

NATURAL NEWS

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New laws for 2012

A sampling of new laws that affect licensed healthcare providers in California:

AB 499: Allows a minor 12 years or older to consent to medical care related to the prevention of a sexually transmitted disease.

AB 1424: Requires a state governmental licensing entity to suspend, revoke, and refuse to issue a license if the licensee's name is included on the list of the 500 largest tax delinquencies in California.

SB 514: Prohibits the sale, transfer, or furnishing of ephedrine, pseudoephedrine, and dextromethorphan to persons under the age of 18, except as specified.

SB 850: Requires every provider of healthcare, healthcare service plan, pharmaceutical company, or contractor who creates, maintains, preserves, stores, abandons, destroys, or disposes of medical information to do so in a manner that preserves the confidentiality of the information contained therein.

Go to <http://www.leginfo.ca.gov/bilinfo.html> to view each bill in its entirety. Enter the bill number, click the "Search" button, then click on the appropriate bill (AB or SB).



**NATUROPATHIC
MEDICINE
COMMITTEE**

1300 NATIONAL DRIVE
SUITE 150
SACRAMENTO, CA 95834
WEB SITE: www.naturopathic.ca.gov
E-MAIL: naturopathic@dca.ca.gov

Meet your Committee members

The members of the Naturopathic Medicine Committee are appointed by the Governor. There is currently one M.D. vacancy.

Current members include:

Dr. David Field, N.D., LAc (Chair) (Santa Rosa)

Dr. Tara Levy, N.D. (Vice-Chair) (Lafayette)

Dr. Koren Barrett, N.D. (Costa Mesa/Irvine)

Dr. Michael Hirt, M.D. (Tarzana)

K.T. Leung, CPA (San Marino)

Dr. Gregory Weisswasser, N.D. (Grass Valley)

Dr. Beverly Yates, N.D. (San Rafael)

Dr. Caleb Zia, Ed.D (Huntington Beach)

http://www.naturopathic.ca.gov/about_us/members.shtml



A BreEZe is on the way...

Good news! The Department of Consumer Affairs (DCA) has worked for several years to secure a new licensing and enforcement system and the Naturopathic Medicine Committee will be among the first DCA entities to use this new system.

BreEZe will offer the latest in Web-based technology, including a function that will allow licensees to make payments online. You will also be able to change addresses, change contact information, and order duplicate and replacement licenses via the Web site as well. We are scheduled to go live September 2012. And, yes, the new system will post up-to-date license statuses on the Committee's Web site, as well.

REMINDER: Naturopathic corporations

Business & Professions Code Section 3674 states, "The name of a naturopathic corporation and any name or names under which it may render professional services, shall contain the words "naturopathic" or "naturopathic doctor" and, as appropriate, wording or abbreviations denoting its status as a corporation."

You have until June 1, 2012, to bring the name of your corporation into alignment with the law. After June 1st, the Committee will cite and fine NDs for unprofessional conduct for violations of Section 3674 of the Naturopathic Doctors Act. Also remember that if you have a corporation, you are required to have malpractice insurance (California Code of Regulations § 4266). The law and regulation do not apply to noncorporate entities.

Continuing education

If you are licensed in multiple jurisdictions, do not assume you can use continuing education (CE) for California that is approved for another state/jurisdiction.

Each state and province has its own laws pertaining to CE. Be aware that the CE provider and class must meet approval requirements for California in order to fulfill requirements for license renewal.

It is your responsibility to verify with the CE provider that it has received approval (not just applied for approval) from one of the following approvers found in the Naturopathic Doctors Act [Business & Professions Code Section 3635 (b)]:

- CNDA (California Naturopathic Doctors Association)
- AANP (American Association of Naturopathic Physicians)
- Pharmacy Board of California
- Board of Chiropractic Examiners

The Committee also accepts any classes approved for physician and surgeons.

The Committee does not currently approve CE classes.

Naturopathic medical school opens campus in California

California's first naturopathic medical school, which is approved by the Council on Naturopathic Medical Education, will open soon. Bastyr's California campus will open for the fall session 2012. More information can be found at www.bastyr.edu/California.

WHO IS THIS?

Spotlight on a Committee Member:

He attained a doctorate of education and is one of two Committee members to hold a degree in engineering. He served in various capacities at University of Southern California, the Southern California University of Health Sciences, and many other U.S. and international universities. He also served on the boards of directors for multiple banks and was a founding member and president of the Chinese American Chamber of Commerce of Orange County. He was originally appointed to the Bureau of Naturopathic Medicine in July 2008, then was appointed to the Committee in February 2010, and is active in many local governmental affairs.

**See back page for answer



Reporting requirements

Licensed healthcare providers in California are required to report certain injuries or conditions to specified authorities. Below are some of the laws you should be aware of:

Injuries by deadly weapon or criminal act: Penal Code Section 11160

Child abuse: Penal Code Section 11165.7(a)(21), 11165.9, 11166(1)(c)

Adult/elder abuse: Welfare & Institutions Code 15630

For access to all California Codes (statutes/laws) to go online to <http://www.leginfo.ca.gov/calaw.html>. Click the box next to the appropriate Code (Health & Safety Code, Penal Code, etc.), click the "Search" button, then scroll to the numbered section you wish to view.

Expert consultants needed

The Committee's first priority is the protection of the public. Sometimes, that requires the review and analysis of patient files in order to respond to complaints made against NDs involving patient care.

We need your help!

If you wish to provide this service to your profession, please verify you meet the criteria for an Expert Reviewer as found on our Web site at <http://www.naturopathic.ca.gov/formspubs/index.shtml>. If you qualify, you may apply by completing and signing the "Application for Expert Reviewer" found on the same Web page and returning it to our office.



NATUROPATHIC MEDICINE COMMITTEE
 1300 NATIONAL DRIVE, SUITE 150
 SACRAMENTO, CA 95834

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THERE WERE NO ENFORCEMENT ACTIONS AGAINST LICENSEES IN 2012.

UNLICENSED ACTIVITY Citations and fines (since newsletter was last published in June 2011):

NAME	DATE	VIOLATION	CITATION & FINE
Gregory Harvey, D.C.	7/12/2011	B & P Code 3660 - Unlawful use of title by unlicensed practitioner	\$1,000
Todd Kaufmann, R.N.	7/12/2011	B & P Code 3660 - Unlawful use of title by unlicensed practitioner	\$1,000
Glen Depke	10/4/2011	B & P Code 3660 - Unlawful use of title by unlicensed practitioner	\$1,000
Kelly Austin, N.D.	10/4/2011	B & P 3662 - Unprofessional Conduct, CCR 4260 (w) Holding self out as a "physician."	\$250
Crystal Caministeanu	10/4/2011	B & P Code 3660 - Unlawful use of title by unlicensed practitioner	\$1,000
Veaney McIrvin	10/4/2011	B & P Code 3660 - Unlawful use of title by unlicensed practitioner	\$1,000
Dean Botz	10/4/2011	B & P Code 3660 - Unlawful use of title by unlicensed practitioner	\$1,000
Courtney Granick	10/4/2011	B & P Code 3660 - Unlawful use of title by unlicensed practitioner	\$1,000
Meredian Grace	10/4/2011	B & P Code 3660 - Unlawful use of title by unlicensed practitioner	\$0
David Blodgett	10/4/2011	B & P Code 3660 - Unlawful use of title by unlicensed practitioner	\$1,000
Tsu-tsair Chi	10/4/2011	B & P Code 3660 - Unlawful use of title by unlicensed practitioner	\$1,000
Erika Crotta	10/4/2011	B & P Code 3660 - Unlawful use of title by unlicensed practitioner	\$1,000
Mick Hall	1/6/2012	B & P Code 3660 - Unlawful use of title by unlicensed practitioner	\$2,500
Richard DeAndrea, M.D.	1/6/2012	B & P Code 3660 - Unlawful use of title by unlicensed practitioner	\$2,500

***"Who is this?" answer: Dr. Caleb Zia, Ed.D