

# Guam Board of Allied Health Examiners

## REGULAR SCHEDULED VIRTUAL BOARD MEETING

Friday, November 19, 2021 at 12 Noon

Zoom Meeting <https://zoom.us/j/91393767929> Meeting ID: 913 9376 7929 Passcode: 381379

### MINUTES of November 19, 2021

Topic		DECISION(S) / ACTION(S) MADE		Responsible Party	Reporting Timeframe	Status
I.	Call to Order			By the Chair	12:00	
II.	Proof of Publication	In the Guam Daily Post of November 12 and 17, 2021			12:01	Confirmed
III.	Roll Call	<b>Members Present:</b> Dr. Mamie Balajadia, Clinical Psychology, Chair Vince Pereda, Licensed Professional Counselor, Vice-Chair Nadine Cepeda, Marriage & Family Therapist, Secretary Catherine San Nicolas, Clinical Dietician, Treasurer Dr. Richard Chong, Acupuncture Dr. Dennis Triolo, Audiology Sibyl Crisostomo, Speech Language Pathology Dr. Ryan Claros, Physical Therapy Dr. Gregory Miller, Chiropractic Medicine Dr. Paul Pomes, Veterinary Medicine <b>Members Absent:</b> Alesia Ogo Occupational Therapy Raymond Tajalle Physician Assistant Gregory Cruz	<b>Others Present:</b> Assistant AG Rob Weinberg, Legal Counsel Deborah Borja, HPLO Rosemary Carman, HPLO June Perez, HPLO Ivanna Nimea, Law office of Vanessa Williams David Sprouse Natasha Charfauros, Office of Speaker Terlaje Eddy Reyes, FLAME TREE Freedom Center		12: 03	Quorum established
IV.	Adoption of Agenda	Motion: S. Crisostomo; 2 <sup>nd</sup> : V. Pereda			12:05	Adopted
V.	Approval of Minutes	Noted that the 4 September 2021 scheduled meeting did not meet the Open Government Law requirement; Board meeting was rescheduled to 24 September 2021 to comply with the Law. Motion to approve minutes with <b>corrections</b> indicated below (G. Miller; 2 <sup>nd</sup> : N. Cepeda) <ul style="list-style-type: none"> <li>• Catherine San Nicolas pointed out that MINUTES presented was titled “Agenda”</li> <li>• Individual Attendees shown from previous meetings need to be edited and <b>deleted</b>. Only those present should be indicated in the Minutes of the Meeting. For easier reading, eliminate “boxes”</li> </ul>			12:09	Approved with Corrections

Topic		DECISION(S) / ACTION(S) MADE	Responsible Party	Reporting Timeframe	Status
		before names of Board members and Others present.			
VI.	Treasurer's Report	<p>The Treasurer presented a Financial Status Report (see attached) and expressed appreciation to Deborah Borja for her assistance.</p> <ul style="list-style-type: none"> <li>• Expenditure for the salary of HPLO staff was removed due to a lack of funding.</li> <li>• Ass't AG Weinberg stated that the FSR provides an excellent overview to justify the need to re-evaluate the fees collected against the amount required to operate its mandate. Suggested a critical review of the overall HPLO Financial Requirements to justify an increase of the fiscal budget and the proposed fees.</li> <li>• The Chair said that additional staff positions recommended such as, Investigator and Inspector, ought to be shared amongst all the Licensing Boards. This will be brought up in the Commission on the Healing Arts (COHA) meeting. More details will be presented in future meetings.</li> </ul>	Catherine San Nicolas	12:14	Noted
VII.	HPLO Administrator's Report	Tabled			
VIII.	Legal Counsel Report	<ul style="list-style-type: none"> <li>● <u>Relative to the Lubofsky Law Suit filed against the GBAHE and the GBME, Declarations on behalf of this Board was submitted to Judge Barcinas of the Superior Court of Guam, who was assigned the Case.</u></li> <li>• According to the Legal Counsel, at the Legislative Oversight Hearing of November 15<sup>th</sup>, the Speaker said that HPLO and the Boards do not have to wait for the entire Rules and Regulations to be completed before submitting to the Legislature; but could be presented in piecemeal form. The Chairperson said that the Rules and Regulations are nearly completed and should be submitted in its entirety.</li> <li>• The Asst AG Weinberg reiterated that the publication of the Board's Agenda is a requirement under the Open Government Law, i.e., no changes to the Agenda on the day of the published Meeting, regardless.</li> </ul>	Ass't AG Weinberg	12:29	Noted
IX	GBAHE Complaints	a) GBAHE-CO-15-04 Veterinarian Pending Inv Received 9/4/15. Need to procure an outside Veterinarian.	GBAHE	12:30	Tabled
		b) GBAHE-CO-15-06 Veterinarian Pending Inv Received 11/30/15. Need to procure an outside Veterinarian.			Tabled
		c) GBAHE-CO-17-02 Veterinarian Pending Inv Received 6/16/17. Need to procure an outside Veterinarian.			Tabled
		d) GBAHE-CO-19-02 Veterinarian Pending Inv Received 8/22/19. Need to procure an outside Veterinarian.			Tabled
		e) GBAHE- CO-19-03 Veterinarian pending Inv Received 11/7/19. Need to procure an outside			Tabled

Topic		DECISION(S) / ACTION(S) MADE	Responsible Party	Reporting Timeframe	Status
		Veterinarian.			
		f) GBAHE-CO-19-04 Veterinarian Pending Inv Received 11/7/19. Need to procure an outside Veterinarian.			Tabled
		g) GBAHE-CO-20-10 Respiratory Therapist S. Melville Received 9/20/20. Reply has been submitted.			Tabled
		h) GBAHE-CO-20-09 Respiratory Therapist S. Melville Received 9/20/20. Individual not named.			Tabled
		i) GBAHE-CO-20-08 Respiratory Therapist S. Melville Received 9/20/20. Individual not named.			Tabled
		j) GBAHE-CO-20-07 Veterinarian Pending Inv Received 5/4/20. Need to procure an outside Veterinarian.			Tabled
		k) GBAHE-CO-20-06 Veterinarian Pending Inv Received 3/13/20. Need to procure an outside Veterinarian.			Tabled
		l) GBAHE-CO-20-05 Veterinarian Pending Inv Received 3/13/20. Need to procure an outside Veterinarian.			Tabled
		m) GBAHE-CO-20-04 Veterinarian Pending Inv Received 3/13/20. Need to procure an outside Veterinarian.			Tabled
		n) GBAHE-CO-20-03 Veterinarian Pending Inv Received 3/13/20. Need to procure an outside Veterinarian.			Tabled
		o) GBAHE-CO-20-02 Veterinarian Pending Inv Received 1/31/20. Need to procure an outside Veterinarian.			Tabled
		p) GBAHE-CO-20-01 Veterinarian Pending Inv Received 1/31/20			Tabled
		q) GBAHE-CO-21-01 Chiropractor Complaint received 4/13/21, assigned to Dr. Miller who will follow up with the Guam Licensee on the agreed resolution. A letter will be sent to follow up.			Tabled
		r) GBAHE-CO-21-02 Chiropractor G. Miller Received 6/4/21. Dr. Miller was to determine the questionable Licensee as to which other States that he is licensed as a Chiropractor.			Tabled
		s) GBAHE-CO-21-03 Acupuncturist R. Chong Received 7/6/21. R. Chong informed the GBAHE that the allegations are being address in the Superior Court of Guam (SCOG). The Subject Acupuncturist has opened his clinic, with the requirement to ensure that a female staff is present when serving female clients. Agreed that the Chair, on behalf of the GBAHE, will write a letter to the Licensee requesting a response to the filed Complaint.			To send a Letter
		t) GBAHE-CO-21-04 Audiologist S. Crisostomo Received 9/7/21. Agreed that the Chair on behalf of the GBAHE will write a letter to the Licensee to request a response to the complaint. Agreed to also attempt to obtain information from the employer to obtain information from the American Academy of Audiology and Florida Board.			To send a Letter
		u) GBAHE- CO-21-05 Acupuncturist R. Chong Received 9/17/21. Individual asked to obtain medical records from the clinic and the hospital. Pending receipt of documents.			Tabled
		v) GBAHE-CO-21-06 LPC N. Cepeda Received 10/12/21. Licensed only a few months ago. Agreed that the Chair, on behalf of the GBAHE, will write a letter to the Licensee to request a response to the Complaint.			To send a Letter

Topic		DECISION(S) / ACTION(S) MADE	Responsible Party	Reporting Timeframe	Status
X.	Workgroup Report	The Chair reported that she will be working with N. Cepeda and V. Pereda on their sections of the Rules and Regulations (R&R) on LPC, LMHC, and MFT. Then the WorkGroup will meet to review the completed document with a final review with Legal Counsel Ass't AG Weinberg. In addition, Ass't AG Weinberg will do another review to take into account of any recent changes in the Law. The R&R document will then be presented to the full Board for a vote.		12:50	Noted
XI.	Old Business	None.			
XII.	New Business	a) Initial/New Applications: Motion to Approve: S.Crisotomo; 2 <sup>nd</sup> G. Miller.		12:53	
		1) Gustave, Jr. Jean-Marie A. for Registered Therapist (Reviewed by Cruz)			
		2) Hansen Sophia B. for Physical Therapy (Claros)			
		3) Keisling, Kate E. for Nursing Home Administrator (Balaiajdia)			
		4) Moore, Shenicki C. for Occupational Therapy (Cruz)			
		5) Smith, Brenda K. for Veterinarian (Pomes)			
		5) Sprouse, David M. for Licensed Professional Counselor (Pereda)			
		6) aSteffenn, Andrea A. for Occupational Therapy (Cruz)			
		b) Renewal: Motion to approve: G. Miller; 2 <sup>nd</sup> : Dr. Pomes	GBAHE		Approved
		1) Lowell Ramos for Physician Assistant (R. Tajalle)			
		c) Collaborative Practice Agreement. Motion to approve: Dr.Pomes; 2 <sup>nd</sup> : Dr. Miller	GBAHE		Approved
		1) Lowell Ramos for Physician Assistant (R. Tajalle)			
		d) Licensed Professional Counselor Supervision: N. Cepeda informed the GBAHE that individuals working on post-graduate degrees are seeking to earn internship hours; however, an Application for a clinical internship hours does not exist. Therefore, she had taken on the responsibility to draft an Application, which was provided to a former HPLO employee but was never effectuated. Since there are others who have expressed interests:		12:57	Noted
		1. She will resubmit the draft Application for Clinical Internship Hours. The Applicants would be required to be supervised by a licensed clinician (with no less than 5-year experience, according to the law).			
		2. The Applicant would have to pay a full fee as a regular licensed clinician until the Fee Schedule for Internships undergoes the Triple A process. She suggested that the Internship Fees should be less for Interns than a regular Licensee.			
		e) GBAHE License Certificate Required Signatures.	GBAHE		Approved
		1. Currently, a License Document required 3 signatures. Per request by HPLO staff, the Chair solicited the Board's approval to reduce the number of signatures for expediency. Ass't AG Weinberg did not see a problem once the license is approved by the Board.			
		2. V. Pereda made a motion for the Chair to initially sign, and in the absence of the Chair, the Vice-Chair could sign. 2 <sup>nd</sup> : N. Cepeda.			
XIII.	Announcements	a) Next Meeting - Friday, December 3, 2021, at 12:00 noon	GBAHE	13:07	Noted
XIV.	Adjournment	Motion: N. Cepeda; 2 <sup>nd</sup> : C. San Nicolas		13:07	Adjourned

Reviewed by:

Secretary / Date

Approved by:

*Mamie Obalegha* 12/3/21

Chairperson / Date

Minutes By: FLAME TREE Freedom Center, Inc.