

California Board of Naturopathic Medicine

Meeting Minutes

June 29, 2023

DRAFT

**MEMBERS
PRESENT:**

Dara Thompson, ND, Chair
Greta D'Amico, ND, Vice Chair
Minna Yoon, ND
Bruce Davidson, PhD
Vera Singleton, ND
Andy Yam (left meeting when Item 5.b. was discussed)

**MEMBERS
ABSENT:**

Diparshi Mukherjee, DO, Absent with Cause

STAFF PRESENT:

Rebecca Mitchell, Executive Officer (EO)
Michael Kanotz, Program Legal Counsel, Legal Affairs Div., DCA
Kayla Watson, Program Legal Counsel, Legal Affairs Div., DCA
Kristy Schieldge, Regulations Counsel, Legal Affairs Div., DCA
Renee Milano, Budget Manager, Budget Office, DCA
Elizabeth Coronel, Moderator, SOLID – DCA
Bryce Penny, Webcast Specialist, Office of Public Affairs, DCA
Raquel Oden, Program Analyst, Co-Moderator, NMC

**MEMBERS OF
THE AUDIENCE:**

N/A

Agenda Item 1 Call to Order/Roll Call/Establishment of a Quorum

Dara Thompson, ND, Chair, Naturopathic Medicine Committee (NMC) called the meeting of the NMC to order on June 29, 2023, at 10:00 a.m. A quorum was present and due notice was provided to all interested parties.

Agenda Item 2 Public Comment

There was no public comment during this meeting.

Agenda Item 3 Review and Possible Approval of Committee March 24, 2022, Meeting Minutes

EO Mitchell provided the Board members with a draft copy of the 11/10/2022 Committee meeting minutes. The Board had an opportunity to review the minutes prior to the commencement of the meeting.

The Board members approved the meeting minutes as submitted.

Motion – Davidson / *Second* – Yoon, to approve the 11/10/2022, meeting minutes as submitted. Roll call vote taken; motion carried 5-0-0. (YES – Thompson, D’Amico, Singleton, Davidson, Yoon / NO – none / Abstentions – none).

Agenda Item 4 Board Chair Welcome, Discussion and Possible Actions

Chair Thompson welcomed all the members and staff to the meeting. Chair Thompson also provided an update regarding the Board Chair’s continued participation in the panel discussions with the FDA on proper guidelines and procedures for IV nutrient therapy. The next FDA panel meeting will be held on July 26, 2023. Further information will be provided as the discussions continue.

Agenda Item 5 Update Discussion, and Possible Action on Proposed Regulations

a) Consideration of Proposed Regulations to Adopt Sections 4237.1, 4237.2, 4237.3, 4237.4 and 4237.5 in Title 16 of the California Code of Regulations (CCR) (Intravenous (IV) and Advanced Injection Therapy, and IV Therapy Course Approval)

Kristy Schieldge, Regulatory Counsel, was recently assigned to review the Board’s IV therapy language proposal. Regulatory Counsel referred the members to the memo provided in the meeting materials, and reviewed the legal issues outlined in the meeting materials with the members. After reviewing the proposed regulatory language, Counsel Schieldge provided an overview to the Board of the actions needed to move forward with the consideration of the proposed regulatory changes for the IV and Advanced Therapy language.

Counsel Schieldge advised that there were authority issues with the proposed language since the statute only permits the Board to develop regulations regarding IV administration that are consistent with the education and training of a naturopathic doctor and the education requirements for administration are already covered in statute at Business and Professions Code (BPC) section 3640.8. She recommended that the Board amend the current proposal to further specify administrative, course approval and minimum standards for IV administration only, and to remove from the current proposal

references to additional training, recertification, or course content requirements as criteria for an ND to administer IV therapy at this time.

Chair Thompson asked whether the Board was prevented by law from adding any additional requirements for continuing education that are outside of the Board's current law. Counsel Schieldge confirmed that understanding and referred the members to her analysis in the meeting materials memo. She suggested that if the Board wished to prescribe additional training or continuing education for the Board's licensees providing IV therapy administration that the Board seek a legislative amendment to BPC sections 3635 or 3640.8, which may be discussed at a future board meeting. Chair Thompson expressed her concerns about not further prescribing training as the Board's role is one of public safety and that medicine is ever evolving and it seems in the longer term the Board does need to have the ability to require licensees to get additional training if you know there are changes in what they can do or the landscape of medicine. She stressed that this was a super important issue and may need to be something addressed in a future Sunset Bill.

Dr. D'Amico stressed that she believed there was a difference between the need for legislation and regulatory standards and being in a position to encourage people to do things a certain way. She indicated that NDs already have more specific, more rigorous and more numerous hours than any medical professional in the state, so she expressed her concern that the Board not just keep going forward with the assumption that the Board has to make more legislation or rules for everything. When medicine changes that is the reason that the Board has a requirement for continuing medical education generally, and as a rule it is left to the professional as to what they need to take as there's a certain level of trust to decide as a professional what additional education you need to take to remain competent. In some states they require that you write out an educational assessment and plan about how you're going to learn but that is sort of assumed in this Board's regulations that we have done that or in the statutes that we know where further education is needed. She wanted to encourage the Board to have standards and guidelines but remember that the Board is qualifying a person for a minimum level of competency and that this regulatory requirement resulted from one incident where a District Attorney suggested the Board should have more regulations. She recommended the Board look at the data and spend resources where we are seeing a lot of people getting in trouble.

Dr. Bruce Davidson, public member of the Board, questioned whether there are minimum standards regarding IV Therapy administration that are in place in the documentation provided by the Advisory Committee. Regulations Counsel responded that she is recommending that the Committee explore that issue, including private standards setting bodies and the education and training an ND receives in this area, consistent with BPC section 3640.8. She stressed the importance of setting standards for more effective enforcement of minimum standards of IV Therapy Administration. Dr. Davidson also commented that in his professional experience dealing with quality-of-care issues that there are processes that are followed for the development of evidence-based guidelines and standards of practice to ensure there are in fact well-articulated

frameworks for practice standards. These standards should be ubiquitous across the across the various clinical professions.

Dr. Yoon asked whether the current proposal that requires training or a certification process would not be covered by the current law. Regulations Counsel stated that the training is already covered by BPC section 3640.8 and therefore the Board, in her opinion, would have problems arguing any authority to prescribe further training or education requirements. In reviewing the legislative history of the bill enacting Section 3640.8, the legislature was pretty much in agreement with this Board that the profession could do IV therapy with just an active license and an additional course as set forth in BPC section 3640.8. The regulations would simply describe what the minimum standards for safe administration would be in day-to-day practice, what the Board expects NDs to maintain to ensure that consumers don't get sick or have an adverse reaction.

Dr. D'Amico added that in fact that training in schools often thoroughly goes over the minimums and tests this issue, so she suggested that the Board use curriculum from the schools as a resource in determining what the content of this regulation should be. She also recommended possibly using NPLEX questions as another source as well as looking at what the guidelines are at large in the field of medicine in our state.

Regulations Counsel recommended that the Advisory Committee review the legislative history for SB 1446, which discussed subject matter areas like: site selection, infection control and avoiding emergency situations if there is an adverse event. Her recommendation would be to refer this proposal back to the Board's Advisory Committee for further review and development in consultation with Regulations Counsel, and to bring back a new proposal to a future meeting for Board consideration.

Motion – Thompson / Second – D'Amico, refer this proposal back to the Board's Advisory Committee for further review and development in consultation with Regulations Counsel, and to bring back a new proposal to a future meeting for Board consideration. Roll call vote taken; motion carried 6-0-0. (YES – Thompson, D'Amico, Singleton, Davidson, Yoon, Yam; NO – none / Abstentions – none).

There were no public comments on this item.

b) Discussion and Possible Action to Initiate a Rulemaking to Adopt CCR, Title 16, Section 4201 (Delegation of Functions)

Regulations Counsel, Kristy Schieldge, presented information to the Board regarding the Delegation of Functions rulemaking proposal from the meeting materials and reviewed each proposed section of the proposed regulations with the Board. Counsel Schieldge advised that the Board may appoint a person exempt from civil service who shall be designated as an Executive Officer and who shall exercise the powers and perform the duties delegated by the Board and vested in the executive officer by its statutes at BPC section 3621(e). However, the Board currently does not have a

regulation that prescribes the overall day-to-day duties commonly assigned to Executive Officers or Executive Directors in this Department or prescribes the current duties that the Board's Executive Officer is already performing under contract with the Board. According to the Regulations Counsel, other boards within the Department have specified their Executive Officer's duties in regulation.

Counsel Schieldge went over examples of other delegation of functions regulatory text set forth in the meeting materials. The Board reviewed the proposed language for proposed California Code of Regulations, title 16 (CCR) section 4201, along with the example language from other DCA healing arts boards.

Chair Thompson requested clarification on process for this proposal and inquired whether the Board would be able to adopt this proposal today.

Counsel Schieldge explained that the first step would be to get feedback on whether there's any problems with the concept or the text as presented. The regulations are presented in underline in the meeting materials to show how that might read in the Board's regulations if approved by the Board. If the Board passed a motion to approve the proposed text as presented, then the next step would be to submit a rulemaking package to the DCA Director and Business, Consumer Services and Housing Agency for review and approval and then eventual filing with the Office of Administrative Law who would review the regulations for possible approval under six standards (authority, clarity, necessity, nonduplication, consistency and reference). She directed them to the two possible motion options in the meeting materials for the rest of the process that would lead up to adoption by the Board at a future date.

Dr. D'Amico asked what the word "dictate" meant in the proposal. Counsel Schieldge indicated that unless the word is more specifically defined in regulation, it would have the common or ordinary meaning as set forth in a dictionary. According to the dictionary, "dictate" means "prescribe" unless the Board defines it differently, and the Board is free to change it. (Mr. Yam left at this point in the meeting.)

Executive Officer Mitchell asked if the Board might want to put in any reference to BPC section 820 delegations in this proposal. Counsel Schieldge referred the members to page 2 of the memo and the example from the Board of Behavioral Sciences. She explained what BPC section 820 does and how it is implemented by reading the introductory language of the statute into the record. This delegation would allow the Board to quickly and efficiently have a licensee or applicant examined for these issues for the protection of the public. Since compelling a physical or mental examination has been considered investigative by the courts, some boards have delegated this function to the Executive Officer (who is in the prosecution role for most agencies) rather than have a Board member perform that function (who is in the role of "judge" or decisionmaker). This prevents a Board member from having to recuse themselves from deciding the final case down the road in the event there is an appeal of any licensing or disciplinary action filed by the Executive Officer in the form of an Accusation or Statement of Issues.

Dr. Singleton asked whether this delegation meant that the Board itself would not be able to veto the Executive Officer's decision if we disagree with it. Counsel Schieldge indicated that it would not. This delegation would only allow her to order the evaluation to be done. If there were any action taken (Accusation or Statement of Issues filed), the Board would still be required to review and approve the Executive Officer's action, and could still take a different action if it chose to do so based on all facts presented.

Ms. Mitchell added that this evaluation tool is used a lot in complaints where there is alleged substance abuse so we can have somebody go in and evaluate a person to see if they are fit for duty and that it really does reduce the time that a bad actor may be out there under the influence practicing on their patients.

Chair Thompson remarked that the Board has been sort of chronically underpopulated where you have a lot of vacancies on the Board and so to take one Board member out of a vote could easily result in a loss of quorum.

Dr. D'Amico stated that she agreed that the Board should add that provision.

The Board members determined that the Section 820 language authority to compel examinations due to mental or physical illness affecting competency (from the Board of Behavioral Sciences 16 CCR § 1803 example) should also be included in the proposed language.

As a result, Counsel Schieldge recommended placement of the proposed language in the text in meeting materials as follows: in subsection (a), before "and attend meetings...", the following additional text would be added, "issue orders compelling an evaluation of a licensee's physical or mental condition in accordance with Section 820 of the Business and Professions Code, and [...]"

Chair Thompson stated she agreed with the recommendation on placement in this division as recommended.

Motion – Thompson / Second – Singleton, to amend the proposed text to include in subsection (a), before "and attend meetings...", the following additional text, "issue orders compelling an evaluation of a licensee's physical or mental condition in accordance with Section 820 of the Business and Professions Code, and [...]". Roll call vote taken; motion carried 5-0-0. (YES – Thompson, D'Amico, Singleton, Davidson, Yoon / NO – none / Abstentions – none).

Motion – Yoon / Second – D'Amico, Approve the proposed regulatory text for Section 4201 as provided in the attachment, with the changes made at this meeting.

In addition, submit this revised approved text to the Director of the Department of Consumer Affairs and the Business, Consumer Services, and Housing Agency for review and if no adverse comments are received, authorize the Executive Officer to take

all steps necessary to initiate the rulemaking process, make any non-substantive changes to the text and the package, and set the matter for a hearing if requested. If after the 45-day public comment period, no adverse comments are received, and no public hearing is requested, authorize the Executive Officer to take all steps necessary to complete the rulemaking, and adopt the proposed regulations as noticed for 16 CCR Section 4201. Roll call vote taken; motion carried 5-0-0. (YES – Thompson, D’Amico, Singleton, Davidson, Yoon / NO – none / Abstentions – none).

There were no public comments on either motion.

Dr. D’Amico requested that the Executive Officer conduct research as appropriate and place the issue of possible legislative changes to BPC section 3640.8 on a future meeting agenda, including possible revisions to requirements at subdivision (c) that “No credit shall be granted for distance education, including, but not limited to, correspondence courses, Internet courses, or video or remote television offerings.”

Agenda Item 6 Executive Officer’s Update, Discussion and Possible Action

a) Board Member Vacancies

Executive Officer (EO) Mitchell presented information regarding Board Member vacancies. Currently there are two (2) vacancies as follows:

- 1 Professional Member (naturopathic doctor) – vacant since 02/2022
- 1 physician and surgeon (allopathic or osteopathic) – vacant since 09/2019

Mr. Andrew (Andy) Yam was appointed to the public member vacancy for the Speaker of the Assembly on June 26, 2023. There is one professional ND member currently serving their grace period which expires on 12/31/2023.

Staff is working with DCA Board and Bureau Relations and the Governor’s Appointment Office to get the positions filled.

b) Office Move

On April 1, 2023, the Board’s office relocated to the Department of Consumer Affairs, Head Quarters (HQ)-2 building located at 1747 N. Market Blvd., Ste. 240, in Sacramento. The Board currently leases a suite that is shared with the California Board of Registered Nursing’s Licensing Division.

Staff was present to complete the move of property to the new site. There were no delays to licensing or enforcement processing. Mail delivery was slightly delayed but was resolved within the first three weeks after the move. All services are now being managed with no delays or challenges.

c) Staffing

During the 2022 Oversight (Sunset) Review process, the Board provided information to the Legislature about the ongoing issues with unlicensed practice. Assembly Bill 2685 (Chapter 414, Statutes of 2022) was the sunset bill that changed the former Naturopathic Medicine Committee to the California Board of Naturopathic Medicine along with providing authority to hire an additional staff member to assist with the large unlicensed activity.

Staff prepared a Budget Change Proposal and requested the authority to create an analyst position for enforcement duties. The position was approved for a full journey level analyst classification. Staff has started working with DCA's Office of Human Resources to develop duty statements and the required hiring documentation.

During the process of creating the new analyst position, the Board was advised that there should be a management level staff who can cover the delegated functions in the absence of the Executive Officer. Currently, the Board does not have a staff at an appropriate classification level to implement this mandate. The Board consulted with DCA OHR and Executive Office, to see if it was appropriate to reclassify the new position as a manager level to mitigate this but was told that we could not. The Board will continue to work with DCA OHR to get the recruitment documents together for the analyst position and will work in the near future to resolve the lack of management for the delegation of functions.

d) Licensing Statistics

EO Mitchell reported on the Board's total licensee count as of November 7, 2022, is as follows:

- Active/Current Licensees – 1001 (There is 1 suspension for Family support issues – once the licensee clears their case with family support court, they will be placed back into an active status)
- Inactive/Current – 27
- Delinquent – 116
- Other (retired/etc.) – 278

The total number of licensees under the NMC's jurisdiction is 1,422.

Additionally, the Board has reviewed and approved 74 new naturopathic doctor license applications between October 1, 2022, and June 26, 2023. In fiscal year 2022-23 to date, the Board licensed 67 new naturopathic doctors.

e) Enforcement Statistics

EO Mitchell reported that currently the Board has 113 total enforcement cases open. Of the 113 cases, 53 are against licensees, (2 if these are against applicants), while the remaining 60 cases are against unlicensed individuals.

The unlicensed activity continues to remain the largest portion of the Board's enforcement caseload making up 53% of cases. We hope that continued educational and informational outreach campaigns will assist in continuing to reduce the unlicensed activity.

The **unlicensed activity** consists of all the following:

- Using the naturopathic doctor (ND) title – (CA Bus. Prof. Code §3660)
- Not providing a written disclaimer of unlicensed practice to their client and having a signed copy by the client on file per CA business and profession section 2053.6 – (CA Bus. Prof. Code §3644)
- Providing Diagnosis in violation of CA Business and Professions code section 2053.5 – (CA Bus. Prof. Code §3644)
- Advising their clients to discontinue medication prescribed by licensed healthcare providers also prohibited with CA BPC section 2053.5 – (CA Bus. Prof. Code §3644)
- Providing treatment within the scope of an ND – (CA Bus. Prof. Code §3644)
- Causing harm or death to clients – (CA Bus. Prof. Code §3644)

EO Mitchell reported that 26 new cases were submitted from 11/11/2022 through 06/26/2023. Since the last meeting, the Enforcement Unit closed 18 cases and revoked one (1) licensee for *unprofessional conduct*. Currently there are several that have been resolved and are awaiting management review and closure.

Since the Board's creation in 2004, this was the first time a naturopathic doctor's license has been revoked. Additionally, our board was the first nationwide to take action on a healing arts practitioner for violation of the COVID-19 vaccine administration.

The **licensed activity** consists of all the following:

Currently, the Board has 53 total enforcement cases opened on ND licensees (51 licensees plus 2 applicant cases). Of those 53 cases, the breakdown of violation types are as follows:

- Advertising violations – 8 or 15%
- Failure to update address with the committee – 0

- Substance-abuse related violations – 7 or 13%
- Unprofessional Conduct – 34 or 64%
- Records only – 1 or 2% (not releasing upon patient request)
- Patient harm - 3 or 6%

f) Budget Update

Renee Milano, Budget Manager, and Christina Ritchie, Budget Analyst were both present during the budget update presentation. Ms. Ritchie reported on the Board's current budget and fund conditions. She explained to the members how the documents capture the expenditures, revenue and the projected year-end budget. There is a small reversion, and the Board will need to be careful and be conservative on spending during the last half of the fiscal year.

The Fund condition continues to be healthy.

g) Board Member Training

EO Mitchell provided an update to the Board members regarding training that is required and due to be compliant. All members received an updated list of their specific training currently due, if appropriate.

h) Federation of Naturopathic Medicine Regulatory Authority (FNMRA) Update

EO Mitchell advised that the Next FNMRA meeting is scheduled for November 2023. There is nothing new to report since the last meeting.

i) Update of North American Board of Naturopathic Examiners (NABNE) Advisory Council meeting, April 21, 2023 Consultation to Idaho Chapter of the American Association of Naturopathic Physicians and Idaho Department of Professional Licensing (IDOPL) Update

EO Mitchell reported that she attended the NABNE Advisory Council meeting on April 21, 2023, as the representative of FNMRA to provide insight as a state regulator. During the meeting, EO Mitchell provided information to the Advisory Council regarding CA AB 765 that would have prohibited NDs from utilizing long-used specialty titles such as naturopathic "pediatrician" and "gastroenterologist".

EO Mitchell I also outlined the top three issues that NABNE should focus on in the new term (1-2) years from the perspective of regulators:

- Support licensure efforts,
- Monitor industry standards and ensure NABNE is following and testing for those standards,
- Continue monitoring types and counts of disciplinary actions against NDs, nationwide.

Additionally, EO Mitchell provided data from the Federation of Naturopathic Medicine Regulatory Authorities (FNMRA) Disciplinary Actions Summary, outlining the number of total enforcement actions taken on NDs since 2010, nationwide.

- 15 – ND acts that potentially harm patient (Indirectly)
- 154 – ND acts that harm patients (Directly)
- 60 – ND acts related to the administration of naturopathic medicine practice
- Totalling 279 reported disciplinary actions

j) Consultation to Idaho Chapter of the American Association of Naturopathic Physicians and Idaho Department of Professional Licensing (IDOPL) Update

EO Mitchell reported on the background of naturopathic medicine in Idaho:

- Idaho has an existing board that licenses naturopathic doctors as Naturopathic Medical Doctors (NMD).
- The State of Idaho has created through legislation, a new board that would license naturopathic doctors (ND). However, the NDs of the new board would be other healing arts practitioner, licensed under another medical profession, that chooses to become an ND. These individuals would simply use their respective active license, and licensing examination administered by their respective healing art professions as proof of competency.
- These ND applicants would not be required to take any additional education, training, or licensing examinations in naturopathic medicine.
- Further, after the ND license is issued, the individual could then let their original healing arts license lapse or cancel and would be able to remain practicing as a naturopathic doctor.
- Additionally, the new board will register traditional lay naturopaths.

The Idaho Chapter of the American Association of Naturopathic Physicians (AANP) requested that EO Mitchell provide testimony and consultation to the Idaho department of Professional Licensing (IDOPL) about the challenges that California has experienced with unlicensed activity, and the costs to create and fund a new board.

On May 31, 2023, EO Mitchell attended the meeting and provided IDOPL with information on the challenges and costs associated with unlicensed practice. IDOPL was provided information that although there are laws in place that allow non-licensed naturopaths to practice naturopathy, that they may not diagnose or advise their client to stop treatments prescribed by their licensed primary health practitioner. Further, it was reported that lay naturopaths must provide the proper **written** disclaimer that is required by law for all unlicensed healing arts

individuals and that a lot of the enforcement actions involve violations of these current laws.

The startup costs and how funding was sourced for the former Bureau of Naturopathic Medicine was also reported to IDOPL.

Agenda Item 7 Renewal Applications – Transition to Postcard Notices, Discussion and Possible Action.

During the November meeting EO Mitchell reported that staff was working on transitioning from a 10-page renewal form to a renewal notice postcard. This will provide cost saving in postage expenses and will be a eco-friendly way of doing business.

The postcard will provide instructions to the licensee on how they should go online to complete the renewal process and pay for their license. The design of the postcard was completed along with updating the new board name and location. A sample of the front and back of the postcard was presented to the Board.

During the last meeting, staff advised that due to limited resources, we would transition to the new postcard in February 2023. However, due to the office move, implementation was rescheduled. EO Mitchell happily reported that the new postcard is scheduled to go live during the 08/9/2023 BreEZe live-production release. Staff worked with the web team to add additional instructions that will assist licensees in registering for an account on BreEZe and linking it to their license records.

Agenda Item 8 Legislative Implementation Update, Discussion and Possible Action on Chaptered Bills:

Rose Turner, Legislative Manager, DCA Division of Legislative Affairs, provided a presentation, providing an overview of the following chaptered bills:

a) AB 765 (Wood, 2023) – Physicians and surgeons: medical specialty titles

This bill would have made it a misdemeanor for any other healthcare practitioner besides a physician, to use any specialty titles outlined in the bill. This bill was held in Assembly Appropriations Committee and is now a two-year bill and is not active for the remainder of the 2023 legislative session. It may be acted upon in January of 2024, however, the bill received robust discussion and opposition from various stakeholder groups, including the Board of Naturopathic Medicine.

The Board's opposition letters were included in the meeting materials.

The Board previously took the position of “oppose unless amended to remove ND’s from the language”. No action taken on this bill at this time.

b) SB 818 (Roth, 2023) – Department of Consumer Affairs: terms of office: fingerprinting

This bill would update certain sections of the Business and Professions Code to include, among other things, the Board’s recent name change from the **Naturopathic Medicine Committee** to the **California Board of Naturopathic Medicine**. The conforming name change would also allow the Board to continue requiring applicants to complete a fingerprint background check.

This bill is currently pending hearing before the Senate Business and Professions Committee, there was some discussion that this bill may not move this year. If the bill does not move forward, this is something that the Board may be able to request in an omnibus bill at the beginning of 2024 legislative session.

Motion – Thompson / Second – D’Amico, to **Support** the proposed SB 818 bill. Roll call vote taken; motion carried 5-0-0. (YES – Thompson, D’Amico, Singleton, Davidson, Yoon / NO – none / Abstentions – none).

c) AB 1021 (Wicks, 2023) – Controlled substances: rescheduling

This bill would automatically authorize healthcare professionals in California to prescribe, furnish, or dispense any schedule one controlled substance that has been Federally rescheduled or exempted from the Controlled Substances Act. This bill does not apply to cannabis products (would apply to psilocybin and other like substances).

This bill is currently set for hearing before the Senate Appropriations Committee on 7/3/2023.

Motion – Singleton / Second – none, to **Watch** the proposed AB 1021 bill. Motion did not move.

Motion – D’Amico / Second – Yoon, to **Support** the proposed AB 1021 bill. Roll call vote taken; motion carried 4-1-0. (YES – Thompson, D’Amico, Davidson, Yoon / NO – Singleton / Abstentions – none).

Agenda Item 9 New Program Name and Logo, Discussion and Possible Action

During a prior meeting, EO Mitchell advised the Board that they would have another opportunity to review the coloring of the new board logo and change it should they desire. The members of the Board reviewed the samples and asked to see both sample

(e) and sample (g), using the ginkgo-green color from sample (e) on both samples (e) and (g). In addition, the members would like to see (g) as-is with the other two samples.

This will be tabled, and the new color samples will be brought to a future meeting.

Agenda Item 10 Discussion of Prospective Legislative Proposals

The following items were discussed, and Board members would like to have them added to future meetings to discuss legislative proposals:

- IV Therapy Re-certification and Continuing Education
- Formulary Modernization to match ND education and training

In addition, Vice-Chair D'Amico requested that staff check for any instances of the term "Committee" when referencing the Board in statute and make any amendments, if needed and appropriate.

Agenda Item 11 Future Agenda Items and Next Meeting Dates

Items for next meeting include rollover items from the last meeting:

- Executive Officer Evaluation
- Legislative Updates to include live, online CE Courses (BPC §3640.8)
- IV Therapy Advisory Committee Updates
- Rulemaking Process

The next meeting will be scheduled during the first two weeks in September 2023.

Agenda Item 12 Adjournment

There being no further business or public comment, Dr. Thompson adjourned the meeting at 1:32 p.m.