

# Arizona State Board of Homeopathic and Integrated Medicine Examiners

1400 West Washington, Suite 230

Phoenix, Arizona 85007

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Pursuant to A.R.S. § 38-431.02, notice is hereby given to the members of the Arizona State Board of Homeopathic and Integrated Medicine Examiners ("Board") and the general public that the Board will hold a regular meeting open to the public on:

## **AGENDA FOR REGULAR SESSION MEETING**

**Scheduled for Tuesday, November 8, 2016, at 9:00 a.m.**

1400 West Washington

Basement Conference Room B-1

Phoenix, Arizona 85007

During the Board meeting and upon a vote of the majority of a quorum, the Board may go into executive session to obtain legal advice from the Board's attorney pursuant to Arizona Revised Statute ("A.R.S.") § 38-431.03(A)(3) on any item of the agenda. Upon a vote of the majority of a quorum, the Board may go into executive session for items 4 – 9 pursuant to A.R.S. § 38-431.03(A)(2) to discuss or consider records exempt, by law, from public inspection, including the receipt and discussion of information or testimony that is specifically required to be maintained as confidential. The Board may also go into executive session to discuss personnel matters pursuant to A.R.S. § 38-431.03(A)(1). Executive Sessions are not open to the public.

The Board Chairperson reserves the right to change the order of items on the agenda, except for those matters set for a specific time. The formal hearings and formal interviews are scheduled to be heard during specific time blocks. The Board Chairperson, however, reserves the right to call cases in random order. The agenda is subject to change up to 24 hours prior to the meeting. Board members may appear telephonically.

Title 2 of the Americans with Disability Act ("ADA") prohibits the Board from discriminating on the basis of disability in its public meetings. Persons with a disability such as needing a sign language interpreter or other accommodation should contact Executive Director, Christine Springer at (602) 542-8154 (TTY 1-800-352-8400). Requests should be made as early as possible to allow time to arrange the accommodation.

### **1. CALL TO ORDER**

### **2. ROLL CALL**

### **3. DECLARATION OF CONFLICTS OF INTEREST**

**4. MEETING MINUTES:** Review, Consideration, and Possible Action Regarding Approval of Regular and Executive Meeting Minutes.

The Board may go into executive session to discuss confidential records pursuant to A.R.S. § 38-431.03(A)(2) or to obtain legal advice pursuant to A.R.S. § 38-431.03(A)(3).

Upon review, the Board votes whether to approve or amend the meeting minutes.

- a. Regular Meeting Minutes – September 13, 2016
- b. Executive Session Minutes – September 13, 2016

**5. COMPLAINTS & INVESTIGATIONS:** Review, Consideration, and Possible Action on Whether to Open a Complaint and Investigation.

The Board may go into executive session to discuss confidential records pursuant to A.R.S. § 38-431.03(A)(2) or to obtain legal advice pursuant to A.R.S. § 38-431.03(A)(3).

Upon review, the Board votes whether to open a complaint and investigation into the matters or dismiss.

- a. *Inquiry Number: 16-06 David Rupley, MD, MD(H)*
- b. *Inquiry Number: 16-01 Devin Mikles, MD, MD(H)*  
This licensee is dually licensed with the AZ Medical Board and the Homeopathic Board. The Medical Board gave jurisdiction to the Homeopathic Board.

**6. JURISDICTION:** Review, Consideration, and Possible Action Regarding Jurisdiction.

The Board may go into executive session to discuss confidential records pursuant to A.R.S. § 38-431.03(A)(2) or to obtain legal advice pursuant to A.R.S. § 38-431.03(A)(3).

Upon review, the Board votes whether to agree to dual jurisdiction (Osteopathic Board agrees to dual jurisdiction) or to retain sole jurisdiction (which would require the AZ Supreme Court to convene an arbitration panel pursuant to A.R.S. § 2907).

- a. *Inquiry Number: 16-05 Rick Shacket DO, DO (H)*  
This licensee is dually licensed with the AZ Board of Osteopathic Examiners and the Arizona Homeopathic Board. The Osteopathic Board agrees to dual jurisdiction.

This is a status update.

- b. *Inquiry No. 16-03 Martha Grout MD, MD(H)*  
The AZ Supreme Court appointed an arbitrator who granted sole jurisdiction to the AZ Medical Board. The Homeopathic Board will receive the investigative materials from the AZ Medical Board upon its completion of the investigation.

- 7. QUARTERLY STATUS REPORT:** Review, Consideration, and Possible Action on Previous Board Order. The Board may go into executive session to discuss confidential records pursuant to A.R.S. § 38-431.03(A)(2) or to obtain legal advice pursuant to A.R.S. § 38-431.03(A)(3).

The Board will review the status report submitted by Dr. Charles Crosby.

- a. Case Number: 05-21 Charles Crosby, MD, MD (H)

- 8. ADMINISTRATIVE MATTERS:** Review and Discuss Executive Director's Reports and Presentation.

- a. Presentation by Cindi Hunter regarding the Controlled Substances Prescription Monitoring Program and implementation of S.B. 1283.
- b. Board Appointment Updates
- c. Status update regarding sunset review in Summer of 2019.
- d. Report on Board relocation
- e. Status update – retirement of current Executive Director

- 9. EXECUTIVE DIRECTOR HIRE:** Review, Consideration, and Possible Action to Hire an Executive Director.

The Board may go into executive session to discuss confidential records pursuant to A.R.S. § 38-431.03(A)(2), to obtain legal advice pursuant to A.R.S. § 38-431.03(A)(3), or to discuss personnel matters pursuant to A.R.S. § 38-431.03(A)(1).

Upon review, the Board will select a candidate to hire for the executive director position.

- a. Candidate: Clayton Hopkins
- b. Candidate: Eric Borg
- c. Candidate: Vanessa Martin

**10. CALL TO THE PUBLIC**

Pursuant to A.R.S. § 38-431.01(H), the Board may make an open call to the public during a public meeting, subject to reasonable time, place and manner restrictions, to allow individuals to address the public body on any issue within the jurisdiction of the public body. However, members of the Board are not allowed to discuss or take legal action on matters raised during an open call to the public unless the matters are properly noticed for discussion and legal action. The Board, however, may ask staff to review a matter or may ask that a matter be put on a future agenda.

**11. REVIEW AND CONSIDER FUTURE BOARD MEETING DATES**

**12. REVIEW AND CONSIDER FUTURE AGENDA ITEMS**

**13. ADJOURNMENT**