

Guam Board of Allied Health Examiners

REGULAR VIRTUAL BOARD MEETING

Friday, April 14, 2023 at 12PM

Join Zoom Meeting <https://us06web.zoom.us/j/87061944149?pwd=ZlUwQUlQ3SU1VoRzZwbDBkempqYThYU1U09>

Meeting ID: 870 6194 4149 Passcode: 977211

MINUTES

Item	Discussion	Responsible Party	Reporting Timeframe	Status		
I	Call to Order Meeting Chaired by Dr. Balajadia	Chair	1203	Call to Order		
II	Proof of Publication Guam Pacific Daily News: April 7 & 12, 2023; as well as on Radio	Chair	1203	Confirmed		
III	<table border="0" style="width: 100%;"> <tr> <td style="width: 50%; vertical-align: top;"> GBAHE Members <u>Present at HPLO Conference:</u> Dr. Mamie Balajadia, Clinical Psychology, Chair Sibyl Crisostomo, Speech Language Pathology <u>Virtual Attendance:</u> Vince Pereda, Licensed Professional Counselor, Vice-Chair Catherine San Nicolas, Clinical Dietician, Secretary & Treasurer Dr. Gregory Miller, Chiropractic Medicine Dr. Richard Chong, Acupuncture Dr. Paul Pomes, Veterinary Medicine Alesia Ogo, Occupational Therapy Nadine Cepeda, Marriage & Family Therapist Dr. Dennis Triolo, Audiology Gregory Cruz, Respiratory Therapy <u>Absent</u> Dr. Ryan Claros, Physical Therapy Raymond Tajalle, Physician Assistant </td> <td style="width: 50%; vertical-align: top;"> Other Attendees <u>Present at HPLO:</u> Rosemary Carman, HPLO <u>Virtual Attendance:</u> Breanna Sablan-HPLO Joshua Soto Eddy Reyes, FTFC </td> </tr> </table>	GBAHE Members <u>Present at HPLO Conference:</u> Dr. Mamie Balajadia, Clinical Psychology, Chair Sibyl Crisostomo, Speech Language Pathology <u>Virtual Attendance:</u> Vince Pereda, Licensed Professional Counselor, Vice-Chair Catherine San Nicolas, Clinical Dietician, Secretary & Treasurer Dr. Gregory Miller, Chiropractic Medicine Dr. Richard Chong, Acupuncture Dr. Paul Pomes, Veterinary Medicine Alesia Ogo, Occupational Therapy Nadine Cepeda, Marriage & Family Therapist Dr. Dennis Triolo, Audiology Gregory Cruz, Respiratory Therapy <u>Absent</u> Dr. Ryan Claros, Physical Therapy Raymond Tajalle, Physician Assistant	Other Attendees <u>Present at HPLO:</u> Rosemary Carman, HPLO <u>Virtual Attendance:</u> Breanna Sablan-HPLO Joshua Soto Eddy Reyes, FTFC	Chair	1203	Quorum Established
GBAHE Members <u>Present at HPLO Conference:</u> Dr. Mamie Balajadia, Clinical Psychology, Chair Sibyl Crisostomo, Speech Language Pathology <u>Virtual Attendance:</u> Vince Pereda, Licensed Professional Counselor, Vice-Chair Catherine San Nicolas, Clinical Dietician, Secretary & Treasurer Dr. Gregory Miller, Chiropractic Medicine Dr. Richard Chong, Acupuncture Dr. Paul Pomes, Veterinary Medicine Alesia Ogo, Occupational Therapy Nadine Cepeda, Marriage & Family Therapist Dr. Dennis Triolo, Audiology Gregory Cruz, Respiratory Therapy <u>Absent</u> Dr. Ryan Claros, Physical Therapy Raymond Tajalle, Physician Assistant	Other Attendees <u>Present at HPLO:</u> Rosemary Carman, HPLO <u>Virtual Attendance:</u> Breanna Sablan-HPLO Joshua Soto Eddy Reyes, FTFC					
IV	Adoption of Agenda <i>Motion to adopt: S. Crisostomo; 2nd: V. Pereda</i> C. San Nicolas requested to continue the Board's discussion on U.S. Public Law 117-333, which addressed during the last meeting.	GBAHE	1206	Unanimously Adopted Agenda		
V	Approval of Minutes Draft Minutes dated March 3, 2023. The Chair provided clarification regarding the wording of the HPLO Administrator's Report under Agenda Item VII: replace "expired" with "unexpired". In addition, the Chair clarified the following: <ol style="list-style-type: none"> 1. Unexpired terms: Dr. Balajadia, S. Crisostomo, V. Pereda, Dr. Triolo, and Dr. Chong 2. Expired terms apply to: Dr. Pomes, Dr. Miller, C. San Nicolas, A. Ogo, N. Cepeda, G. Cruz, Dr. Claros, and R. Tajalle. 3. The two vacancies are public members, who have no prior experience with the GBAHE, e.g., non-licensees, insurance, etc. <i>Motion to amend and approve: Dr. Miller; 2nd: N. Cepeda</i>	GBAHE	1209	Unanimously Approved, as Amended		
VI	Treasurer's Report C. San Nicolas provided an overview of the financial status, indicating some changes in contractual and miscellaneous line items to cover a venue to support the Board orientation training and stipends.	C. San Nicolas	1213	Noted		

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	respectively. In addition, she reported an 11.6% increase of revenues as a result of the newly approved fees. The Chair stated that, although they were able to generate additional revenue, the amount of received is insufficient to meet the needs of the HPLO (e.g., additional funding is needed for procure attorneys, investigators and inspectors); therefore, an increase in appropriation to the HPLO should be considered and pursued. She stated that she will work with the HPLO to see what could be done to request additional funding.				
VII	Administrator's Report	Z. Pecina	1219	No Report	
VIII	Legal Counsel's Report		1219	Noted	
IX	GBAHE Complaints	GBAHE		In Progress	
		A. GBAHE-CO-15-04, Veterinarian, Received 9/4/15.			Referred to Procured Attorney
		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-20-08 Respiratory Therapist, Received 9/20/20, S. Melville. Report received. The Chair reported that the off-island consultant concluded that the licensed individual (complainee) had performed their duties in accordance with the scope of practice; therefore, she will write a letter to the complainant indicating that the complainee has been cleared of any wrongdoing.	S. Melville	Chair to write a letter to the Complainant			
O. GBAHE-CO-20-09 Respiratory Therapist, Received 9/20/20.	Referred to Off-Island Consultant	In Progress			
P. GBAHE-CO-20-10 Respiratory Therapist, Received 9/20/20.					
Q. GBAHE-CO-21-01, Chiropractor, Received 4/13/21. Dr. Miller informed the Board that he provided a draft letter to the Chair for review, and he will now finalize and send the letter to Dr. Rodman, with HPLO assistance	G. Miller	Letter to be sent to Dr. Rodman			
R. GBAHE-CO-21-02, Chiropractor, Received 6/4/21. <i>NOTE: Reference discussion in Agenda Item IX, Q., above.</i>					
S. GBAHE-CO-21-03, Acupuncturist (Atty. V. Williams), Received 7/6/21. The Chair reported that the Complainant retained an attorney; therefore another legal proceeding in the process.	M. Balajadia	In Progress			
T. GBAHE-CO-21-05, Acupuncturist (Atty. V. Williams). Received 9/17/21.					
U. GBAHE-CO-21-07, Veterinarian, Received: 11/22/21.	Referred to	In Progress			

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	V. GBAHE-CO-21-08, Veterinarian, Received: 11/22/21.	Procured Attorney		
	W. GBAHE-CO-22-02, Acupuncturist, Received 2/11/22.	M. Balajadia		In Progress
	X. GBAHE-CO-22-03, MF Therapist, Received 2/21/22.	Referred to Procured Attorney		In Progress
	In reference to the cases below, Dr. Miller stated that injunctive relief being considered. He also recommended that a press release be considered through the DPHSS PIO to inform the public, as it relates to those seeking physical therapy and chiropractic services. NOTE: The Chair stated that the Board suggested re-addressing licensure for massage therapists with the Chair of Health to ensure individuals are operating bona-fide businesses: Dr. Miller supported the foregoing suggestion.			
	Y. GBAHE-CO-22-05 Non-Licensed Chiro. Rec'd 9/27/22.			
	Z. GBAHE-CO-22-06 Non-Licensed Chiro. Rec'd 10/21/22.			
	AA. GBAHE-CO-22-07 Non-Licensed Chiro. Rec'd 10/21/22.			
	BB. GBAHE-CO-22-08 Non-Licensed Chiro. Rec'd 10/21/22.			
	CC. GBAHE-CO-22-09 Non-Licensed Chiro. Rec'd 10/21/22.			
	DD. GBAHE-CO-22-10 Non-Licensed Chiro. Rec'd 10/21/22.			
	EE. GBAHE-CO-22-11 Non-Licensed Chiro. Rec'd 10/21/22.			
	FF. GBAHE-CO-22-12 Non-Licensed Chiro. Rec'd 11/17/22.	G. Miller		
X.	Old Business	GBAHE	1233	Use Proper Credentials for Each of the Professions & Update the Website Convene a Work Group to address PL
	A. Discussion of Other Licensure Change, e.g. Audiology License Number and Proper Usage of Academic Degree The Chair stated that she is working with HPLO to ensure proper credentialing is being used for the different professions, to include updating the website, especially for acupuncture, audiology, speech and language, and dieticians and nutritionists. Dietician, Nutritionist etc. NOTE: In reference to the agenda item from the last meeting pertaining to Public Law 117-333: Section 19. Portability of Professional Licenses of Members of the Uniformed Services and their Spouses. And Section 705A. "Portability of Professional Licenses of Servicemembers and their Spouses," the Board noted several questions from C. San Nicolas regarding how the GBAHHE will implement the U.S. mandate, e.g., the application process, how military orders are received, determination of good standing; determination of CEUs, etc.; The Board agreed to convene a workgroup session to formalize the application process for those licensees that fall within US Public Law 117-333.			
XI.	New Business	GBAHE	1241	Unanimously Approved
	B. Initial/New Applications:			
	1. Dunn, Joshua D. for Nutritionist (C. San Nicolas) <i>Motion to approve: N. Cepeda: 2nd: S. Crisostomo</i>			
	2. Mata, Shelby L. for Physical Therapist (R. Claros) <i>Motion to approve: N. Cepeda: 2nd: S. Crisostomo</i>			
	3. McGee, Nora K. for Occupational Therapist Assistant (G. Cruz) <i>Motion to approve: N. Cepeda: 2nd: S. Crisostomo</i>			Unanimously Approved
	B. Renewals	GBAHE		

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	1. Magoon, Kristina for Occupational Therapist (G. Cruz) <i>Motion to approve: G. Cruz; 2nd: S. Crisostomo</i>			Unanimously Approved	
	2. Klotzman, Michal Y. for Occupational Therapist (G. Cruz) <i>Motion to approve: G. Cruz; 2nd: S. Crisostomo</i>			Unanimously Approved	
	C. VA Registered Dietitian Nutritionists National Standards of Practice C. San Nicolas reported that she recommended providing positive feedback and support of the request, indicating that the proposed approach is in-line with the Academy of Nutrition and Dietetics which would be included in the Federal Register. The Chair clarified that this letter will be written on behalf of the GBAHE.	GBAHE/ C. San Nicolas	1244	Send Feedback and Letter of Support	
	D. Declaratory Judgment requested: NOTE: In reference to the discussion below, Dr. Miller suggested that the GBAHE consider using declaratory judgments when addressing complaints before the Board.	GBAHE	1246	Address in Work Group	
	1. Hospital Dietitians' Scope of Practice in cosigning MNT by Diet Technician. NOTE: C. San Nicolas provided an overview of the request. The Chair suggested that this issue be addressed in more detail during a work session.				
	2. Diet Technician on Doctor's Verbal/Telephone Orders. C. San Nicolas that, since this Diet Technicians are not addressed in the law, she is unable to provide a recommendation to this request. The Chair suggested obtaining a copy of the job description for the Diet Technician from GMHA, and recommended that this be discussed in the work group session.				
XII	Announcements	Announcements – Next Meeting - Friday, May 5, 2023, at 12:00 p.m.	GBAHE	1255	Set Date
XIII	Adjournment	<i>Motion to adjourn: Dr. Miller; 2nd: C. San Nicolas</i>	GBAHE	1256	Adjourned

Minutes Drafted by: FLAME TREE Freedom Center, Inc.

Date Submitted: 4.14.2023

Submitted by the GBAHE Secretary:

Date:

Approved by the GBAHE with or without changes:

Date:

Certified by or Attested by the Chairperson:

Neel Salajadee

Date:

6/16/2023