

Oregon Board of Naturopathic Medicine  
Public Board Meeting  
October 10, 2011

**PRESENT:** Michelle Homer, ND, Board Chair; Sara Ohgushi, ND; Patrick Chapman, ND ; Donna Beck, ND; Greg Eckel, ND ; Yi-Kang Hu, Public Member; Dwight Adkins, Public Member; Anne Walsh, Executive Director

**Executive Session Motions:** Yi-Kang Hu moved to dismiss N11-07-16, N11-08-18N, N11-08-19A, N11-08-20A, N11-08-21A, N11-08-22N, N11-08-23A, and N11-08-24A, and N11-08-26A. Motion was seconded by D. Adkins; all were in favor. P. Chapman moved to initiate immediate discipline in N11-08-17, and issue a Notice of Proposed Discipline in N11-06-12. Motion was seconded by D. Beck; all members were in favor.

**Meeting Minutes:** Minutes for the August 8, 2011 meeting were approved as written.

**Administrative Rules:** OAR 850-030-0035 on fees was initiated for rule-making by D. Adkins, as a temporary rule effective October 10, 2011 for the fee increases approved during the legislative session. This will be adopted as permanent effective January 1, 2012; OAR 850-050-0120 was initiated for rulemaking by S. Ohgushi, to bring it into compliance with 676.150, which requires notice within 10 days to the OBNM; OAR 850-060-0215 on DEA registration was initiated by S. Ohgushi to correct the Schedules to include IIN. Motions were accepted and approved by all members.

**General Business:**

**Continuing Education** – D. Beck began a discussion about “professional level” presenters of continuing education who do not hold an ND, MD, DO, or DC degree or license. D. Beck emphasized the importance of maintaining the language in rule to ensure that non-licensed health care educators with expertise in a specific subject matter, can be approved for continuing education at the discretion of the Board.

**POLST** – Ms. Walsh gave an update on the Board's effort to have ND's included in the POLST (Patient Order for Life Sustaining Treatment) process. Members of the POLST board were unwilling to initiate the statutory changes to include ND's. Although the POLST Task Force is not willing to enter legislation to change the law, they have suggested there may be ways for NDs to become more recognized as signers of the POLST. The Board will encourage the professional association to pursue the issue of changing the POLST statute to reflect the ND as primary signer for patients.

**Clinical Privileges** – Ms. Walsh gave an update regarding a letter from OHSU requesting standards of credentialing for ND's to be employed as independent physicians in the integrative clinics at OHSU. After discussion, the Board approved a document outlining medical procedures that ND's can perform in general and what ND's can perform once they have obtained the necessary training. Ms Walsh will forward this information to OHSU. She would like to thank Margot Longenecker and her staff at NCNM for their help on this.

**Board Membership** – Ms. Walsh informed the Board that Sheila Myers, ND, from Bend, will be replacing D. Beck on the Board, and will start attending meetings in December.

**Naturopathic Representation** - The Board needs representation on the Prescription Drug Monitoring Program, and the Oregon Pain Management Commission. The Board has solicited NDs to fill these positions and received several responses. The Board reviewed the applicants and will forward the information to the respective Program or Commission.

**2011 Board Meeting Dates** – The Board decided to change the regular schedule of Board meetings to the second Monday of even numbered months. The next Board meeting will be held December 12, 2011.

**BCCP** – The BCCP (Breast and Cervical Cancer Program) is a program that reimburses medical providers for treating patients with breast or cervical cancer. The Board wanted to make sure licensees were aware of it.

**SERV-OR** - SERV-OR is a statewide registry system to help pre-credentialed health care professionals volunteering their services during emergencies with significant health impacts. Ms. Walsh is coordinating with the SERV-OR administrators to share database information pertinent to SERV-OR's program.

**Formulary Council** – P. Chapman gave an update about the Formulary Council meeting that was held on September 21, 2011. The substance Ozone was presented for inclusion to the naturopathic formulary. The Formulary Council voted to table the issue until its next meeting or until it can obtain more information.

### **Legislation:**

**Minor Surgery** – The Board will coordinate with the OANP to discuss an expanded statutory definition of minor surgery.

### **Directors Report:**

**Semi-Independence** – Ms. Walsh continues to participate in discussions about semi-independence.

**Budget** – Ms. Walsh explained to the Board the budget process and John Terpening, from the Legislative Fiscal Office, explained some of the rationale behind certain legislative budget decisions during the previous session.

**New Database** – Ms. Walsh explained that the Board has acquired new database software. Ms. Walsh is working with IT to establish and contain the overall costs before deciding to switch over to it.

**State Formulary and Jurisprudence Exams** – There were 62 examinees registered to take the August 5, 2011 exam. Only 2 examinees failed to meet the passing grades for licensure.

**FNMRA** – The Federation of Naturopathic Medical Regulatory Authorities was incorporated on August 15, in Arizona. Ms. Walsh was in attendance as the president and treasurer of the Federation. The purpose of the Federation is to be the organization that coordinates the efforts of naturopathic regulatory authorities in each state and jurisdiction. Ms. Walsh's hope is that it could possibly serve as a central repository of disciplinary actions and for accreditation of continuing education, as well as offering basis guidelines and suggestions to jurisdiction attempting licensure.

### **Miscellaneous:**

**Contact Log** – The Board office contact log was reviewed without any comments being made.

**Scope of practice for online consulting** – There was an inquiry on the issue of licensees operating websites that offer nutritional counseling outside the practice of naturopathic medicine. There was concern that a licensee could not separate their role as a doctor, who make diagnoses, and their role of a counselor, with no doctor/patient relationship, and that the potential customer might not recognize the difference. The Board wanted more information and the issue was tabled until the next meeting.

**OANP – Insurance Parity** – The Oregon Association of Naturopathic Physicians requested that the Board inform licensees about coordinated care organizations and their relationship with the Oregon Health Authority. More information on this can be obtained through the association.

**Public Comment:** There was no public comment.

As there was no more business to discuss, the Board adjourned at 1:45 pm. Board members worked on CE after the close of the meeting.