

Oregon Board of Naturopathic Examiners
Board Meeting
October 10, 2008

PRESENT: Rick Marinelli, ND, Chair; Elaine Gillaspie, ND; Donna Beck, ND; Yi-Kang Hu, PhD, Public Member; Michelle Homer, ND; Anne Walsh, Executive Director; John Laws, Investigator; Johanna Matanich, AAG

EXCUSED: Glenn Taylor, Public Member

Administrative Rule:

OAR 850-060-0225 – The Formulary Council approved the following for prescribing: Amantadine, Exenatide, Memantine, Rimantidine, Selegiline.

OAR 850-060 -0226 – The Formulary Council approved the following new categories: Incretin Analogues**, Anti-Alzheimer, and Adamantanes.

M. Homer made a motion to accept the new additions; E. Gillaspie seconded, and board passed unanimously.

General Business:

Informed Consent – ORS 677.097 states that *informed consent is a legal requirement in Oregon*. It does not have to be written but patients should be made aware of any possible risks involved with their treatment. R. Marinelli suggests that NDs should chart when such information is passed on to their patients.

CE in Medical Professions – R. Marinelli shared an article titled *CE in the Health Care Professions: Improving Health Care Through Lifetime Learning*. The article highlights how CE should not be obtained for the sake of CE but to improve patient care. This article will be posted to the OBNE website.

Legislation:

LC 466, 467, 468 – Still awaiting draft language approval from Governor's office.

EPT – Expedited Partner Therapy: no final draft language to date. Board wants to see the draft language.

LC 1150 – Representative Greenlick is concerned about transparency, largely due to previous issues with the Nursing Board. He supports a higher number of public members serving on health licensing boards. His proposed change would be a 50% minus one composition for public members. (The Board would then be composed of 4 ND members and 3 public members)

LC 1151 - This legislative concept relates to the removal of semi-independent board status. The OBNE is not semi-independent; there are currently only three health related licensing boards that are. These boards do seek support from regulated boards in an effort to insure their independent status. R. Marinelli agrees that we should offer our support; one day the OBNE might consider moving to a semi-independent status. It is noted that this is an idea to possibly explore in the future. Current government does not support a board's desire to move to a semi-independent status.

LC 1152 – This concept speaks to changing board member terms (from three years to four years) and increasing board compensation to a \$100 minimum per meeting.

LC 1153 - Impaired Professional Program: some boards have impairment programs that oversee impaired licensees. The OBNE would like to see such a program developed.

Director's Report:

Budget reports – A. Walsh reviewed and explained various line items to Board members.

A. Walsh added that the four policy packages previously submitted (increase in conference funds, changing investigator position to permanent, increase of per diem, and initiating background check fees) will all be denied. Per Michael Caplin, this is just procedural (denying all proposals) and will require more letter writing declaring want of changes, why, etc.

LC 1163 – speaks to OBNE participating in the reporting of its healthcare workforce information so the state can utilize the demographic information.

LC 1435 – allows tax credits to health care practitioners who are primary care physicians practicing in rural areas. The issue surrounding this concept is that NDs are currently not in the classification of primary health care practitioners.

Miscellaneous:

Non-ND investigations:

N07-401-014N – Lee, Ricky: Has dismissed the right for a public hearing and the final order is ready to be issued. In addition, he claims to no longer be practicing in a health related field. Fee will not be reduced.

N08-01-01N – Casey, Jennifer: has been submitted to the Clackamas County DA office. Ms. Casey continues represents herself to others as a doctor of naturopathic medicine.

N06-06-05N – Delphini, Sundara: Update: The OBNE office was contacted by a medical equipment supply company, Eagle Research, who had recently lost communication with Ms. Delphini. Ms. Delphini had been acting as a ND representative for this company, which included: treating referrals made by the company, phone consultations, lectures, and treatment of the president of Eagle Research. In light of this new information, the civil penalty will be increased to include these newly known violations. An amended Notice of Civil Penalty will be issued once this information is received.

N08-09-20N – Lee, Kamto: A complainant, who worked at a clinic with Mr. Lee, feels that Mr. Lee represented himself as a ND and chiropractor and offered treatments as such; neither of which he is licensed to perform. Mr. Lee claims to only practice acupuncture (which he licensed for) and Chinese medicine. The OBNE investigator is following this with the OMB.

Inquires – None at this time

Public Comment:

No public comment.

As there was no further business to discuss, the meeting was adjourned.