

**These charges are only allegations
which may be contested by the licensee
in an administrative hearing.**

IN THE MATTER
OF
RICHARD CHANG, M.D.

STATEMENT
OF
CHARGES

RICHARD CHANG, M.D., the Respondent, was authorized to practice medicine in New York State on or about March 15, 2007, by the issuance of license number 243451 by the New York State Education Department.

FACTUAL ALLEGATIONS

A. On or about September 20, 2023, the Maryland State Board of Physicians (hereinafter "Maryland Board") issued a Consent Order, at which time Respondent was reprimanded, placed on probation for a minimum period of eighteen months, and assessed a fine in the amount of Ten Thousand Dollars (\$10,000.00). During the period of probation, Respondent was directed to take and complete courses in ethics and recordkeeping. The Maryland Board found Respondent was observed in active Zoom meeting sessions with an unknown individual (hereinafter "Individual I"), and that Individual I had control of Respondent's keyboard and mouse and was navigating the Respondent's employer's internal systems which contained protected health information of the employer's members. An internal employer audit revealed that during Respondent's course of employment, he utilized the screen sharing feature on multiple occasions in numerous Zoom meetings with Individual I and other unknown

individuals, with all unknown individuals having offshore internet protocol addresses. The employer determined that medical necessity determinations for these cases may have been decided by the unknown individuals who were not authorized or employed to do so.

B. Pursuant to the findings in Paragraph A, the Maryland Board concluded that Respondent was guilty of unprofessional conduct in the practice of medicine, willfully made or filed a false report in the practice of medicine; practiced medicine with an unauthorized person or aids an unauthorized person in the practice of medicine; and violated state and federal laws, including 42 U.S.C. § 1320d-6(a)(3).

C. The conduct resulting in the Maryland Board's disciplinary action against Respondent would constitute misconduct under the laws of New York State pursuant to the following Sections of New York State Laws:

1. New York Education Law § 6530(11) (Permitting, aiding or abetting an unlicensed person to perform activities requiring a license);
2. New York Education Law § 6530(16) (A willful or grossly negligent failure to comply with substantial provisions of federal, state, or local laws, rules, or regulations governing the practice of medicine); and/or
3. New York Education Law § 6530(21) (Willfully making or filing a false report).

SPECIFICATION OF CHARGES
HAVING HAD DISCIPLINARY ACTION TAKEN

Respondent is charged with committing professional misconduct as defined in N.Y. Educ. Law § 6530(9)(d) by having his or her license to practice medicine revoked, suspended or having other disciplinary action taken, or having his or her application for a license refused, revoked or suspended or having voluntarily or otherwise surrendered his or her license after a disciplinary action was instituted by a duly authorized professional disciplinary agency of another state, where the conduct resulting in the revocation, suspension or other disciplinary action involving the license or refusal, revocation or suspension of an application for a license or the surrender of the license would, if committed in New York state, constitute professional misconduct under the laws of New York state (namely N.Y. Educ. Law §§ 6530(11), (16), and (21) as alleged in the facts of the following:

1. The facts in Paragraphs A, B, C, and C.1, A, B, C and C.2, and/or A, B, C and C.3.

DATE: January 26, 2024
Albany, New York


JEFFREY J. CONKLIN
Deputy Director
Bureau of Professional Medical Conduct