

**BOARD OF NATUROPATHIC MEDICINE**  
Professional and Vocational Licensing Division  
Department of Commerce and Consumer Affairs  
State of Hawaii

**MINUTES OF THE MEETING**

The agenda for this meeting was filed with the Office of the Lieutenant Governor as required by Hawaii Revised Statutes (“HRS”) section 92-7(b).

- Date: Monday, December 28, 2020
- Time: 1:00 p.m.
- Place: Virtual Videoconference Meeting – Zoom Webinar (use link below)  
<https://dcca-hawaii-gov.zoom.us/j/98928752734>
- Present: David Kern, N.D., L.Ac., Chair  
Kathryn Taketa-Wong, N.D., Vice Chair  
Kristen Coles, N.D., L.Ac., Member  
Joy Kimura, Member  
Christopher Fernandez, Executive Officer (“EO”)  
Chelsea Fukunaga, Executive Officer (“EO”)  
Christopher Leong, Esq., Deputy Attorney General (“DAG”)  
Susan Reyes, Secretary  
Kawehi Mau, Secretary  
Micah Cadalzo, Secretary (Training)  
Terry Akasaka-Toyama, Tech Support
- Not Present: None.
- Guest: None.
- Call to Order: There being a quorum present, the meeting was called to order by Chair Kern at 1:43 p.m.
- Election of Officers Dr. David Kern was nominated as Chair, motioned by Dr. Taketa-Wong second by Dr. Cole, unanimously carried to approve Dr. Kern for the Chair position.
- Chai Kern then asked for a nomination for Vice Chair. Dr. Kathryn Taketa-Wong was nominated, it was motioned by Dr. Coles, seconded by Ms. Kimura, and unanimously carried to approve Dr. Kathryn Taketa-Wong for the position of Vice Chair.
- Approval of the January 31, 2020 Meeting Minutes: It was moved by Ms. Kimura, seconded by Dr. Taketa-Wong, and unanimously carried to approve the open session minutes of the January 31, 2020 meeting as circulated. The approval of the executive session minutes has been deferred to the next meeting on January 22, 2021.

Executive Officer's Report:

a. DCCA Disciplinary Actions from January through October 2020

EO Fernandez said that there were no disciplinary actions for Hawaii-licensed Naturopathic Physicians since January.

Chapter 91, HRS, Adjudicatory Matters

a. In the Matter of Psychologist's License of Deborah A. Ardolf, N.D.; NAT 2019-3-L

Recess:

At 1:57 p.m. a recess was called to discuss Adjudicatory Matters.

The meeting reconvened at 2:37 p.m., Dr. Kern did a roll call, all board members were present.

Chair Kern requested to add the following to the agenda:

Chapter 91, HRS, Adjudicatory Matters

a. In the Matter of Psychologist's [Naturopathic Doctor] License of Deborah A. Ardolf, N.D.; NAT 2019-3-L

Preparation for Legislative Session 2021

Board to discuss the upcoming legislative session, including but not limited to: round up review of 2020 session and discussion of potential 2021 bills related to Naturopathic Medicine; and, possible formation of legislative committee consisting of (1) to (2) members of the Board in order to provide testimony on bills during the legislative session.

Chair Kern asked if there were any questions from the public on the above topic, there were none.

EO Fernandez stated that the 2020 Legislative session was a carryover year and 2019 bills would be addressed in 2020. SB777- Continuing Education, to clarify an acceptable CE; bill did not go through 2020 Legislative session.

EO Fernandez also stated it is still unknown how the 2021 Legislative hearings will be conducted due to COVID-19 restrictions.

EO Fernandez continued on with bills regarding Medical Cannabis registration, not prescription, but recommendations to add Naturopathic doctors to the list of doctors. Medical Cannabis bills did not go through in last legislative session and there were no further information regarding the history of the bills but, he will have more to discuss once legislative session starts.

EO Fernandez stated he needs to reach out to the Medical Cannabis Society to see what their current stand is on bills.

EO Fernandez suggested during legislative session:

- the board appoint a spokesperson or create a committee that is less than quorum, which would allow for testimony on behalf of that committee, but not the board;
- to bridge the gap between January and April meeting times and provide testimonies based on amendments made;
- establish a Legislative Committee for the Naturopathic Medicine board.

EO Fernandez further stated that Certification of Cannabis patients is within the scope of naturopathic medicine. It has been brought to his attention that there is no current testimony on bills introduced.

Chair Kern clarified the EO's suggestion that members of the committee would provide a naturopathic opinion but is not reflective of the board.

Committee would follow bills and follow amendments as well as provide testimony and maintain position on bills.

Chair Kern stated due to him being off island, he felt comfortable with any of his board colleagues to give testimony.

It was clarified that it is still unknown that legislative hearings will proceed, in person or remotely.

EO Fernandez stated since he is unfamiliar with Naturopathic Medicine, he sometimes is unable to answer question and having testimony would be beneficial.

EO Fernandez asked DAG Leong is he able to present testimony.

DAG Leong stated they should avoid testimony representing the board and suggested that testimony presented state that the board is aware of the bill but has been unable to meet to discuss matters. He then also suggested to use prior positions used on previous bills. DAG Leong advised to avoid providing testimony in the name of the board or board members.

EO Fernandez clarified if testimony can be given titled by the "Legislative Committee of Naturopathic Medicine Board". DAG Leong confirmed testimony can be given on behalf of the Legislative Committee of Naturopathic Board.

After some discussion the Board members decided that Dr. Cole and Dr. Taketa-Wong would give testimony and follow amendments of bills in the 2021 Legislative session.

Ms. Kimura clarified Legislature would continue virtually for the 2021 session and testimony can be given virtually if members were concerned.

Chair Kern asked for a motion to establish a two (2) member committee for any board legislation in 2021. It was motioned by Ms. Kimura, seconded by Dr. Taketa-Wong, and unanimously voted and approved to establish a Legislative Committee for the 2021 Legislative Session.

Chair Kern asked for volunteers for the 2021 Legislative Committee of Naturopathic Medicine Board, Dr. Coles and Dr. Taketa-Wong volunteered. Chair Kern then asked for motion made by Ms. Kimura, seconded by Dr. Taketa-Wong.

Request for  
Informal Opinion  
and Possible  
Formulary Addition:  
Lactulose

Chair asked if there were any testimony, there were none.

EO Fernandez advised the board they can provide an informal interpretation response and be non-binding to the Board, which will also avoid adding to the Formulary.

Chair Kern requested a motion for EO Fernandez to respond to SIBL Center Lab of the National University of Naturopathic Medicine, stating that it is the Boards informal opinion that Lactulose falls under two sections of the Formulary, section 14 and the function bowel dis-agents. Dr Taketa-Wong made a motion, then seconded by Dr. Cole. It was then unanimously decided to direct the EO to communicate the agreement in regards to the SIBL center

COVID-19 Pandemic  
Response

Chair Kern asked if there were any testimony, there were none. He then asked if EO Fernandez had any comments. EO Fernandez stated that other boards have requested Gov's response to emergency proclamation, to include language for Doctors who are licensed outside of Hawaii to provide treatment to Hawaii residents, on the condition they were an established patient.

He also noted we have within the statutes an emergency practice statute, if there is a declared emergency, the statute to allow those not licensed within the state to practice during the declared emergency.

Chair Kern mentioned The Hawaii Society of Naturopathic Physicians sent out a Dept. of Health survey for frontline and essential workers to be filled out based on availability of vaccine and would like Naturopathic doctors to fill out.

Next Meeting                      Friday, January 22, 2021  
Virtual Videoconference Meeting – Zoom Webinar

Adjournment:                      There being no further business to discuss, the meeting was adjourned at  
3:27 p.m.

Reviewed and approved by:

Taken and recorded by:

/s/ Christopher Fernandez  
Christopher Fernandez  
Executive Officer

/s/ Kawehi Mau  
Kawehi Mau  
Secretary

CF:km

01/07/21

[ ] Minutes approved as is.

[ X ] Minutes approved with changes. See Minutes of 1/22/2021.