



BUREAU OF NATUROPATHIC MEDICINE
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NATUROPATHIC MEDICINE ADVISORY COUNCIL

Meeting Minutes March 14, 2005

Administrative Office of the Courts
 455 Golden Gate Avenue, Benicia Room
 San Francisco, CA 94102

COUNCIL MEMBERS PRESENT: Carl Hangee-Bauer, Chair
 Alexandra Cock, Vice Chair
 Mary Hardy
 David Field
 Trevor Cates
 Soram Khalsa
 Daisy Ma
 Cynthia Watson

COUNCIL MEMBERS ABSENT: None

STAFF PRESENT: Kathy McKeever, Bureau Chief
 Norine Marks, Legal Counsel
 Joanne Davis, Assistant to Bureau Chief

I. Call to Order

The meeting was called to order at 10:05 a.m. and a quorum was declared.

II. Welcome and Introductions

The Vice-Chair Dr. Hangee-Bauer welcomed the members and the public to the meeting. The Vice-Chair introduced new member Daisy Ma and asked the members and staff to introduce themselves.

III. Approval of the December 13, 2004 Meeting Minutes

- Ms. Cock moved to change "motioned" to "moved" in the minutes. It was moved and seconded (Khalsa/Hardy) to approve the minutes as amended. Daisy Ma abstained. The motion to adopt the December 13, 2004 meeting minutes with amendments was approved by a majority vote.

IV. Election of Officer(s) Due to Resignation of Elissa Harris-Beck

- Due to family matters, Chair Ms. Harris-Beck resigned her position on the Advisory Council. Members will need to elect new Chair.
- After some discussion, it was moved and seconded (Field/Khalsa) to elect Dr. Hangee-Bauer as Chair. Roll was called and the motion carried unanimously.
- Alexandra Cock moved to nominate herself as Vice-Chair and was seconded by Dr. Field. After some discussion, roll was called and the motion carried unanimously.

V. Acting Bureau Chief's Update

- Kathy McKeever updated the members on the Bureau's budget. To date the Bureau has received approximately \$74,026 in collections. The Bureau has licensed 53 naturopathic doctors and approximately 50 applications are pending.
- Kathy discussed the status of the appointments to the statutory advisory committees. She is contacting the people who were suggested to confirm that they are able and willing to serve on the committees, then those names will be submitted to the Director for approval
- Kathy reminded the Council members of the April Board Member Orientation Training. Members wanted to know if Advisory Council members were required to attend the Board Member Orientation Training. Norine Marks responded that it's required under the Business and Professions Code for Board members, but will review the provisions of the law and Kathy will check with the Department's Training Officer on whether or not this Council is required to attend.

VI. Open Meeting Act Document Update

- The members were provided a copy of the revised Guide to the Bagley-Keene Open Meeting Act that was prepared by the Department's Legal Affairs Division.
- Norine Marks reminded members that email is covered under the Open Meeting Act and to beware if there is a quorum of the Council that you can't be talking about matters within your Council's jurisdiction unless it has been publicly noticed.
- Norine also updated members about the teleconference provisions where members calling in for a meeting must post on the agenda the teleconference site and make it available for public participation.

VII. Ad Hoc Committee Updates

Formulary discussed the following concerns:

- The law is ambiguous and unclear on what the NDs can prescribe, as well as the standard protocol and supervising requirements.
- Organizations of the standardization of the protocols. There should be suggested protocols for basic treatments such as headaches, inflammation, etc.
- Civil liabilities are not mentioned in the law. Who is liable for a prescribing mistake that a ND makes? If the ND gives a patient a drug and the patient dies,

does that liability fall on the medical doctor? If so, then the law needs to be very clear. In addition, it may raise the doctor's malpractice rate significantly.

- Advance cardiac life support training.
- Diagnostic issues.
- CPR performed by only one person.
- CRASH cart in the office.
- Airway management.
- Emergency evacuation plan.
- Prescribing of testosterone. Testosterone has been regulated as a Class III narcotic, which, therefore, requires a naturopathic doctor (ND) to have a supervising physician, but yet another part of the law allows the ND doctor to independently prescribe hormones.
- Chinese herbs. Section 3642(g) forbids NDs to prescribe Chinese herbal medicine. The law should clearly allow NDs to prescribe herbs, such as dong quai and ginkgo.
- IV therapy. Should a certification be required for IV therapy without a supervising physician?
- 48 hours of pharmacology. Are these enough hours of training? Should a portion of those hours such as 20 hours be completed within the last two or so years prior to obtaining a drug furnishing number by the Bureau. The concern is how to ensure the ND has the scope of knowledge if the ND doctor has 48 hours of pharmacology but it was so long ago and was not subject to any continuing education courses or that they were not allowed to prescribe in their practice.
- It was recommended these areas of concern be carried forward to the legislatively mandated Formulary Advisory Committee for further review.
- Norine Marks indicated that the Legal Office may come out with a legal opinion in regards to the prescribing of testosterone.

Childbirth Attendance

- To help establish standards for the specialty practice of childbirth attendance, Dr. Watson suggested the Bureau contact Morgan Martin of Bastyr to obtain a copy of the State of Washington midwifery exam guidelines.

Minor Office Procedures

- Discussion included casting, vaccinations, such as tetanus for minor wounds, minimum standard of training the schools provide, and surveying the NDs on the level of training they have received.
- Questions to be researched:
What are the standards of community practice based on NDs' competency and training?
What have other licensing states done to standardize and regulate the practice?
What is the standard of education?

Community Outreach

- Survey consumers on their health care needs.

- Survey NDs on what kinds of things they want to do in their practice based on their training.
- The Ad Hoc group will find language for the website or for public information to make the differentials clear between the naturopaths and naturopathic doctors.

VIII. Public Comment

- Jeff Goin requested the Bureau to include the Coalition for Natural Health for reference information on traditional naturopaths as it does for CNDA for naturopathic doctors.

IX. Adjournment

- The meeting was adjourned at 12:55 p.m.