

# Guam Board of Allied Health Examiners

REGULAR VIRTUAL BOARD MEETING

Friday, April 5, 2024 at 12PM

Join Zoom Meeting <https://us06web.zoom.us/j/82316028169?pwd=zJw2bl.guEAFEh1aJ3EpRu1xFG5Gkay.1>

Meeting ID: 823 1602 8169 Passcode: 073107

## MINUTES

Item		Discussion	Responsible Party	Reporting Timeframe	Status
I	Call to Order	Meeting Chaired by Dr. Balajadia	Chair	1207	Call to Order
II	Proof of Publication	Guam Daily Post 3/29/24; 4/3/24;	Chair	1207	Confirmed
III	Roll Call	<p><b>GBAHE Members</b>  <u>Present at HPLO Conference:</u>  <input checked="" type="checkbox"/> Dr. Mamie Balajadia, Clinical Psychology, Chair  <input checked="" type="checkbox"/> Vince Pereda, Licensed Professional Counselor, Vice-Chair  <input checked="" type="checkbox"/> Catherine San Nicolas, Clinical Dietician, Secretary &amp; Treasurer  <input checked="" type="checkbox"/> Sibyl Crisostomo, Speech Language Pathology  <input checked="" type="checkbox"/> Dr. Gregory Miller, Chiropractic Medicine  <input checked="" type="checkbox"/> Nadine Cepeda  <input checked="" type="checkbox"/> Dr. Dennis Triolo, Audiology  <u>Virtual Attendance:</u>  <input checked="" type="checkbox"/> Dr. Richard Chong, Acupuncture  <input type="checkbox"/> Ray Tajalle</p> <p><b>Other Attendees</b>  <u>Present at HPLO:</u>                      Rosemary Carman, HPLO  <u>Virtual Attendance:</u>                      Asst AG Daniel Morris, OAG                      Zennia Pecina, HPLO Administrator</p>	Chair	1207	Quorum Established
IV	Adoption of Agenda	<i>Motion to Approve: S. Crisostomo; 2<sup>nd</sup>. Dr. Miller</i>	GBAHE	1209	Unanimously Adopted Agenda
V	Approval of Minutes	<p><b>Draft Minutes</b> dated 3/1/2024.  <i>Motion to approve: S. Crisostomo; 2<sup>nd</sup>: V. Pereda</i></p>	GBAHE	1209	Unanimously Approved
VI	Treasurer's Report	No report.	C. San Nicolas	1210	No Report
VII	Administrator's Report	No report	Z. Pecina	1210	No Report
VIII	Legal Counsel's Report	<p>Asst AG Morris addressed the following items:                      1. In reference to the use of Zoom for meetings, it could continue to be used to permit the public to attend meetings in lieu of in-person. As long as they have the option of attending in person, there's nothing wrong with Zoom being sort of the primary vehicle to allow people to join the meetings. Now that the COVID emergency is done, there is the potential that someone could challenge actions taken by the board where board members are participating via Zoom. The default regime under statute is all the board members will be physically present in the same room. So there are two options</p>	Asst AG Morris	1210	Noted

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	<p>I would just flag for the board's consideration: First is to ensure that actions already taken by the board are not later challenged on that basis; and the board might consider a formal ratification of all actions taken previously where the meeting was conducted partly by Zoom. Second, the Board could decide to make Zoom participation a formal part of its Rules and Regulations for conducting meetings. Z. Pecina inquired if there were a new law that would prevent utilizing Zoom for future meetings; he stated that there was no new mandate to prevent participation via zoom. With respect to voting, she recollects a mandate in 2023, which permitted Board members to vote via zoom. She stated that she would provide a copy to the OAG.</p> <p>2. Asst AG Morris announced his departure from the AG's office, noting that a new Asst AG would assess outstanding requests, including those regarding minimal publication requirements and board member confirmation processes. The Chair stated that these issues will be addressed in a future meeting.</p>			
IX	<b>GBAHE Complaints</b>	GBAHE	12019	
	The following complaints were reviewed by the GBAHE.			
	A. GBAHE-CO-15-04, Veterinarian, Received 9/4/15.	Referred to Procured Attorney		In Progress
	B. GBAHE-CO-15-06, Veterinarian, Received 11/30/15.			
	C. GBAHE-CO-17-02, Veterinarian, Received 6/6/17.			
	D. GBAHE-CO-19-02, Veterinarian, Received 8/22/19.			
	E. GBAHE-CO-19-03, Veterinarian, Received 11/7/19.			
	F. GBAHE-CO-19-04, Veterinarian, Received 11/7/19.			
	G. GBAHE-CO-20-01 Veterinarian, Received 5/4/20.			
	H. GBAHE-CO-20-02 Veterinarian, Received 3/13/20.			
	I. GBAHE-CO-20-03 Veterinarian, Received 3/13/20.			
	J. GBAHE-CO-20-04 Veterinarian, Received 3/13/20.			
	K. GBAHE-CO-20-05, Veterinarian, Received 3/13/20.			
	L. GBAHE-CO-20-06, Veterinarian, Received 1/31/20.			
	M. GBAHE-CO-20-07, Veterinarian, Received 1/31/20.			
	N. GBAHE-CO-21-01, Chiropractor, Received 4/13/21.	Dr. Miller		In Progress
	O. GBAHE-CO-21-07, Veterinarian, Received: 11/22/21.			
P. GBAHE-CO-21-08, Veterinarian, Received: 11/22/21.	Referred to Procured Attorney		In Progress	
<i>Note: Dr. Balajadia stated that after the meeting all the files will be reviewed again with the HPLO Administrator. Dr. Balajadia states that because of the limited number of attorneys these complaints will have to be handled administratively.</i>				
Q. GBAHE-CO-22-03, MF Therapist, Received 2/21/22.			In Progress	
R. GBAHE-CO-22-05 Non-Licensed Chiro. Rec'd 9/27/22.			In Progress	
S. GBAHE-CO-22-06 Non-Licensed Chiro. Rec'd 10/21/22.			To be addressed with Legal	
T. GBAHE-CO-22-07 Non-Licensed Chiro. Rec'd 10/21/22.				
U. GBAHE-CO-22-08 Non-Licensed Chiro. Rec'd 10/21/22.				

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	V. GBAHE-CO-22-09 Non-Licensed Chiro. Rec'd 10/21/22.			Counsel	
	W. GBAHE-CO-22-10 Non-Licensed Chiro. Rec'd 10/21/22.				
	X. GBAHE-CO-22-11 Non-Licensed Chiro. Rec'd 10/21/22.				
	Y. GBAHE-CO-22-12 Non-Licensed Chiro. Rec'd 11/17/22.	G. Miller			
	Z. GBAHE-CO-22-13 Non-Licensed Chiro. Rec'd 11/17/22	G. Miller			
	AA. GBAHE-CO-22-14 Non-Licensed Chiro. Rec'd 11/17/22	G. Miller			
	BB. GBAHE-CO-23-01 Physician Assistant Rec'd 11/17/23.	M. Balajadia		In Progress	
	CC. GBAHE-CO-23-02 Veterinarian Rec'd 12/28/23	M. Balajadia		In Progress	
	DD. GBAHE-CO-23-03 Veterinarian Rec'd 12/28/23	M. Balajadia		In Progress	
	EE. GBAHE-CO-24-01 Physical Therapist Rec'd 1/29/24.	M. Balajadia		In Progress	
	FF. GBAHE-CO-24-02 Non-Licensed Acup. Rec'd 2/14/24.	R. Chong		In Progress	
	<ul style="list-style-type: none"> <li>In reference to the Board's concern regarding the lengthy process to progress the complaints, Z. Pecina stated that it has been challenging due to the turnover of attorneys at the OAG. Additionally, she stated that concerns were raised about the implementation of a new procurement system by the Department of Administration, causing difficulties due to ongoing training and uncertainties about its effectiveness. Despite these challenges, she suggested that the Board consider hiring an attorney or make the effort to review the cases and determine if the cases could be closed administratively without additional legal assistance, as was done in the GBME and GBNE.</li> <li>Asst AG Morris stated the longstanding attorney general policy that the OAG does not prosecute cases on behalf of the board, indicating that such cases typically require board decisions and resource commitments. Based on his discussions with Attorney McDonald, he highlighted the potential expensive costs associated with legal actions, especially those that are contested; therefore, suggested that the Board take budgetary considerations into account and obtain a cost estimate prior to filing actions and proceeding with a court case. He emphasized the need for informed decision-making due to the rapid escalation of costs in legal proceedings.</li> <li>Dr. Miller proposed that a letter of concern be drafted and sent out as well as public notices be published in local and international newspapers, primarily to inform offenders to stay within their scope of practice. N. Cepeda supported Dr. Miller and suggested that the Board needs to act. Z. Pecina urged that the letter be completed and sent to the offending establishments.</li> <li>Asst AG Morris stated that the OAG provides legal services to the Board; however, it will not prosecute unauthorized practitioners for the Board. Z. Pecina stated that she is working with the OAG and that any communication must be done through a memorandum to the OAG. Please forward all requests to the OAG through the HPLO Administrator.</li> </ul>				
X.	New Business	A. Initial/New Applications:	GBAHE	1244	
		1. Cantos, Sharlaine S. for Clinical Dietitian (C. San Nicolas) <i>Motion to approve: Dr. Miller; 2nd: N. Cepeda</i>			Unanimously Approved

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	2. Coles, Christina N. for Speech Language Pathologist (D. Triolo) <i>Motion to approve: Dr. Miller; 2<sup>nd</sup>: N. Cepeda.</i>			Unanimously Approved
	3. Cooney, Jessica M. for Occupational Therapy (M. Balajadia) <i>Motion to approve: Dr. Miller; 2<sup>nd</sup>: N. Cepeda.</i>			Unanimously Approved
	4. Hill, KC for Veterinarian (M. Balajadia) <i>Motion to approve: Dr. Miller; 2<sup>nd</sup>: N. Cepeda.</i>			Unanimously Approved
	5. Johnston, Victoria K. for Occupational Therapist (M. Balajadia) <i>Motion to approve: Dr. Miller; 2<sup>nd</sup>: N. Cepeda.</i>			Unanimously Approved
	6. Kennedy, Nikita C. for Occupational Therapy (M. Balajadia) <i>Motion to approve: Dr. Miller; 2<sup>nd</sup>: N. Cepeda.</i>			Unanimously Approved
	7. Larsen, Stefanie for Occupational Therapy (M. Balajadia) <i>Motion to approve: Dr. Miller; 2<sup>nd</sup>: N. Cepeda</i>			Unanimously Approved
	8. Magiera, Caitlin for Speech Language Pathologist (S. Crisostomo) <i>Motion to approve: Dr. Miller; 2<sup>nd</sup>: N. Cepeda</i>			Unanimously Approved
	9. Moreno, Cheryl R. for Physical Therapist (M. Balajadia) <i>Motion to approve: Dr. Miller; 2<sup>nd</sup>: N. Cepeda</i>			Unanimously Approved
	10. Park, Zane for Physical Therapist (M. Balajadia) <i>Motion to approve: Dr. Miller; 2<sup>nd</sup>: N. Cepeda</i>			Unanimously Approved
	11. Pajela, Richard Paul J. for Physical Therapist (M. Balajadia) <i>Motion to approve: Dr. Miller; 2<sup>nd</sup>: N. Cepeda</i>			Unanimously Approved
	12. Paz, Genelyn I. for Physician Assistant (R. Tajalle) <i>Motion to approve: Dr. Miller; 2<sup>nd</sup>: N. Cepeda</i>			Unanimously Approved
	13. Platenik, Paige for Speech Language Pathologist (D. Triolo) <i>Motion to approve: Dr. Miller; 2<sup>nd</sup>: N. Cepeda</i>			Unanimously Approved
	14. Powell, Aubrie for Occupational Therapy (M. Balajadia) <i>Motion to approve: Dr. Miller; 2<sup>nd</sup>: N. Cepeda</i>			Unanimously Approved
	15. Reyes, Lillian L. for Speech Language Pathologist (D. Triolo) <i>Motion to approve: Dr. Miller; 2<sup>nd</sup>: N. Cepeda</i>			Unanimously Approved
	16. Scardilli, Samantha R. for Speech Language Pathologist (S. Crisostomo) <i>Motion to approve: Dr. Miller; 2<sup>nd</sup>: N. Cepeda</i>			Unanimously Approved
	17. Underwood, Mark W. for Marriage Family Therapist (V. Pereda) <i>Motion to approve: Dr. Miller; 2<sup>nd</sup>: N. Cepeda</i>			Unanimously Approved
	18. Williams, Nichole M. Veterinarian (M. Balajadia) <i>Motion to approve: Dr. Miller; 2<sup>nd</sup>: N. Cepeda</i>			Unanimously Approved
	<b>B. Collaborative Practice Agreement</b>			
	1 Paz, Genelyn I. for Physician Assistant (R. Tajalle) <i>Motion to approve: S. Crisostomo; 2<sup>nd</sup>: Dr. Miller</i>			Unanimously Approved
	<b>C. Renewal</b>			

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		1. Delos Reyes, Joseleo R. for Physical Therapist Assistant (M. Balajadia) <i>Motion to approve: Dr. Miller; 2nd: N. Cepeda</i>			Unanimously Approved
		2. Hall, Jennifer Lynn for Occupational Therapy (M. Balajadia) <i>Motion to approve: Dr. Miller; 2nd: N. Cepeda</i>			Unanimously Approved
<b>XI</b>	<b>Announcements</b>	<b>Announcements – Next Meeting - Friday, May 3, 2024, at 12:00 p.m.</b>	GBAHE	1250	Set Date
<b>XII</b>	<b>Adjournment</b>	<i>Motion to adjourn: Dr. Triolo; 2<sup>nd</sup>: C. San Nicolas.</i>	GBAHE	1250	Adjourned

Minutes Drafted by: FLAME TREE Freedom Center, Inc.

Date Submitted: 4/19/2024

Submitted by the GBAHE Secretary:

*Cath [Signature]*

Date:

*5/3/2024*

Approved by the GBAHE with or without changes:

Date:

Certified by or Attested by the Chairperson:

*M. Balajadia [Signature]*

Date:

*5/3/24*