

Oregon Board of Naturopathic Examiners  
Board Meeting  
December 3, 2007

**PRESENT:** , Rick Marinelli, ND, Chair; Lori Stargrove, ND; Glenn Taylor, Public Member; KE Edmisten, ND; Elaine Gillaspie, ND; Yi-Kang Hu, PhD, Public Member; Michelle Homer, ND; Anne Walsh, Executive Director

Dr. Marinelli opened the meeting at 8:30  
Dr. Marinelli took the Board into Executive Session at 8:35  
Dr. Marinelli took the Board out of Executive Session at 11:20am.

**Approval of Minutes:** The minutes from the October 1, 2007 meeting were approved unanimously.

**Executive Session Motions:** There was no motion from Executive Session.

**Administrative Rules:** Discussion was held on the drafted language for amendments to 850-030-0195, and -030-0020, -030-0035, -030-0090. The renewal fees would become annual for all licenses; a lapsed (expired) license will be limited to 12 months to reinstate, before being required to reapply for a new license in Oregon. Discussion was held on the drafted language to **850-050-0120**, which will clarify illegal practice as defined in ORS 685.020 as well as change some dated terminology. G. Taylor moved and K. Edmisten seconded the amendments to 850-030-01195, -030-0020, -030-0035, -030-0090 and 050-0120. Ms. Walsh will submit notice to licensees for comment.

Discussion was led by KE Edmisten on changing the CE rule to be less management by the OBNE office, putting the onus on the licensee to obtain training appropriate education for credit. Dr. Edmisten will offer some suggested language changes in the future for consideration.

**Formulary Report:** Dr. Marinelli reported that the FC decided that unless the submission of a substance for consideration met an emergency need, the meeting would remain as currently scheduled.

Discussion was held on the substances submitted for consideration by the Board. **850-060-0225** and **-060-0226** additions, submitted after consideration by the FC, were reviewed and initiated for adoption by the Board. E. Gillaspie moved and M. Homer seconded initiation of 850-060-0225 and -060-0226.

**General Business:**

**CE Programs:** After discussion, a decision was made to share the responsibility of considering CE submission requests between E. Gillaspie and M. Homer. Ms. Walsh will make herself more available to assist in the approval process when possible.

**May 2008 Seminar:** KE Edmisten spoke to the May seminar. Ms. Walsh will work on a location and Dr. Edmisten will work on the topics and speakers. The total hours to be offered will be 4, if possible with one break. The program will start with an introduction of the board and its membership, followed by some time talking about the board. How it operates, why, what we can do for licensees, what they might want to know to "stay out of trouble", no reason to fear the board, etc; the other portions maybe

on pain medication education and prescription writing (two areas of practice that ND's are sometimes found to be in violation of the law).

### **Director's Report:**

**Renewals** – As of 12/01 less than 100 renewal applications have been received (of 770). By 2008, the Board should be able to email all licensees and be prepared to accept on-line renewals and payments, which should help alleviate that last minute crunch with renewals.

**Background checks/ application** –a draft of the new application was handed out to the board members with a request that they look it over and email and questions or comments on the new application to the OBNE office within a week,. Background checks will be part of the new application, even though the board is still waiting on fingerprint cards from the FBI, and finalized authorization to process the cards. The Board's investigator has been diligent in getting things done on the Board's end.

**Investigator Position** - Ms. Walsh hopes to be able to submit a request for the January Ways and Means to consider this position as a limited duration position, until she can submit with the 2009-2011 budget as a permanent position. The Board discussed the importance of making this position permanent as soon as possible.

### **Miscellaneous Business:**

**Unlicensed Practice Violations: N06-06-05N**, Sundara Delphini was first contacted by the Board in 2006 of potential violation. At that time, she indicated that she would not use the designation, nor present herself as a ND. Investigation indicates that she is again presenting information to the public that indicates she is practicing as a naturopathic physician the Board voted to issue a Notice of Violation with a civil penalty. **N07-07-09N**, Rowan Nirmaier has been teaching classes along the Southern Oregon coast. The Board voted to issue a Notice of Violation and include a civil penalty in this case.

**CE Credit** - There was discussion on CE credit for publications that require more than just a year of research to create. Should credit be given for more than just one year? Should it be determined by what the publication is; the contribution offered to the entire profession or a niche group? The Board will be considering the CE rule over the next year or so and this will be considered at that time.

**Product Purchase** – Some companies have a policy that does not allow them to sell products to NDs. There is a question as to whether this is discrimination against a profession, and if there might be some laws protecting professional from such bias. Dr. Marinelli believes it may be and will provide more information if he finds it. Meanwhile, the professional association would be the group to educate companies to the education of naturopathic physicians.

This is Dr Lori Stargrove's last meeting. She has been a great asset to the Board and will be missed. The Board wishes her well and appreciates all she has contributed.

As there was no more business to discuss, Dr. Stargrove moved to adjourn the meeting at 2:10; K Edmisten seconded it and all members were in favor.