their electronic prescribing support software. (*Res 2016-29, 2016 HOD*)

- 4) **Opioid Prescribing:** KMA promotes the Center for Disease Control's single page *Checklist for Prescribing Opioids*. (*Res 2016-20, 2016 HOD*)
- 5) **Prescription Drug Cost:** KMA seeks opportunities to advocate for more affordable prescription medications.

KMA, in cooperation with other key stakeholders (e.g., the Kentucky Pharmacists Association, the Kentucky Nurses Association, and the Kentucky Hospital Association), urge the Pharmaceutical Research and Manufacturers of America® and its member companies to reign in the cost of medications.

2026-2027 KMA Sunsetting Policies

KMA educates state legislators and the state's congressional delegation on the severity and importance of rising prescription drug costs so that lawmakers can more effectively address the problem on behalf of Kentucky citizens.

KMA urges state policymakers to evaluate drug pricing and value to assess possible benefits for patients and physicians. (*Res 2016-9, 2016 HOD*)

EMPLOYED PHYSICIANS

- 1) **Contractual Threats:** KMA mounts a vigorous program to educate physicians and physicians-in-training on contract elements that may be interpreted to bar, impede or threaten physician advocacy for patient safety, quality care and cost efficiency including but not limited to: (1) Confidentiality; (2) Productivity incentives; (3) "Leakage control"; (4) Termination without cause; (5) Non-compete clauses; (6) Over-restriction of outside activities; (7) Employee "Gags"; and (8) "Anti-poaching."

KMA will facilitate legal remedies for physicians facing "whistleblower" reprisals and other adverse employer actions for advocating patient safety, care quality and cost efficiency.

If progress is not made on the use of restrictive contract terms by employers, KMA will pursue alternative means that may include public education, legislative or regulatory action, or advocacy through the AMA. (*Res 2016-12, 2016 HOD*)

- 3) **Restrictive Covenants:** KMA works with the Kentucky Hospital Association, the individual hospitals and health care systems to eliminate restrictive covenants from their employed physician contracts.

If KMA's efforts to eliminate restrictive covenants with employed physicians contracted by hospital and health care systems are unsuccessful, the KMA will then pursue legislative action. (*Res 2016-5, 2016 HOD*)

KAPER-1

- 1) **Photo Verification:** KMA urges the Kentucky Cabinet for Health and Family Services to include language on the KAPER-1 Part B form that will allow physicians and allied health professionals to verify photo identification for initial hospital privileges through an affidavit and release that has been signed in the presence of a notary instead of verifying photo ID in person. (*Res 2016-4, 2016 HOD*)

KENTUCKY BOARD OF MEDICAL LICENSURE (KBML)

- 3) **Due Process Protections for Physicians:** KMA supports regulatory and/or legislative action that upholds due process protections for physicians

KMA supports due process protections for physicians that require regulatory boards and employers to demonstrate that proposed actions against physicians are least disruptive to the patients they serve and to their professional careers. (*Res 2016-24, 2016 HOD*)

- 4) **Medical License Renewal:** KMA work with the Kentucky Board of Medical Licensure to streamline the renewal process for medical licensure. (*Res 2016-10, 2016 HOD*)

LIABILITY REFORM POLICY

- 3) **Tort Reform:** Kentucky Medical Association work with the Kentucky General Assembly to implement tort reform in Kentucky. (*Res 2016-17, 2016 HOD*)

PAY FOR PERFORMANCE

- 1) **Measure Validation:** KMA supports efforts to require that ongoing access to a physician's performance data be provided by the measuring entities in a manner that ensures that the data is being received and is valid.

KMA encourages its members to become active in validating the receipt and accuracy of their performance data.

KMA supports efforts by state and federal legislators to enact legislation supporting the accurate collection and validation of physician performance data. (*Res 2016-23, 2016 HOD*)

PUBLIC HEALTH

- 17) **Sugar-Sweetened Beverages:** KMA urges physicians to educate their patients regarding the health effects of sugar-sweetened beverages and, if necessary, encourage patients to reduce consumption of such beverages. (*Res 2016-8, 2016 HOD*)

RETAIL CLINICS

- 1) **Limited Service Clinics:** KMA advocates to hold Limited Service Clinics to the same business practices as physician practices. (*Res 2016-2; 2016 HOD*)

SOCIAL MEDIA

- 1) **Physician Usage:** KMA encourages physicians to use the KMA and other medical society social media platforms.

KMA's Commission on Public Health utilizes existing social media platforms to promote KMA's public health priorities and encourage Young Physician and Physician In-Training involvement. (*Res 2016-18, 2016 HOD*)

TELEMEDICINE

- 2) **Payment Parity:** KMA advocates for a policy of telemedicine payment parity between virtual visits and in-office visits to Kentucky physicians, where a bona fide established and ongoing care relationship exists, such that, the reimbursement is equivalent for online care and face-to-face care. (*Res 2016-3, 2016 HOD*)

WORKFORCE, PHYSICIAN

- 3) **Maximizing the Physician Workforce:** KMA will work with the Kentucky Board of Medical Licensure and other organizations to study ways by which physicians previously licensed in the United States of America can most efficiently and safely re-enter the workforce after a period of absence from clinical care and educate the membership on the findings. (*Res 2016-11, 2016 HOD*)

- 5) **Medical Education Expansion:** KMA works with the Kentucky General Assembly to develop more graduate medical education positions in Kentucky.

KMA informs hospitals which have never had graduate medical education programs to consider starting such programs with funding from Medicare. (*Res 2016-15, 2016 HOD*)

- 7) **Physicians Previously Licensed in USA:** KMA works with the Kentucky Board of Medical Licensure and other organizations to study ways by which physicians previously licensed in the United States of America can most efficiently and safely re-enter the workforce after a period of

2026-2027 KMA Sunsetting Policies

absence from clinical care and educate the membership on the findings. (*Res 2016-11, 2016 HOD*)

- 9) **Scholarships from County Education Foundations:** KMA encourages its membership in each county to promote and establish foundations to provide scholarships to students in each county.

KMA will provide information to county medical societies on issues regarding scholarships and other possible charitable activities undertaken by the societies, including basic tax issues to consider when conducting such activities. (*Res 2016-22, 2016 HOD*)