

Oregon Board of Naturopathic Medicine  
Public Board Meeting  
June 10, 2013

**Present:** Greg Eckel, ND, Board Chair; Sara Ohgushi, ND; Patrick Chapman, ND; Charles Wiggins, Public Member; Michelle Homer, ND; Sheila Myers, ND; Anne Walsh, Executive Director

The Board went into Public Session at 1:40pm

**Executive Session Motions:** In **N12-08-23** P. Chapman made a motion to issue to notice of proposed discipline, C. Wiggins seconded. P. Chapman, G. Eckel, S. Ohgushi, C. Wiggins, and M. Homer were in favor; D. Adkins and S. Myers were opposed. The motion passed with a 5 to 2 vote. In **N12-07-13** P. Chapman moved to issue to notice of proposed discipline, C. Wiggins seconded and all members were in favor. In **N12-07-16** P. Chapman moved to issue an interim order, C. Wiggins seconded and all members voted in favor. In **N12-12-33** P. Chapman made a motion to amend the interim order, C. Wiggins seconded and all members were in favor. In **N12-01-01N** P. Chapman made a motion to continue the investigation, C. Wiggins seconded and all members voted in favor. In **N13-04-11N & N13-04-14** P. Chapman moved to dismiss these cases without action, C. Wiggins seconded and all members voted in favor.

**Meeting Minutes:** Minutes from the April 8, 2013 and May 23, 2013 special meeting were reviewed with any minor grammatical corrections to be given to Ms Walsh. P. Chapman moved to accept the minutes for both meetings, S. Ohgushi seconded, and all members approved.

**Legislation:** **SB108** – 685.110 – Withdrawn after passing the Senate with no contest. There was discussion on the cost of recovery between Rep. Greenlick, the OBNM Legal counsel, and the OBNM director and a compromise could not be reached. The Board is not willing to have the cost be determined by an outside entity. (ALJ or other source). Currently, in a contested case, the board has the final decision making authority. After hearing the case, the ALJ proposes discipline to the Board; the Board accepts or makes amendments as necessary to this proposal. This would take the cost recovery authority away from the board and possibly give it to the ALJ with final decision making. More education/procedures would be good regarding SB108 to OANP, Licensees and Legislators. More discussion on this bill will be considered at the board retreat.

**SB109** – 685.225 Subpoena Authority passed effective January 1, 2014. This bill will allow for timelier processing of subpoenas, when the Board's Executive Director has this authority to sign these.

**SB302** – This consolidation bill and multiple other versions have not been passed. The topic of consolidation remains on the table.

There is a bill that would require a change in policy for vaccinations that is being proposed and expected to go through. It would require parents to watch a video prior to refusing vaccinations for their children. Ms Walsh will keep the board apprised of this bill's status.

**General Business:**

**Charles Wiggins**, who started as the newest Public member on the Board at the April 2013 meeting, is from Portland Oregon. He is replacing Yi-Kang Hu. C. Wiggins comes to the board with numerous years of public experience.

**Formulary Council Meeting/Appointments:**

The May 29, 2013 FC meeting was canceled. It was to discuss what makes good pain education. It will not be re-scheduled at this time. G. Eckel would like to see NDs take the lead on pain management education. This is something that definitely needs to be discussed in the near future. The FC will be notified that the board is still very interested in the FC participating in pain management education, for quality assurance. P. Chapman and C. Wiggins will work on recommendations. Any ideas that the Board may have on pain management education can send them to Ms Walsh.

**FMCASA – Safety administration:** The Federal Motor Carriers of America Safety Administration asked for confirmation that licensed NDs can do the physical examinations necessary to qualify commercial drivers. The board has reviewed what was submitted as part of the examination by the FMCASA and agreed it is all within their scope of practice. Ms Walsh will confirm this is writing to the FMCASA.

**Directors Report:** The **Agency Requested Budget** has been approved for \$600,000. The part-time investigator has been approved as a permanent position.

Ms Walsh went over the additional purchases made at the end of the biennium to include more locking filing cabinets and chairs for the admin and director, whose chairs have not been replaced in close to 10 years. The ending balance is not confirmed, but Ms Walsh feels it will be better than expected due to a change in staffing and the flat rate for attorney charges not utilized (due to fewer contested hearings than planned for).

Ms Walsh hopes to get back on track with the email newsletter (NewSpot) now that she has administrative staff in place.

**Executive Director Authority Review:** The Secretary of State (SoS) is asking all small state agencies to provide, in writing, all authorities delegated to the executive director. Ms Walsh provided the Board with a draft which they will review and discuss in details at a future meeting. Ms Walsh will then update the final version to provide to the SoS.

**Miscellaneous:** Ms Walsh received an email from a student using the designation of NDc; Ms Walsh let the student know that they could not use NDc as a designation. Ms Walsh did some checking on this designation, and students who thought they could use this designation have been notified that they cannot use NDc, or any other ND designation before being licensed. Allopathic medical students refer use the designation MS2, MS3, etc.

Discussion was held on the dates for the retreat. It will be the weekend of September 20-22, 2013. Location has not been decided. Location must be within an hour of metro area, as S. Ohgushi has patients who may go into labor during that time and she will need to be available to assist.

Discussion regarding **medical assistants ability to start and stop IV's** under the direction of the ND was held. There are not specifically trained or regulated naturopathic medical assistant. It was again confirmed that simple office procedures can be done. Even the front desk person can be able to do start and stop IV's if properly trained and the ND is on premise. Simple office procedures can be done by medical assistants.

**Treating Cancer patients** There is no prohibition for NDs treating cancer patients, without an oncologist involved. However, it is highly recommended, that as part of standard care, the ND talk with, and makes sure that the patient understands the procedures, alternatives, risks and answers all questions. (PARQ) especially when treating patients with special medical concerns.

**Public Comment:** No public comment was received at this meeting.

As there was no more business to discuss, the Board adjourned at 2:45pm.

Board members worked on CE after the close of the meeting.