

1 other words, it is not that we are encouraging a
2 partnership, we are actually talking about real money
3 going to libraries in our communities to train
4 librarians.

5 DR. GORDON: Let's check on that.

6 DR. GROFT: Yes, I think we want to check on
7 that because I think some of that is already going on
8 with the Library of Medicine. When Dr. Lindberg spoke at
9 our session, he talked about --

10 DR. FINS: I don't think it was to local
11 libraries.

12 DR. GROFT: Yes.

13 DR. FINS: We need more information on that.

14 DR. GORDON: Let's get some more information on
15 that.

16 DR. GROFT: We will get more information for
17 you on that.

18 DR. GORDON: No. 7 is as stands, and then the
19 recommendation was that No. 10 go in this section. No.
20 10, if everybody looks at No. 10 on page 6, we are not
21 just talking about protecting the constituency, we are
22 talking more generally about educating those and other

1 constituencies.

2 DR. BRESLER: And also determining the needs of
3 those communities, as well.

4 DR. GORDON: Right.

5 No. 8. This was accepted with just the
6 understanding that we ought to provide a context and talk
7 about globalization as we talk about No. 8.

8 No. 9. There was some concern about wording
9 here. In particular, one of the issues had to do with
10 not to focus on Spanish media, but I think Linnea said
11 that we are talking about all media and all languages and
12 that we needed to somehow tie in education here, as well,
13 and that if we are talking about the FTC, that we have to
14 make sure that the FTC understands the issues that are
15 involved.

16 There was a suggestion that some of the wording
17 that we used when we talk about the FDA might be brought
18 in here, as well.

19 Is everybody following what I am saying here?
20 The kind of information that the FTC needs in order to
21 make these judgments, they may not have at this point,
22 and that they may need the same kind of input that we

1 describe in a later recommendation about the FDA.

2 I think we can just bring that recommendation
3 back with those additions. Does that feel okay to
4 everybody? Okay. I will take silence for agreement.

5 Recommendation 11 was approved as is.

6 Recommendation 12 was also approved with the
7 understanding that the issues, that this is simply a
8 recommendation for making information available. This
9 does not relate to the guidelines for licensure or
10 credentialing, which will be dealt with elsewhere.

11 No. 13. There was considerable discussion
12 about. There was general agreement, although some
13 questions about mandatory registration. There are two
14 issues here. One had to do with mandatory registration,
15 and George DeVries in particular wanted to hear a little
16 bit more from the group before we went ahead with that.

17 Then, there was a second issue, an addition of
18 an (F) here to (A), (B), (C), (D), (E), and that Joe Fins
19 was talking about, which I think there was general
20 agreement about, about some kind of centralization of the
21 functioning of monitoring adverse events and making
22 information about them widely available.

1 My sense of this one is that to be absolutely
2 sure, that we just want some of that background,
3 Tieraona, that you were talking about gathering and
4 presenting, and that you can bring it back to the group,
5 but that there was a general feeling that the movement
6 from voluntary to mandatory made sense, but just some
7 questions about exactly what that might mean.

8 Is that fair enough? Okay.

9 MR. DeVRIES: Let me ask a question, though,
10 because I think I was the one who voiced the question,
11 and I am not sure anybody else did. I didn't actually
12 sense a general feeling that -- I think that was more my
13 question, is that right?

14 DR. GORDON: Right.

15 MR. DeVRIES: I think we can move ahead on
16 this. I would just like to follow up maybe directly with
17 you, if I can, and maybe talk with you off-line. I think
18 that will be adequate.

19 DR. GORDON: Fine. Is that okay with everyone?
20 Perfect.

21 No. 14. This one, both No. 14 and No. 15, goes
22 back to the group, to the workgroup, for refinement, and

1 refinement particularly about issues both of benefits,
2 harm, how we make decisions about what should be
3 included, what should not be included, and then, coming
4 into No. 15, what the whole issues are with
5 standardization, and the subcommittee recognized those
6 needed to be elaborated on.

7 DR. FINS: Jim, could I just ask, I think No.
8 14 is so critically important, I want to be a little more
9 clear about what we think, if I could.

10 DR. GORDON: Sure, go ahead.

11 DR. FINS: If we can nail this down, because
12 the specific question is whether or not we feel under the
13 umbrella of DSHEA, whether additional information about
14 the toxicity, the risk, the drug interactions, all of
15 that information should now be included, not making the
16 kind of claim for efficacy stuff which is clearly
17 prohibited under DSHEA, but in the spirit of protecting
18 the public, that we would recommend a consideration of
19 that kind of information in the package insert.

20 I didn't hear people against that, but I just
21 wonder if we could kind of get more clarity on that
22 point.

1 MR. CHAPPELL: Well, at the present time, it is
2 against the law.

3 MR. DeVRIES: I understand that.

4 DR. FINS: But we are here to recommend
5 modification or reconsideration, again, trying within the
6 spirit of the existing law, within the spirit of DSHEA,
7 FDA might be able to make, not a statutory change, but a
8 regulatory interpretation in the context of what is going
9 on here.

10 DR. GROFT: When you get into your work in
11 different areas, I think it is an area that we need to
12 explore further, and I am never hesitant, and I think it
13 is within our mandate that was provided in the Executive
14 Order, for us to make administrative and legislative
15 recommendations on what we feel is necessary to improve
16 the access and delivery of CAM products and services.

17 To me, I think it is just something we have to
18 look at in greater detail, and if the Commission feels
19 that some changes are necessary, I think we have to be
20 willing to go ahead and make those changes and
21 recommendations to whoever is appropriate.

22 DR. GORDON: Thank you. Yes, I feel the

1 mandate is not only there in terms of safety issues,
2 Tieraona, I feel the mandate is also, is it possible to
3 provide information if there is a meta-analysis of
4 studies on St. John's wort; is there some way that we can
5 make a recommendation that that information be made
6 available.

7 DR. LOW DOG: What I think we would like to do
8 is we would like to separate that recommendation into
9 probably two parts, to two, one really looking at benefit
10 and claim information, and the other looking at potential
11 interaction and side effects, and we will work on that.

12 DR. GORDON: Joe, go ahead.

13 DR. PIZZORNO: I would like to second the issue
14 about more appropriate language for making claims,
15 because my concern is without being able to make
16 appropriate claims, such as when there really is clinical
17 evidence, that without being able to make claims, you
18 kind of open up the door to anything being claimed, but
19 if you have a good quality claim opportunity on the label
20 of practice materials, then, people know they can write
21 on this and they don't have to believe or consider the
22 other stuff.

1 DR. GORDON: David.

2 DR. BRESLER: Just a point of information. Can
3 a label refer people to an information source, can a
4 label refer people to a book, an article, or an Internet
5 site?

6 DR. GORDON: I think that what we need to do is
7 explore all those questions. Again, we are taking this
8 very seriously, as we should, but I think Steve's point
9 is well taken, we can make recommendations.

10 Our job is to help the public be better
11 informed and use these products safely and appropriately,
12 and so I think we are in a position where we can make
13 recommendations. The question is what kind of
14 recommendations and how we should make them.

15 DR. GROFT: Just to bring up to date a little
16 bit, one of the comments that were made when we received
17 the Interim Progress Report we submitted for approval,
18 one of the comments that came back from the FDA was the
19 suggestion that perhaps we need to be more aggressive in
20 recommending that or encouraging how we want to word it,
21 that sponsors move products to a New Drug Application
22 stage that Tom mentioned, as far as only then, to me, is

1 adequate information really available, that is looked at,
2 is reviewed, peer reviewed, and then said this is the
3 current state of knowledge.

4 But I think realistically, we are now in the
5 Internet age, and information that years ago you only
6 could go find way deep in the literature, is not up front
7 on page 1. I think we have got to look at how people are
8 retrieving information. We have heard how people are
9 retrieving it.

10 I think we need to be rather aggressive in our
11 stance of what we are saying that people need. I think
12 that is realistic for us to do, as well.

13 DR. GORDON: So, this is an issue we really
14 want, you take back, consider, listen, and all those who
15 are interested in this group, please be in touch with
16 Tieraona and David, and help them work on this issue.

17 Let's move along. Nos. 15, 16, and 17, we
18 changed "purity" to "quality" and "safety," and there was
19 general agreement about that. There was general
20 agreement about the recommendations although there was
21 some concern on No. 17 whether, if No. 16 were enacted,
22 if GMPs were actually put forward, whether we needed to

1 mandate the domestic surveillance, as well as
2 international. So, maybe you can just bring that piece
3 of it back.

4 No. 18. There was concern with the FDA, that
5 on the advisory board, there be the kind of clinical
6 expertise that is necessary to help evaluate some of
7 these approaches. There was agreement about the
8 recommendation as a whole.

9 That was the only area where there was an
10 additional feeling that it would be helpful, since there
11 already is an advisory board, we don't need to make that
12 recommendation, but that clinical expertise be included
13 on the advisory board.

14 That is the recommendations, and it is time for
15 lunch.

16 MS. AXELROD: There is another part to that
17 last one, that Wayne had wanted the staff part to be
18 deleted, the adequate staff part.

19 DR. GORDON: Right.

20 DR. WARREN: When we start talking about the
21 labeling of these dietary supplements and all their
22 possible interactions with drugs, I was just kind of

1 tipping the scale to one side. Shouldn't methotrexate
2 have a label on it that says don't use it in combination
3 with B complex vitamins.

4 DR. GORDON: Good point. Let's talk a little
5 about that as a new issue, and then we can report back to
6 this group. Let's bring that up again, if we can bring
7 that up on Saturday. Thank you.

8 DR. GROFT: I would just like to remind you
9 that after these recommendations are formulated here on
10 the next three days, we are going to meet with the
11 federal agencies involved and others to talk about what
12 the Commission is thinking and to get their input into
13 where things are currently and how might they be changed.

14 I think there are a number of federal agencies
15 that would like to see changes, but until you get a
16 legislative approach, things can't change because of the
17 requirements. We will be doing some follow up on this
18 meeting aggressively with the federal agencies.

19 DR. GORDON: This is great. Thank you
20 everybody for being really on time.

21 [Applause.]

22 MS. CHANG: Lunch is in Conference Room A,

1 which is across the hall and down a bit. This room will
2 be closed during our lunch break, so, visitors, you will
3 have to go outside. You can leave your books and
4 everything on the table, and we will reconvene at 1:30.

5 [A lunch recess was taken at 12:30 p.m.]

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A F T E R N O O N S E S S I O N

[1:35 p.m.]

MS. CHANG: We are ready to proceed.

Our facilitators are Dr. Wayne Jonas and Dr. Dean Ornish, and our staff lead is Geraldine Pollen.

So, if commissioners can take their seats and we can begin as soon as you all are ready.

Session III: Coordination of CAM Research

DR. ORNISH: I think we are ready.

Good afternoon, everybody. Wayne and I are going to facilitate this discussion. I think the general context that a lot of these things fall under is something that we talked briefly about earlier, which is that, particularly in the area of research, we recommend strongly that CAM research be held to the same standard, not higher, not lower, as conventional or allopathic medicine is, in a variety of different categories whether it is research funding, publications and medical and scientific journals, presentation at scientific meetings, FDA approvals of new drugs or devices, et cetera.

The reason that we feel that way is that again, it defines the middle ground, it in a way marginalizes

1 many of the people who might criticize the work, because
2 if we say, well, it should be held to the same standard,
3 if they don't agree with that, then, they would be forced
4 to say, well, no, we think it should be held to a higher
5 standard, or we think it should be held to a lower
6 standard, and, of course, I think those don't really gibe
7 with the more American values of fairness and equity.

8 There are a number of recommendations in here,
9 and we will go through them, but in the larger context,
10 and I think the other issue that isn't really as clearly
11 stated in this particular section as I would like it to
12 be, is that a major compelling reason for increasing
13 funding and making more research available in these areas
14 is something that is self-evident to us, but may not be
15 to many people who read this, which is that it is not
16 whether or not people should be using CAM modalities, as
17 Eisenberg and other people have talked about, the
18 majority of Americans already are, and yet very little
19 research has been done in these areas to either prove or
20 disprove their safety and efficacy.

21 So, there is compelling need for research in
22 the safety, efficacy, and cost effectiveness of these

1 various approaches, as well as for negative findings. I
2 think this is something that virtually everyone that we
3 have heard with few exceptions, whether it is the
4 defenders of conventional medicine, the journal editors,
5 or so on, or the people who are leaders in the CAM
6 community, I think everyone agrees that we need more
7 research.

8 I think this is one area in particular that we
9 can help build consensus around and help to increase the
10 credibility for the rest of the report.

11 There are a number of recommendations in here,
12 and Wayne wanted to try to simplify and categorize some
13 of them into more general themes before we get into the
14 actual themes.

15 Wayne, do you want to pick it up from here or
16 are you still working on that area?

17 DR. JONAS: One of the issues that came up in
18 our committee discussions a number of times -- and Gerri
19 did a heroic effort in trying to address those and
20 condense the huge number of laundry lists of challenges,
21 recommendations, strategies, et cetera, that we had in
22 this -- was that we really needed to try to simplify this

1 and try to get it under a few categories where we could
2 say, here is the primary recommendation, and then there
3 are a number of examples of that or specific ways in
4 which that could be implemented, et cetera.

5 If you think there is a lot of them in there
6 now, you should have seen it before. She actually did I
7 think a very good job of getting them condensed. Our
8 feeling was we still need to do more of that to make them
9 pointed and hopefully as effective as possible.

10 The suggestion was that we put them into kind
11 of major categories and that the issue about the
12 importance of research that Dean just mentioned, about
13 the importance of holding these areas to the same
14 standard as in conventional medicine meaning high
15 quality, rigorous research that gives you information,
16 the type of information that you need about safety,
17 efficacy, mechanisms, et cetera, and the importance of it
18 being relevant, so rigor, relevance, and quality.

19 That is the preamble really, that is kind of
20 the background. That is an assumption that I think that
21 we could assume that everyone on the Commission agrees
22 with, that research is important and it should be done

1 well, as was elaborated. So, the thought was this would
2 then go into the preamble.

3 Then, the recommendations fall into what I
4 think are largely six categories although what we could
5 discuss is whether these are the best categories or
6 whether there are other categories or whether we even
7 need this many, if these could even be condensed further.

8 The first set of recommendations really has to
9 do with the importance of partnership and dialogue, that
10 there needs to be an increased interaction between those
11 both in the scientific field and in the complementary
12 medicine field, in the public and among scientists, so
13 that they can understand better what they are looking
14 for.

15 The second category is I think the main
16 category, and that is we need more research. I mean if
17 you look through these recommendations, there is do
18 research in this, do research in that, et cetera, et
19 cetera, and a lot of that comes down to supporting more
20 good research. So, I see that really as largely one
21 recommendation under which a number of these things could
22 fall, and that includes recommendations across all

1 agencies that are involved in research, and it includes
2 making sure that they are done in a collaborative way to
3 address pertinent complementary and scientific issues.

4 The third category was, in my opinion, what I
5 think a lot of these fall into really has to do with the
6 prioritization process, how do we go about prioritizing
7 all these different things that we think need to be done.

8 One of the reasons I think that is important is
9 because if you end up with a long laundry list of things,
10 it dilutes out, I think, the power of what the
11 recommendations are. If we just need more money and
12 everybody should do it, and then you are just going to
13 kind of list that, I think the question is how do you go
14 about doing that. Several of these recommendations fall
15 into the area of how do we go about prioritizing that,
16 and there are some recommendations that the Institute of
17 Medicine, the National Science Foundation, and perhaps
18 other bodies get involved in helping us to work with
19 public and practitioner and scientific input to set up a
20 proper prioritization process for that.

21 There was several recommendations about the
22 importance of ongoing review, systematic review and

1 evaluation, there are a couple of groups that do that,
2 and the importance of maintaining that on an up-to-date
3 basis and providing simple public language descriptions
4 of the results of that review, so kind of an ongoing
5 process.

6 Then, there were several categories that fall
7 under the area of infrastructure and training. One might
8 say this is really in the area of do more research, you
9 could perhaps put it as a subset underneath do more
10 research, but our feeling was that it should be addressed
11 specifically, that the importance of dual-trained
12 individuals who understand both complementary medicine,
13 as well as conventional science are important and that
14 there needs to be a specific recommendation about
15 infrastructure, that there needs to be a support of
16 infrastructure, and a number of these recommendations
17 have examples that we would put under here in terms of
18 how infrastructure is currently supported in research,
19 building core clinical sites, building basic research
20 sites, building demonstration projects, and that should
21 be done also in complementary and alternative medicine.

22 The sixth category, which I kind of threw

1 everything else in, but I called it Methods in
2 Epistemology, which has to do with addressing methodology
3 issues, because there is always ongoing, and should be
4 ongoing, discussion about what is an appropriate
5 methodology for answering particular questions, how could
6 you go about doing that, and also, are there assumptions
7 that come from many of the complementary medicine systems
8 that are not readily addressed with straightforward
9 standard research models, things like energy medicine,
10 which was mentioned here frequently, how do you go about
11 looking at whole systems -- holism is one of our guiding
12 principles -- how would you go about doing that,
13 relationship issues, spirituality, that type of thing.

14 So those types of things that are really
15 epistemological, but then have implications for how we go
16 about doing research methodology, and so recommendations
17 that address that specifically, methodology and
18 epistemology would be another category.

19 Anyway, that is kind of our thinking or at
20 least some of my thinking. Some of those categories are
21 already there and have been lumped underneath that, but
22 my suggestion is that as we go through these

1 recommendations, that we think about trying to condense
2 them further and if a recommendation is simply saying,
3 for example, do more research and do it in this agency,
4 then, hopefully, if we can agree on these general
5 recommendations, then, we can say, yes, that will go in
6 there and it is part of that.

7 Did you want to say anything, Dean, or are
8 there any comments on that?

9 DR. ORNISH: No, I think that was very
10 eloquent. I also just wanted to acknowledge the other
11 members of this working group, George, Effie, Veronica,
12 Bill, and Tieraona, and also to second your praise for
13 Gerri and the other staff people who worked on this.

14 Do you want to now just go through each
15 individual recommendation or how do you want to proceed?

16 DR. JONAS: The issues, yes.

17 DR. ORNISH: Well, the first issue is
18 increasing dialogue, cooperation, and collaboration among
19 conventional and CAM practitioners, clinicians, and
20 researchers.

21 Rather than just reading it, I think you have
22 all seen this. The long and short of it is, as Wayne

1 said, we think that we should increase dialogue,
2 cooperation, and collaboration among the conventional and
3 CAM practitioners, and gave examples of what some people
4 are doing, just that, people who have testified before
5 the Commission.

6 The challenges are the lack of dialogue and the
7 lack of mutual respect, and whether there is a
8 willingness to enter into a dialogue. I think that
9 although in 1(A), on page 2, we talk about that the lack
10 of dialogue impedes the progress and building knowledge
11 about CAM, I think it might be worth making it
12 reciprocal, as well, and saying that it also, I think,
13 works to the disadvantage of conventional medicine, too.

14 I wasn't quite as clear about 1(B), which are
15 the cultural taboos that can affect the evaluation of
16 research applications. I was wondering if maybe --

17 MS. POLLEN: That was actually a quote from
18 Marvin Cassman, who is Director of the Institute of
19 General Medical Sciences, at the first research meeting
20 in October of 2000. He was just recognizing that there
21 are cultural taboos in conventional medical circles that
22 do impede the dialogue, and also when applications come

1 in. It is probably not only for CAM. I mean there are
2 other areas where this happens, as well, but he is
3 looking for more openmindedness when he was saying this.

4 DR. ORNISH: Okay. Cultural taboos, I mean
5 needs just to be a little bit -- because we are talking
6 about, it sounds like child incest or something, you know
7 what I mean. It is more of a prejudice or bias.

8 The second one is developing research. I think
9 it should be clear that it is research grant applications
10 of sufficient quality to compete.

11 IRB familiarity is No. 3.

12 No. 4 is including CAM professionals on
13 advisory and review committees and in discussions. I
14 think it also should be and vice versa. Again, it should
15 be reciprocal, that we need to include conventional or
16 allopathic people on CAM advisory boards and schools,
17 research committees, review committees, and advisory
18 committees.

19 So, the two recommendations that are here,
20 Wayne, do you want to just go through those?

21 DR. JONAS: Yes. I think the first one is what
22 I had outlined as the major category, and it is part of

1 this major category, and that is to strengthen emerging
2 dialogue between conventional medicine and CAM by
3 developing way to enhance cooperation. Then, it lists
4 researchers, clinicians, research centers programs, et
5 cetera.

6 My suggestion is that we make this stronger by
7 actually saying that we suggest that a series of ongoing
8 meetings, conferences, to foster and develop
9 collaborative research projects and discuss various
10 issues in CAM be supported and sponsored.

11 DR. ORNISH: Under whose auspices?

12 DR. JONAS: Under whose auspices is the
13 question.

14 MR. CHAPPELL: Well, that gets it by thought,
15 as well, and by the way, I just think you have done a
16 wonderful job, your committee and Gerri, thank you.

17 As it relates to No. 19, you are beginning to
18 get at what I am looking for, is there some operating
19 idea of how this will be advanced forward rather than it
20 just being lifted up as we need, can we become more
21 specific in this paragraph and later language about
22 whether you are recommending annual conferences or some

1 organization of a body, but I do think we need to evolve
2 to that specificity with a recommendation.

3 DR. ORNISH: I agree with what you are both
4 saying, and maybe that could be done under the auspices
5 of the NCCAM or the Institute of Medicine. I think that
6 by putting it under those kinds of organizations, it
7 provides the credibility and the ability to draw people,
8 because of the cultural taboos that you mentioned, that
9 Gerri mentioned, it would be easier to get people to come
10 to a meeting under those auspices than if it were just
11 done ad hoc, I think.

12 DR. JONAS: Certainly, one of the possible ways
13 is to dovetail this with CAM Central, which we are going
14 to talk about a little later, which is an office that
15 coordinates this, the various activities that we have
16 been talking about, and one of their duties could be to
17 put together or facilitate with various agencies, ongoing
18 collaborative dialogue meetings in particular areas. So,
19 that would be one specific way.

20 I wouldn't want to make that the only way and
21 maybe what we could do is then have several examples
22 including that one as perhaps the first one and then

1 Institute of Medicine, then, NCCAM-sponsored conferences,
2 and this type of thing as examples as to how it could
3 occur.

4 DR. ORNISH: Joe.

5 DR. PIZZORNO: Two things. One, I would still
6 like to see Wayne's I think brilliant triangle diagram of
7 the different kinds of research and what is appropriate
8 be submitted to the Commissioners and considered for
9 inclusion in this document, because that is really quite,
10 quite good.

11 The second is a little technical change, but I
12 think it will help. On the third line, where you have
13 "collaboration among conventional and CAM," I think there
14 should be a colon there, because I want to ensure that
15 conventional and CAM relates not just to research of
16 clinicians and practitioners, but also research centers,
17 programs, institutions, professional leadership
18 organizations.

19 MS. POLLEN: A colon after researchers?

20 DR. JONAS: A colon after CAM.

21 MS. POLLEN: I see what you are saying, yes,
22 okay.

1 DR. JONAS: So, that applies to all those
2 things. Now, that does not apply, of course, then to
3 federal and state research and health agencies, so it
4 will have to be separated as a separate clause.

5 MS. POLLEN: Right, we can do that.

6 DR. ORNISH: Other comments before we move on?
7 Jim.

8 DR. GORDON: I think it would be helpful, when
9 you mention the specific coordinating agencies, CAM
10 Central, IOM, NCCAM, to mention them as part of this
11 paragraph. If everybody agrees, then, we can move ahead
12 with it and omit a step.

13 DR. ORNISH: Great. Joe.

14 DR. FINS: I don't know exactly where this
15 goes, but since you are talking about the relationship
16 and the coordination between conventional and CAM
17 research, I am just wondering -- and I have looked
18 through this -- if this is the place where we discuss the
19 issue of global budgets, are we robbing Peter to pay
20 Paul. I don't know if it is another issue for Saturday,
21 but relative allocations.

22 If we are talking about there is \$20 billion to

1 spend, how does it get spent? Someone might be losing if
2 CAM is gaining. Have you considered that relationship?

3 DR. JONAS: I think we addressed that under
4 research support actually, and where the big bucks go. I
5 agree, I think that is an important issue to address.

6 DR. ORNISH: Well, it is a critically important
7 issue because if people think we are going to take money
8 away from them, they are going to fight tooth and nail.

9 On the other hand, since we don't have a budget
10 surplus anymore, if we recommend that more money be
11 allocated for that, then, it is going to come out of some
12 else's budget. Maybe it is not NIH's, but it is going to
13 be some other program. It will be harder to define whose
14 it is, but it is going to make it more difficult.

15 So, there is really a strategic question, is
16 whether it is better to highlight that or just let it be
17 a subtext.

18 DR. FINS: Because I think a corollary issue is
19 how things get labeled, like, do you go in under CAM
20 research, or do you go in under allopathic research if
21 you have a funding strategy.

22 DR. ORNISH: Right.

1 DR. FINS: I don't know where this goes, but --

2 DR. JONAS: It goes actually under
3 Recommendation 21, so when we get to that, let's
4 readdress this, because I think it is very important.

5 Recommendation 20 is, I think, fairly
6 straightforward. As Dean mentioned, we ought to make
7 sure that it is a reciprocal balanced recommendation, so
8 it is not simply that CAM practitioners ought to be
9 sitting on one board, but there should be mutual
10 membership on various advisory, journal, regulatory,
11 advisory boards from the different professions.

12 DR. WARREN: You mentioned here licensed CAM
13 professionals. You are assuming that licensure is going
14 to be a requirement?

15 DR. JONAS: Good question.

16 DR. ORNISH: I think we are actually.

17 DR. WARREN: I don't agree with that.

18 DR. FINS: How about appropriately credentialed
19 because we are going to address it more robustly later?

20 DR. WARREN: I think that is much better than
21 licensed.

22 DR. ORNISH: So, we will be dealing with the

1 issue of licensure versus credentialing at another time,
2 I presume.

3 DR. LOW DOG: I think that there is only a few
4 places where that would be relevant, but I can tell you
5 from New Mexico, that especially in areas of research,
6 bringing in traditional indigenous healers, Navajo and
7 Pueblo, involving them in the research, because you can't
8 do research in those groups without their being there,
9 and they have a lot of sort of restrictions on what they
10 are going to allow us to do.

11 So, I think that if we are just talking about
12 license without including some specific areas where
13 research is essential, and the inclusion of their healers
14 would be important.

15 I am in favor of licensure and training, but I
16 think you need to be inclusive there. I am only thinking
17 of all that goes on in our own state, but there is no
18 licensure in those groups, and yet they are intimately
19 involved in our research process.

20 DR. FINS: Why don't we cross-reference the
21 other sections?

22 DR. ORNISH: Because this area is going to be

1 debated in a different subcommittee of whether licensure
2 should be required, whether certification should be
3 required, whether there is some groups that should be, as
4 long as they disclose what training they have, they need
5 to be neither licensed nor trained.

6 I think we are in a way getting ahead of
7 ourselves, because we haven't really resolved that issue.
8 I mean we could just say whatever we resolve that as,
9 then, we will put here.

10 DR. JONAS: Gerri recommended at least for this
11 wording, "appropriately qualified," which may vary
12 depending upon what the topic is, and this type of thing.

13 DR. ORNISH: Okay.

14 DR. GORDON: So, it would read essentially,
15 "include appropriately qualified CAM professionals and
16 traditional healers on research," et cetera, et cetera.

17 DR. ORNISH: Well, "traditional healers," could
18 mean Native Americans, or it could mean Arnold Wellman
19 [ph], I mean I am not sure what traditional healers
20 means.

21 DR. GORDON: I was just trying to get the word
22 that you want here.

1 MS. POLLEN: I think just "appropriately
2 qualified."

3 DR. GORDON: Just "appropriately qualified."

4 MS. POLLEN: And not "traditional," just leave
5 "appropriately qualified."

6 DR. ORNISH: What I was saying before, though,
7 is it should be reciprocal, it should be both CAM and
8 conventional, if we are using the term "conventional" for
9 non-CAM, for allopathic, or whatever, so that it is clear
10 that it goes in both directions.

11 MS. POLLEN: Yes.

12 DR. GORDON: I just want to get something
13 clear. So, you are saying that on the board of an
14 acupuncture journal, there should be an M.D. who doesn't
15 know anything about acupuncture?

16 DR. ORNISH: There should be an M.D. who has
17 some experience with --they don't necessarily even need
18 to know about acupuncture, but there should be somebody
19 who has experience with experimental design,
20 biostatistics. Those kinds of things don't require
21 knowledge of acupuncture to make good research.

22 DR. GORDON: I thought that is what you were

1 saying. I just want to make sure that people agree to
2 that before we move on.

3 DR. ORNISH: I also think again, in the larger
4 context, it makes it much more defensible and
5 marginalizes people who would criticize. You say, well,
6 yes, we think that it should go in both directions.
7 Then, you have to argue about why it shouldn't be, and
8 that tends to get people on the extremes.

9 DR. GORDON: This is a small question, but
10 potentially a knotty one. I just want to make sure
11 everybody agrees. If everybody agrees, that is fine.

12 DR. ORNISH: Knotty or naughty?

13 DR. GORDON: I think it is knotty because some
14 people may say, well, look, here we are, we are this
15 fledgling little group of people, if you put on an M.D.
16 who is a qualified research in methodology who is a
17 skeptic, he is not going to let us publish anything.

18 DR. ORNISH: Well, the fact that somebody is on
19 a commission doesn't keep people from doing things, but I
20 think that is exactly what people need, are a few
21 skeptics on there, in both directions. I think that is
22 the whole nature of science, is to have skepticism.

1 Just so you know where I am coming from, just
2 to put my own biases on the table, what concerns me about
3 both conventional and many CAM practitioners is a lack of
4 skepticism, such a strong belief in the efficacy that
5 there is a reluctance to submit it to more objective
6 analysis.

7 That is the kind of thing that I think that
8 people on both sides could benefit from.

9 DR. GORDON: I wasn't talking about skepticism
10 with a small "s," I was talking about it with a big "S"
11 as a profession.

12 DR. ORNISH: As a cultural taboo.

13 [Laughter.]

14 DR. ORNISH: Tieraona.

15 DR. LOW DOG: For one, I don't think that if
16 you are a small fledgling acupuncture magazine, that you
17 would hire an M.D. skeptic, so we are not saying which
18 one would have to be on there, but I mean you could argue
19 the other way, what would a massage therapist really know
20 about invasive cardiology.

21 I think that the door swings both ways. I
22 think that it is a good recommendation, Dean. I think

1 there should be inclusion, and by including, and I think
2 it needs to go both ways, I really do, so I support that.

3 DR. ORNISH: We could just say "appropriately
4 qualified." "Appropriately qualified," I think covers a
5 lot. Again, we are not dictating to anyone, so it is not
6 like these recommendations have the force of law, it is
7 more of a general principle.

8 Effie.

9 DR. CHOW: I think one of our big debates has
10 been that people don't understand the principles of what
11 is being called research. I know that there are solid
12 protocols, but protocols can be adjusted and still be
13 good quality research, certain considerations to a
14 particular practice.

15 If someone doesn't know anything about it,
16 someone with a big "S," they are going to be close-minded
17 about the nuances, which perhaps makes it successful or
18 not successful. That doesn't mean fudging the results,
19 nor fudging the guidelines or protocol.

20 But I think it is really important that people
21 are involved, and people, also, who know research
22 protocol, that they should have some innate experience

1 and knowledge about the particular CAM practice. I think
2 that has been a big discussion all this time.

3 DR. ORNISH: In the interests of time, would
4 you be comfortable if we said "appropriately qualified?"
5 Does that give you enough room to cover the point that
6 you are making?

7 DR. CHOW: I think, not really. It depends on
8 who reads the appropriate qualification, who defines it.
9 I think it should be stated that they should have
10 knowledge, working knowledge with the particular practice
11 that is being researched.

12 DR. ORNISH: Well, see, that is why we
13 disagree, because I think that there are people who have
14 experience in biostatistics and experimental design, who
15 can help provide meaningful input into studies that they
16 may not know very much at all about the intervention
17 itself.

18 I understand the point you are making, but I
19 would be reluctant to limit this to say that they have to
20 be. Otherwise, if we are going to CAM people on
21 conventional research journals, are we going to say that
22 they have to be experienced interventional cardiologists

1 and know how to do angioplasty before they could be part
2 of a cardiology review board? I mean I don't think we
3 would take it on that side either.

4 I think that everybody brings a dimension of
5 expertise that can be useful, and I think like the blind
6 man and the elephant, the more different dimensions you
7 get, the closer to truth you get. Even if one person
8 isn't expert in all aspects of that particular
9 discipline.

10 DR. CHOW: Well, I think that is moving so,
11 maybe not specifics about cardio angioplasty, but
12 acupuncturists, which were not required to know Western
13 medical anatomy and physiology, is now being required to
14 know anatomy and physiology from the Western standpoint,
15 and also analysis and diagnosis by Western methods.

16 So, they are being required as part of the
17 training, and so I guess maybe not right away, but
18 hopefully, that that is in the future, and in the near
19 future, that researchers, if they want to do research in
20 acupuncture -- well, let's use another -- in homeopathy,
21 et cetera, that they must also have some training in
22 that.

1 I guess that goes with education of
2 professionals.

3 MS. CHANG: With all due respect, I'm sorry,
4 Dean and Wayne, you are way over your allotment on this
5 particular topic.

6 DR. JONAS: What we could do is elaborate a
7 little bit on what "qualified" means in terms of
8 methodology, expertise in particular areas including
9 complementary and the conventional areas on that, and
10 then we will bring this back to you all. I will bring it
11 back to the committee and that type of thing.

12 DR. ORNISH: Can we move on now to Issue No. 2,
13 Wayne? Are you okay with that?

14 DR. JONAS: Yes.

15 DR. ORNISH: Issue No. 2 is conducting high-
16 quality CAM research, prioritizing types of research
17 needed, and assuring public input into the process.

18 I will put my two cents' worth in. I think
19 that I would like to see something right up front about
20 safety, efficacy, and cost-benefit before we get into too
21 much of the specifics, again for all the reasons we have
22 talked about, but other than that, I thought it was very

1 well described.

2 I have a few other minor points also as we get
3 further along, particularly on page 4, the second
4 paragraph, where it says, "Its the view of some CAM
5 researchers that the requirements for CAM," I would say
6 "were often higher than those for conventional research."
7 That paragraph, I think might be moved closer to the
8 beginning of that section just for the very reasons we
9 have been talking about.

10 MS. POLLEN: Moved forward.

11 DR. JONAS: Yes, moved forward.

12 This category lumps several of the things that
13 we discussed, and I think what we will do is maybe split
14 them out, because it's huge. As you will see in the
15 recommendations, we have gotten 21 A to Z almost, and
16 there is really the issue of support, doing more
17 complementary medicine research, and then there is the
18 issue of prioritization and obtaining public input.

19 I think we would like to kind of massage these
20 out a little bit, and we can adjust that, but I would
21 like to go to the actual recommendation, if you will,
22 which is on the bottom of page 5, No. 21, which really is

1 the primary recommendation that there be more support.

2 "The Commission recommends that all federal
3 agencies with research or health-related responsibilities
4 increase as relevant to their mission, support in a more
5 proactive manner clinical research on the safety and
6 efficacy of CAM practices and products, basic research on
7 underlying mechanisms, and health services research to
8 improve CAM use within the health care system."

9 Any feedback or comments on this?

10 DR. ORNISH: Well, the first one is do you want
11 to comment at all here about whether those a new dollars
12 or whether those are reallocation of existing dollars, or
13 is it better not to address that question at all?

14 DR. JONAS: I think we should. Any comments on
15 the general recommendation in terms of whether we should
16 be more specific about that? David.

17 DR. BRESLER: Yes, I would like to see some
18 language including an addition to safety and efficacy,
19 indications, contraindications, precautions,
20 complications, I would like to have a fairly broad view
21 if they are going to do this research.

22 DR. JONAS: You don't see that as falling under

1 safety?

2 DR. BRESLER: It is not just safety, but I
3 think indications of contraindications, too. We have had
4 a lot of discussion about interactions of CAM modalities
5 with other kinds of modalities, and I think we have to
6 stay vigilant of this if we are going to encourage this
7 type of research.

8 DR. ORNISH: Good. Who else? Joe.

9 DR. FINS: I have two points. I don't think it
10 is strong enough overall. I am not sure it is strong
11 enough on the HRSA side, the health services dimension,
12 it gets buried. I know it is here, but it is not as
13 prominent. I think all of these things that are embedded
14 in No. 21 perhaps deserve their own bullet because I
15 think they are all different.

16 I think that as I read through the later part
17 of the report, there is a lot of redundancy and a lot of
18 nitpicking kind of mechanistic kind of approaches, which
19 I may not necessarily be a recommendation, but sort of
20 background, but I think that we really want to identify
21 these various areas.

22 The other issue about the prioritization

1 question is, it seems to me, Congress appropriates money
2 and decides what the balance is between the various
3 constituencies, disease constituencies and professional
4 organizations, and the like. So it is really their
5 prerogative to set the standard.

6 But what I was sort of hoping to see was some
7 mechanism to help provide Congress with some guidance
8 into knowing whether or not, in the context of a global
9 budget, what the relationship, what the percentage should
10 be, and I don't know how we can help them there, but I
11 think it would be helpful if we could sort of
12 characterize that somehow.

13 DR. JONAS: There is recommendation actually
14 along those lines in terms of requesting that the IOM
15 establish some prioritization approaches which then, of
16 course, would go to a variety of individuals including
17 Congress.

18 DR. ORNISH: I was just going to say that it
19 may be that we simply -- I mean it would be hard for us
20 to say, as a commission, for example, whether they should
21 be appropriating new money or reallocating, because a lot
22 of that will have to do with changing budget

1 requirements.

2 You know, we had a budget surplus this last
3 year. This year, we are already in deficit, but at the
4 same time, it may be worth mentioning just what is self-
5 evident, that it would be easier to effect this if there
6 were new dollars coming in rather than reallocating
7 existing dollars, or we may just want to remain silent on
8 that.

9 DR. JONAS: Let's talk about the budget issue
10 since it keeps coming back and hitting us in the head.
11 Does the Commission feel that there should be an emphasis
12 that there be new money, set aside money, or support,
13 because we are making all these suggestions that there
14 needs to be more research, and the natural question is
15 how to do that, and are we suggesting there be
16 appropriations for that?

17 DR. ORNISH: I would like to suggest that we
18 make a recommendation that increased funding be available
19 for research in these areas, in safety, efficacy, health
20 services, cost-benefit, whatever. We might even just
21 say, very explicitly, that, absent that, it will be very
22 difficult to convince existing agencies to reallocate

1 some of their current research budgets for these areas.

2 I think certainly people in Congress will get
3 that very easily, and it is just stating what is true,
4 and then we are not really saying how much more it should
5 be, but just the general principle gets outlined.

6 DR. GORDON: I think there is a real question
7 here that we are sort of coming toward, and do we think
8 research priorities ought to change, or do we simply say
9 we want more money for this approach.

10 If we say the latter, it is the safe thing to
11 do.

12 DR. ORNISH: I don't understand that.

13 DR. GORDON: Let me just finish.

14 DR. ORNISH: I just want you to clarify, when
15 you say research priorities should be changed or this,
16 this is asking for research priorities to change. I am
17 just trying to understand.

18 DR. GORDON: What I am saying is there is a
19 fixed amount of money basically. I mean we can act as if
20 there is going to be infinite amount of money, we know it
21 is not true. Do we want to make a statement about
22 research priorities should shift in this direction as we

1 make a statement a little bit later on saying that we
2 ought to begin to shift some of the research priorities
3 toward those things that can't be patented, for example?

4 My answer is yes, but I want to put that out as
5 a question for us to address, which is really in response
6 to the issue that you raised, how do we look at budget.

7 MR. CHAPPELL: I agree with Jim that we ought
8 to be looking at a shift in priorities at a minimum.

9 DR. GORDON: What Steve is saying, quite
10 rightly, is this may be something we want to focus more
11 on, on Saturday morning, because we have a lot of
12 recommendations here, so I think that is a good idea, but
13 I do think it is something we are going to have to
14 grapple with.

15 DR. ORNISH: Well, then, if that is the case,
16 then, shall we limit now discussions away from that area
17 into the other recommendations themselves?

18 MR. CHAPPELL: If I could just finish my point.
19 You have been using the language safety, efficacy, and
20 cost-benefit, and I didn't think that cost-benefit needed
21 to be a qualifier, in fact, I would rather it not be a
22 qualifier. It is not in the language currently, so I am

1 seeking clarification, is it your intent to put it in, if
2 so, I have a problem with that.

3 DR. ORNISH: It is my idea to put it in, and
4 the reasons is, is that I do think that one of the
5 advantages of CAM, in our work, for example, we found
6 that almost \$30,000 were saved per patient by teaching
7 them how to change lifestyle and diet rather than having,
8 say, bypass surgery.

9 It is something that can really appeal to
10 people across the political spectrum to show that it not
11 only is medically effective, it is also cost effective.
12 So, it doesn't mean that something has to be cost
13 effective before it could be implemented or used, but it
14 is simply studying that aspect of it, because many CAM
15 modalities I think will be found to be more cost
16 effective than their conventional counterparts.

17 So, I am interested in why you have concerns,
18 for why you would be opposed to that.

19 MR. CHAPPELL: It's on principle that I think
20 we ought to be looking at it from a needs-based
21 orientation, and not a calculation of which money is
22 going to be invested for which greater gain.

1 DR. ORNISH: Anytime that Congress decides,
2 like Medicare, decides to cover a new modality, it always
3 goes to the Congressional Budget Office. They do a cost-
4 benefit analysis, and if that information isn't
5 available, the CBO will almost always say something costs
6 a lot of money.

7 So, in a way, having those kind of data looking
8 at cost-benefit can really advance the field in terms of
9 getting the kind of widespread adoption and coverage that
10 I think many of us are looking for.

11 DR. GORDON: Let me make a procedural point
12 here a minute. Michele is reminding me we are going to
13 be coming back to some of these issues under coverage and
14 reimbursement. We have a large number of research
15 recommendations that we got to get through and hear
16 people's comments about.

17 So, if we can postpone that discussion to
18 coverage and reimbursement, I think it will simplify
19 things.

20 DR. ORNISH: Okay. Joe.

21 DR. FINS: A quick point on that because it is
22 something that we depend upon research being conducted on

1 cost-benefit analysis to make access and reimbursement
2 and coverage kinds of arguments. So, we have to keep it
3 in here for the cogency later on.

4 DR. ORNISH: Okay. Thank you.

5 Do you want to move forward?

6 DR. JONAS: Yes, I think so. I don't want to
7 go through all the sub things even though I recognize
8 that some of the subcategories underneath the numbers
9 don't necessarily belong under those particular
10 categories, but given the suggestion that we had in terms
11 of some of the categories we talked about, including
12 things like breaking out prioritization, then putting
13 things like 21(G), 21(L), and that type of thing
14 underneath those, the patent issue underneath those we
15 will do that, but let's go to the major recommendations,
16 I think, in the interest of time.

17 No. 22 is the issue really about standards of
18 evidence.

19 DR. GORDON: Wayne, excuse me. So, how do you
20 want us to deal with all of these things that are broken
21 out, what is your thought about how we would proceed,
22 because they are all fairly specific? They are

1 recommendations, even though they are kind of separate.

2 DR. JONAS: Do you want to go through all
3 those, do we have another hour?

4 DR. GORDON: I think we either have to go
5 through them and get some very quick response, or send
6 them back to you and go through them the next time.

7 DR. ORNISH: I just need a point of
8 clarification. Wayne, are you suggesting that we
9 consolidate these or that if anybody speak now or forever
10 hold your peace, that they are okay?

11 DR. JONAS: Why don't we take these 21(A)
12 through (D), and later you will get 21(F) through
13 whatever, and say are there any general comments about
14 these particular things.

15 DR. PIZZORNO: I think this is excellent, and
16 there is a piece here, which I think may have been
17 intended, but I don't think got said, and that is to
18 research systems of healing, not just isolated
19 modalities, because most of this therapy is part of a
20 philosophy and integrated --

21 DR. ORNISH: It's under 21(C).

22 DR. PIZZORNO: Well, I read them all. I just

1 want to give the feedback to the committee that I don't
2 think that comes across the way I think it needs to come
3 across, systems of healing.

4 MS. POLLEN: Is that in 21(C) that you are
5 looking at?

6 DR. ORNISH: Under 21(C), it says, "Complete
7 biological systems and interacting biological systems
8 including biofields and energy medicine." What is
9 missing there?

10 DR. PIZZORNO: I am talking about systems of
11 healing, that is, under a philosophical approach, there
12 is a way of treating a patient that uses multiple
13 therapies consistent with their philosophical approach.
14 What you have here is different. That is looking at the
15 body as a whole.

16 MS. POLLEN: Is that something that is missing?

17 DR. PIZZORNO: Yes, it's missing, it is not
18 stated. For example, I will use naturopathic medicine as
19 an example, which I know. When a patient has asthma, I
20 have seven different interventions I use, three which I
21 use for one patient, and different ones I use for another
22 patient, because a way of understanding the patient that

1 leads to my intervention. That kind of thinking, I don't
2 see reflected here, to do that kind of evaluation.

3 DR. ORNISH: There is something on
4 individualization therapies, though, in one of these
5 sections, I don't remember where.

6 DR. JONAS: It is one of our guiding
7 principles.

8 DR. ORNISH: Yes, it's one of the guiding
9 principles is individualization of therapy earlier in the
10 report. Does it need to be repeated here also?

11 DR. GORDON: I think he is just adding that
12 phrase, systems of healing I think takes care of it here.

13 DR. JONAS: I think that that is part of a
14 category actually that has to do, in terms of addressing
15 it, has to do with methods and epistemological
16 approaches.

17 DR. GORDON: I have one issue that I think is
18 omitted here under 21(A) that we had some testimony
19 about, and this may be something we need to talk about on
20 Saturday morning, which is how to help protect
21 researchers, whether there is a shield that we can
22 encourage NIH or other institutions to provide for

1 researchers as they under take it.

2 Gerri, do we have it somewhere else?

3 MS. POLLEN: Well, at this point it's in the
4 background, and I think when we know a little more about
5 what is going to be coming from the Federation of State
6 Medical Boards, we will be able to elaborate a little
7 more. It is a little early at this point.

8 DR. GORDON: I was just saying it's an issue we
9 need to address, that's all.

10 MS. POLLEN: It is mentioned actually in the
11 background.

12 DR. GORDON: But as a recommendation.

13 MS. POLLEN: We will move it in here when we
14 know a little more.

15 DR. JONAS: So, you are suggesting that that be
16 moved in as a recommendation?

17 DR. GORDON: Exactly what the recommendation
18 is, I don't know yet, but I am saying we need to address
19 it as a recommendation, and we don't have to talk about
20 it right now. I am just saying we do need to talk about
21 it at some point.

22 DR. JONAS: Just for my better understanding,

1 is there an area that we have been talking about where
2 that would fit under?

3 DR. GORDON: In a sense, it's separate, it
4 related to practice, the practice-based research, so it
5 may be brought in, in that context, but there may be
6 other ways that one approaches it that are not practice-
7 based, because there may be laboratory research or other
8 kinds of research.

9 So, I just think we need to consider it, and
10 not now is all I am saying.

11 DR. FINS: I think it could be under the CAM
12 investigator, the category, and there was language that
13 we probably approved as a group earlier on in the pre-
14 interim, Interim Report, where we linked up the immunity
15 for the investigator if that investigator adhered to
16 ethical guidelines, regulations, and submitted, and
17 things were on protocol. If they were flying freely in
18 free flight, they were not immunized, but if they adhered
19 to certain regulations, they would be.

20 DR. ORNISH: I think that is a really important
21 distinction, and I am glad to hear you make it, because I
22 think there is all the difference in the world between

1 getting an IRB approval for an unproven approach to study
2 it versus someone who has been doing illegally, trying to
3 say, well, here are my data, I want you to take a look at
4 them.

5 DR. GORDON: Dean, it is a complicated issue
6 and I would like your committee to take a look at it.

7 DR. ORNISH: Okay. Any other comments before I
8 move on?

9 DR. CHOW: I just want to state that I think
10 those two items are really important.

11 DR. ORNISH: Next.

12 DR. JONAS: Shall we move on to the section on
13 22, Recommendations 22? The Commission recognizes it is
14 essential that all biomedical research meet the highest
15 standards of quality and recommends that standards of
16 research quality for CAM be the same as for convention
17 biomedical research, neither lower nor higher.

18 Any comments on this or some of the
19 subcategories which actually probably don't belong under
20 22. The first two, in my opinion, have to do with
21 dialogue and ways of building infrastructure, for
22 example, the NCI Score Program.

1 DR. ORNISH: One of the things that Wayne and I
2 talked about earlier was there is a group of people who
3 testified, who said that it is not really CAM or not CAM,
4 either it is scientifically proven or it is not, and as
5 journal editors we will publish good science whether it
6 is CAM or not CAM, and I think with The New England
7 Journal, I think we asked, well, how many CAM articles
8 have you ever published, and they said "zero."

9 So, I am not sure whether that is worth getting
10 into here or not as an example, or whether it is just a
11 subtext that we are working from.

12 DR. BRESLER: I think this is a really critical
13 point, and unfortunately, I think it is very unlikely
14 that anybody is going to rise to the occasion and sponsor
15 these kinds of interdisciplinary meetings unless we put a
16 little bit more teeth in it.

17 It is the kind of thing that I would like to
18 encourage matching funds from the government to match the
19 private sector or to match foundations or to match other
20 people to give them some incentives, because this is
21 critically important, and they won't do it otherwise. I
22 would like a little more teeth in this one.

1 DR. FINS: I just want to, for the record, have
2 this paper circulated from Controlled Clinical Trials.
3 The title is "Do Certain Countries Produce Only Positive
4 Results: A Systematic Review of Controlled Trials."

5 They found, they looked at acupuncture, and
6 they found that the countries where acupuncture was
7 traditionally practiced invariably said it was effective,
8 whereas, other countries didn't.

9 So, this, I think, may help us unearth this
10 notion of a double standard and how there is a perception
11 of bias, both favorable and unfavorable, in the
12 literature. It may help you guys in the background
13 section.

14 DR. ORNISH: Yes. Maybe we could cite The New
15 England Journal as an example of how the philosophy and
16 the practice don't always come together, and then this
17 paper as an example on the other end of the spectrum, so
18 that we can have a more balanced approach.

19 DR. JONAS: A book came out two days ago that I
20 edited on clinical research methods in complementary and
21 alternative medicine, and I will see if I can bring a
22 copy that addresses these issues and gives specific

1 examples actually documented in the literature including
2 that study. Maybe that could be useful to draw from to
3 put In there.

4 DR. ORNISH: That would be great.

5 DR. GORDON: What about the three
6 recommendations that are here, 22(A), 22(B) -- I mean I
7 think we are agreed on 22 fundamentally.

8 DR. ORNISH: Let's go through them real
9 quickly. 22(A), any comments or problems with that? I
10 know, for example, the National Cancer Institute, I was
11 on their first review committee on looking at CAM through
12 the National Cancer Institute. It might be nice to
13 mention them as an example of an organization who is
14 already moving in that direction, that we want to
15 encourage others to do.

16 Tieraona.

17 DR. LOW DOG: Just for clarification, could we
18 put an example on 22(C), request recommendations from the
19 NSF on how to study in a credible manner high risk? Are
20 you talking about like chelation?

21 DR. ORNISH: I was just actually trying to go
22 through these. 22(A), any comments or questions? 22(B),

1 any comments or questions?

2 DR. BRESLER: Just stronger than "encourage."

3 DR. ORNISH: Mandate?

4 DR. LOW DOG: No.

5 DR. ORNISH: Incentivize.

6 DR. JONAS: Stimulate.

7 DR. GROFT: There already are possibilities for
8 workshops, and I know '96 or '97, where we had the large
9 conference, or '95, I am not even sure, on acupuncture,
10 research methodology surrounding acupuncture, so it is
11 possible to do it. It is just a matter of someone taking
12 the initiative, and I think NCCAM is doing that in some
13 instances, but there is certainly the opportunity.

14 DR. ORNISH: What is we change "encourage" to
15 "incentivize"?

16 MS. POLLEN: It could also be put on that are
17 supported collaboratively by the public sector and the
18 private sector together. That is another way of doing
19 it.

20 DR. ORNISH: So, Tieraona, 22(C).

21 DR. LOW DOG: I had to read it a couple times
22 to understand what it meant, and I am still not sure what

1 it means, but I am thinking it is like chelation. Is
2 that what it is intending to mean? I just think we need
3 an example, because if I read it, I wasn't quite clear.
4 I don't disagree with it, I just think we need to explain
5 it better.

6 DR. JONAS: There is a background paper on this
7 actually, and the specific reason this particular
8 recommendation is targeted towards the National Science
9 Foundation is because the recommendation is to look at
10 the scientific issues of things that are generally taboo
11 in conventional medicine, but are standard basic
12 assumptions in every-day use in unconventional medicine,
13 and this is a category, for example, where energy
14 medicine fits in.

15 These areas are avoided by science generally,
16 but they are very popular from the public perspective,
17 and so how can we begin to bridge this gap, how can we
18 begin to develop a process that encourages scientists to
19 begin to explore these areas, and we can give some
20 examples and change the language if you want to.

21 Something like chelation, which is really a
22 socially controversial area, that is something that I

1 would see falling more in the category of 21(L), I
2 believe the recommendation is, which is asking for a
3 similar process by the Institute of Medicine, and there
4 are particular examples that we could put into that.

5 DR. LOW DOG: But, Wayne, why do we have "high
6 risk" when we are talking about energy?

7 DR. JONAS: Because this is how it is perceived
8 in the scientific community.

9 DR. LOW DOG: Risky?

10 DR. JONAS: Yes, absolutely, these are seen as
11 areas that could not be examined by science or at least
12 if they were examined by science, they would be very
13 risky for one's career or for even discovering anything
14 relevant. A lot of people feel like they are a waste of
15 time, especially the scientific community, they don't
16 think that anything is going to come of them.

17 DR. ORNISH: What if we just say "perceived as
18 high risk by many convention researchers," or something
19 like that as opposed to saying that they are high risk,
20 they are perceived as high risk. Would that do it,
21 Tieraona, for you?

22 DR. LOW DOG: I just think risk isn't the right

1 word, "high risk."

2 DR. ORNISH: Unconventional? What word would
3 you use? "Controversial."

4 DR. GORDON: Again, we have a huge number of
5 recommendations to cover. If we are feeling
6 uncomfortable, let's send it back to the committee and
7 let them work on it, and come back to us, having heard
8 some of the concerns in a better way.

9 DR. ORNISH: We will make recommendations that
10 aren't so controversial.

11 DR. JONAS: I think we need to find out,
12 though, what the issue is, Jim, in order to be able to
13 figure out how to address this in the committee.
14 Otherwise, it will come back to the committee, and we
15 won't even --

16 DR. LOW DOG: But I am on your committee.

17 DR. JONAS: Well, then, don't say anything.

18 [Laughter.]

19 DR. LOW DOG: But when I read this, I hadn't
20 heard where we had talked about like high risk, and so
21 all I can tell you is if we lined up 100 people, 90
22 people wouldn't know what that meant. They wouldn't know

1 that you were talking about energy stuff.

2 DR. ORNISH: Are you comfortable with
3 "unconventional," would that work? Or "controversial," I
4 mean?

5 DR. LOW DOG: Yes, emerging controversial.

6 DR. ORNISH: Great. Let's move on.

7 Recommendation 23. Any concerns or comments
8 about that? Do you want to explain anything about it?

9 DR. JONAS: Any comments on this? This is the
10 recommendation that basically says that we should have
11 public input into this process including advisory
12 committees, review boards, research teams.

13 DR. ORNISH: I was only going to add that it
14 might be useful to draw the parallel with other accepted
15 organizations -- accept is probably the wrong word --
16 conventional organizations that have advocacy groups, and
17 we heard from some of them in their testimony, the breast
18 cancer community, AIDS advocacy groups, the prostate
19 cancer advocacy groups, et cetera.

20 DR. JONAS: Right. And there also are examples
21 within the federal government where they are doing this.
22 NCI has a whole program on training the public to be on

1 these boards to properly represent their groups and their
2 constituencies.

3 DR. ORNISH: Joe.

4 DR. FINS: Again, this has come up before, but
5 institutional review boards do not set policy, they
6 regulate research, so they are not, that second sentence,
7 and public membership is mandated on IRBs, but IRBs do
8 not set priorities, they regulate the research endeavor,
9 so it is a little misleading. Under 23.

10 DR. GORDON: That issue also applies to the
11 next several recommendations, too, and maybe this is
12 providing a little more context, that is, already some of
13 these things are either being recommended by other groups
14 or, in the instance of 21(E), (F), and (G), NCCAM is
15 already doing some work in these areas, and I think it is
16 a matter of providing some of that context, and some of
17 the questions about it will go if we do that.

18 DR. ORNISH: So, basically, just saying that
19 these are already in process, and we are just encouraging
20 more of that.

21 DR. JONAS: That applies to many of these areas
22 actually.

1 DR. ORNISH: Would it be helpful, then, to
2 distinguish where we are saying that we like this and we
3 would like to see more of it versus something that is not
4 being done, that we would like to see beginning?

5 DR. GORDON: That is my thought, and I think
6 that is what Joe is saying, as well, if I am correct
7 about that, that we need to be saying we are in agreement
8 with other organizations that are already advancing
9 these.

10 DR. ORNISH: It certainly makes it stronger to
11 point out and educate the reader of the document that a
12 lot of this is already going on by these conventional
13 agencies, which gets us out of the us versus them
14 mentality, but say there is already collaboration that is
15 beginning, and we would like to see more of it.

16 DR. JONAS: Yes, I think that would be good to
17 do throughout here actually.

18 MS. CHANG: Just a time check. You have about
19 25 minutes left.

20 DR. ORNISH: Plenty of time.

21 DR. JONAS: We are doing fine.

22 DR. ORNISH: Anything else on 23 before we move

1 on, Joe?

2 DR. FINS: We talk about this and maybe it
3 comes here, but I think everybody agrees since we have
4 talked about this before, we talked about having the same
5 sort of set of standards to evaluate the scientific
6 method da-da-da-da, but I think we also want to say that
7 research that is conducted in the CAM arena should follow
8 the same ethical guidelines as conventional, and it is
9 the expectation that there will be IRB review, et cetera,
10 and that should be in here in the research chapter
11 somewhere.

12 DR. ORNISH: I agree. Anything else before we
13 move on?

14 Issue 3. Research, training, and
15 infrastructure. Shall we just go straight to the
16 recommendations in the interest of time since we know you
17 have all read this? 21(E), (F), and (G). Any comments?

18 DR. PIZZORNO: 21(G), on the first line after
19 "to enable," and insert in there "both CAM and
20 conventional medicine investigators," just to recognize
21 that we are enabling both types of investigators,
22 research investigators.

1 DR. ORNISH: Okay. Good. Other comments on
2 21(E), (F), or (G)?

3 DR. FINS: Dean, I think we should, maybe, say
4 that we should incentivize the relationship, joint
5 submissions from CAM and non-CAM institutions. It is
6 here, but somehow you will get a higher priority score if
7 you go in jointly than if you go in separately.

8 DR. ORNISH: Something along the lines of how
9 they incentivize studies of women or minorities -- I
10 can't remember what the other ones are -- that all things
11 being equal, you get extra credit if you include subjects
12 or approaches like this.

13 DR. FINS: That fosters the synergism that you
14 are stating out here in No. 3.

15 DR. ORNISH: Isn't that going to be in direct
16 contradiction to the overarching theme of it should be
17 held to the same standard, no higher, no lower? It
18 almost makes it more like giving it an advantage.

19 DR. FINS: No, it is the same scientific
20 standard, but you are saying that we believe that there
21 will be better science if investigators from both sides
22 of that street come in together, it will be a better

1 product.

2 DR. GORDON: Again, this is another area where
3 NCCAM, I think has done quite well in terms of
4 encouraging this to happen, and we don't need to reinvent
5 what they are doing. We need to indicate that they are
6 doing it, we encourage them to do it, and move it ahead,
7 and they are doing just what you are saying, Joe. They
8 are saying if you are going to start one of these
9 centers, you had better have CAM folks on the board along
10 with conventional folks.

11 DR. ORNISH: Good.

12 MS. POLLEN: I need a clarification from Joe
13 Pizzorno. You had a comment on 24 that I am not sure I
14 got.

15 DR. PIZZORNO: 21(G)?

16 MS. POLLEN: Was it 21(G)?

17 DR. ORNISH: It was 21(G) he was referring to.

18 MS. POLLEN: Okay.

19 DR. PIZZORNO: After "enable," insert "both CAM
20 and conventional medicine."

21 MS. POLLEN: Thank you.

22 DR. ORNISH: Other comments on these three

1 recommendations?

2 DR. JONAS: I think linking to where this is
3 already going on, because a lot of this is already going
4 on, is important, however, I think what our
5 recommendations should target really is the need to have
6 this done in a broader number of agencies. There is one
7 lead agency, and they have money to do it. So things get
8 stimulated in that particular area. But we would like to
9 see that coming from other agencies, within and without,
10 outside the NIH.

11 DR. GORDON: In my opinion, it is a very good
12 way to word it, because it indicates this is happening
13 and we want to encourage it elsewhere, and we can do that
14 throughout.

15 DR. JONAS: I agree. Most of this comes under
16 stimulating more research, I think. My suggestion is
17 that when we put those subcategories in there, we
18 actually name agencies as potential areas where this
19 could occur, that already to this, it is part of their
20 job. Some of these are in here like this, but we will
21 hopefully make it clear, like NCRR and other groups.

22 We need a glossary. Is a glossary in

1 preparation?

2 DR. ORNISH: You mean with all the acronyms?

3 DR. JONAS: Abbreviations, terms.

4 DR. GROFT: That will all be taken care of in
5 the final report, glossary and acronyms. We will have it
6 all together in the final report.

7 DR. ORNISH: Effie, you had a comment?

8 DR. CHOW: I know things are happening and in
9 every category we have been talking about that. We said
10 that things are already happening in the system, and it
11 is already happening in this department and everything.

12 Do we have an idea of really how much needs to
13 be done in terms of research, because if people who are
14 going to pick up this document and say, well, everything
15 is happening already, and the comments here is that a lot
16 has been happening.

17 Do we really mean that a lot has been
18 happening, or is it some has been happening? I think we
19 need to differentiate, and not just say we encourage
20 more. Perhaps we need to think how much more we need and
21 in what categories of research, et cetera, because if you
22 talk about \$100 million, \$250 million for FDA to turn out

1 one pill, 15 years to get one pill out into the public --
2 I know it has been changing -- but, how does research in
3 CAM compare with that, instead of \$30,000 for a year's
4 research, or just \$1 million for research on trying to
5 establish the validity of a system of practice.

6 DR. ORNISH: I think you raise an important
7 point about distinguishing the fact that while some
8 things are ongoing and we encourage them, they are still
9 at a fraction of a percentage of the overall NIH budget,
10 let's say, and that on the one hand, we are glad these
11 things are occurring, it makes our recommendations seem
12 even more generalizable and acceptable, but we also need
13 to point out, as you have indicated, that the magnitude
14 of funding in many of these areas, or the magnitude of
15 support is still only a fraction of what it could be or
16 what it should be.

17 DR. CHOW: The other figure that we use is
18 increased by 600 percent or 800 percent, I have been
19 hearing this, and I mean funders will say, oh, wow, then,
20 you don't need any money if they don't know what the
21 level is, et cetera.

22 DR. ORNISH: I agree with you.

1 DR. CHOW: I think we have to be real careful
2 about expounding that so much is going on.

3 DR. ORNISH: Thank you.
4 Tieraona.

5 DR. LOW DOG: Would it be helpful, then, I mean
6 because there was this nice chart at the back, which was
7 enlightening for me, CAM spending, and then you had the
8 NIH, which I found interesting for 2001, 89 million for
9 NCCAM, but 192 spent, so actually, more than 100 million
10 in the other institutes put together.

11 Maybe putting that with what the total budget
12 for the NIH was for that year and what percentage of that
13 went to CAM research, and while we applaud how much that
14 is, what is it in percentage to the total budget of the
15 NIH.

16 DR. PIZZORNO: I think it's about 1 percent.

17 DR. LOW DOG: But including that in here.

18 DR. ORNISH: I think putting on that chart,
19 because if somebody is reading that, it might look at
20 first glance like NCCAM is spending more money total than
21 NHLBI as opposed to just that fraction of NHLBI that is
22 going for CAM, and I think it would be useful to say what

1 the denominator is of total spending in each of these
2 organizations.

3 MS. POLLEN: In each of the institutes.

4 DR. JONAS: Including NCCAM.

5 DR. ORNISH: Well, with NCCAM, I presume it
6 would be 100 percent.

7 DR. JONAS: Oh, is that right?

8 DR. ORNISH: Not when you were there.

9 [Laughter.]

10 DR. JONAS: We don't want to get into too much
11 budget clipping because it is a political game, you want
12 a big or a small number. But certainly, I think what I
13 have been hearing is, the message is, we need more in
14 this area. Proportionately, it is fairly small, so we
15 need to stimulate it in some way. We need to incentivize
16 it in some way.

17 So, in other words, just to leave things, as
18 usual, to the committee is not adequate enough. Is that
19 correct?

20 DR. ORNISH: Yes.

21 DR. FINS: In a way perhaps of tracking this is
22 every institute knows a percentage of applications that

1 scored high enough to be funded, but weren't funded
2 because of resource issues, and maybe we could look at
3 that and track it, and if the number of applications of
4 projects, proposals that are well scored increases and
5 the percentage goes down as the field goes larger, then,
6 we might have a good indication that funding needs to be
7 increased.

8 DR. JONAS: That actually is already out and
9 NCCAM is less than the average in NIH.

10 DR. GORDON: Wayne and Dean, we really have a
11 lot to go through. I think some of these specifics,
12 assuming we are generally agreed, that it is better to
13 communicate directly with the facilitators or with Gerri
14 and get the information back to them, because otherwise,
15 we will never get through these.

16 DR. ORNISH: Let's move on. Next.

17 DR. JONAS: 21(H) is addressing specifically
18 the private sector issues.

19 DR. ORNISH: Why don't we just say, in the
20 interests of time, we have got 21(H), (I), (J), (K), and
21 (L). Any comments or questions? Why don't we just go
22 through them real quickly.

1 21(H), any comments? Since I am getting very
2 strong direction to move things along, I am going to move
3 things along.

4 MR. CHAPPELL: I'm sorry, but this is important
5 to me.

6 DR. ORNISH: I am not trying to do short
7 shrift, I just want to see if there are comments or not.
8 If you have any comments on 21(H), I would welcome them.

9 MR. CHAPPELL: I would like to have the
10 recommendation explained in a little more detail for me.
11 I don't know what you mean by "CAM patents." I have read
12 the partnerships and the opportunity, you have the
13 footnote. I would just like to know what you are
14 intending by these recommendations.

15 DR. ORNISH: Part of the problem in CAM is that
16 a lot of research on drugs is sponsored by the
17 pharmaceutical companies that make them, a lot of
18 research on stents or other devices ditto.

19 Part of the problem with CAM modalities is that
20 there isn't a patentable device or drug that allows for
21 investment in doing the kind of research, much of what
22 gets funded in conventional medicine by drug and device

1 manufacturers, and the fact that you can't patent many
2 CAM approaches limits the amount of private sector
3 funding that is available to do research.

4 I think that is all that we are talking about
5 here, and trying to find ways to incentivize
6 manufacturers to do that.

7 MR. CHAPPELL: If there is known bioactive
8 properties to an herb, then, under the current laws,
9 manufacturers are encouraged to apply for an NDA, so I am
10 not sure the assumptions are actually correct in this.

11 There is protection. Once you have established
12 the activity, bioactive component, then, the FDA wants
13 you to apply for an NDA and get protection that way. We
14 are not talking about millions of dollars of research,
15 but probably a few hundred thousand.

16 So, I just want to be sure that we understand
17 what the ground rules are currently.

18 DR. ORNISH: But, for example, if you are
19 looking at a low fat diet and reversing heart disease,
20 there is no bioactive component to patent, and yet the
21 studies need to be funded.

22 So, how would you like us to clarify this?

1 DR. JONAS: The recommendation actually is to
2 either solicit or conduct a study to examine these
3 issues. It is not necessarily about what issues should
4 be done. I am wondering how you would do that. I mean
5 is there an agency, for example, or is there a group that
6 could be the lead in terms of looking at these issues,
7 how to stimulate private sector investment in research in
8 complementary medicine products and practices?

9 MR. CHAPPELL: I think perhaps one way to
10 proceed is to differentiate between the products and the
11 practices or the modalities because I think there are
12 differences in the way they are handled.

13 DR. JONAS: So, you would see two different --

14 MR. CHAPPELL: Well, I am hearing there are.

15 DR. ORNISH: Actually, the recommendation, as
16 Wayne is saying, is to study this more with this
17 intention. Is that something that you would be
18 comfortable with?

19 MR. CHAPPELL: Yes.

20 DR. BRESLER: A comment. It seems to me, I
21 mean I had raised this earlier in our hearings, too, but
22 we have had not had input from the investment community

1 about what kinds of incentives or ideas they would have
2 that would bring them in.

3 I think one of the most obvious things is low
4 interest loans which are missing from your language. If
5 you look at things like the Stafford loan program and
6 other examples in government, when the government wants
7 to incentivize something, it makes money available to
8 people very inexpensively.

9 Just in the language here, tax incentives mean
10 nothing to a company that is not making a profit, okay,
11 and early in the game we have a lot of fledgling
12 industries that are not going to benefit from tax
13 incentives, they are having a hard time getting their
14 hands on capital.

15 DR. ORNISH: What if we just add tax
16 incentives, loan interest loans, et cetera?

17 DR. BRESLER: I think we need to solicit the
18 investment community's input to this, too.

19 DR. ORNISH: I agree, and that is why we are
20 talking about doing a study as opposed to making
21 recommendations right now.

22 DR. JONAS: This actually has already started

1 and NCCAM had their industry conference, for example,
2 which they brought in industry and had a dialogue about
3 how to stimulate collaborative research in these areas.

4 DR. ORNISH: So, we need to make reference to
5 that then.

6 DR. JONAS: Yes.

7 DR. ORNISH: Tieraona.

8 DR. LOW DOG: Yes, and could we change from
9 projects to standardize the composition of CAM products,
10 could we say projects to investigate ways to improve the
11 quality or analysis of CAM products, because you are not
12 going to standardize most of them.

13 MS. POLLEN: Proof of quality?

14 DR. LOW DOG: And the analytical methods and
15 quality of CAM products.

16 DR. ORNISH: Weren't you arguing earlier about
17 the importance of standardizing under DSHEA?

18 DR. LOW DOG: No, you will never hear me
19 talking about, arguing really for standardization,
20 because it is impossible for most botanicals. We are not
21 at that place yet. However, quality control is not the
22 same thing as standardization where you have identified

1 some bioactive marker, and GMP should address identity
2 and quality, but I think that is misleading that we are
3 going to find standardization for all of this.

4 DR. ORNISH: Other comments?

5 DR. FINS: On 21(J), I think we should also
6 mention in there the Bayh-Dole Act.

7 DR. ORNISH: B-a-y-h.

8 DR. JONAS: Any comments on solicit a study of
9 FDA methods? 21(I).

10 DR. GORDON: This is a more general comment.
11 We are recommending a lot of studies here and a couple in
12 other places in this research, sort of studies of how to
13 proceed. I think that we have to decide how many studies
14 -- I mean it sort of gets to be a little cumbersome.

15 There may be some of these areas where we can
16 make specific recommendations based on testimony that we
17 have heard so far, and I would not recommend a lot of
18 studies. I think it just delays things and doesn't
19 really take on our responsibility.

20 I think we have some pretty good ideas under
21 some of these, and my inclination is to ask you all to
22 reconsider most of these studies, and not tell us to have

1 studies, but tell us what to do.

2 I mean you have been meeting, and where do we
3 go next?

4 DR. ORNISH: Let me just ask you, Jim, which
5 ones -- let's go through them.

6 DR. GORDON: I think that we have heard some
7 mechanisms, which we have already discussed in here, for
8 incentivizing for development of products. We have heard
9 that from some of the big manufacturers and from some of
10 the small health food places.

11 I think we have a sense of how to proceed with
12 studying difficult areas or challenging areas whether
13 they are science that is sort of frontier, what we call
14 frontier science.

15 Wayne, you did a piece of this. We had studies
16 like you were the director of the OAM.

17 I think we should just come out and say it
18 right now, and not bump it off to NSF or IOM. We know
19 this stuff. I think that we need to surface that -- this
20 is my feeling -- we need to surface that, have it back at
21 the next meeting, and see where we are. If we agree,
22 great, and if we don't, then, we can let it go and call

1 for a study.

2 DR. ORNISH: Do you want to go through each of
3 these recommendations that requests a study, and decide
4 now whether you think it is ready for prime time or not?

5 DR. GORDON: My opinion is I would like you all
6 to reconsider this as a group and tell us what we know
7 right now, and not go in for a lot of study. There may
8 be some specifics you haven't worked out, but I would
9 like some general guidance about what to do and where to
10 go next.

11 DR. ORNISH: Well, just as a process issue,
12 Michele, we have until 3:30, right, which gives us
13 another 40 minutes or so?

14 DR. GORDON: I am only going to need about 15
15 at the end to summarize, so I am okay with giving up
16 that, but I don't think we can resolve these issues here
17 in half an hour or 40 minutes. My feeling is I think
18 this takes your committee meeting and really thinking
19 hard through some of these issues.

20 DR. ORNISH: We can do that except we only have
21 a few recommendations left, so we are going to have some
22 time unless these last recommendations take a lot more

1 time than I think they will.

2 DR. GORDON: We have got about 15 left.

3 DR. JONAS: No, we don't.

4 DR. GORDON: Yes, we do.

5 DR. ORNISH: The last pages, 12 and 13 and 14
6 are just a restatement of the ones we have already done.

7 DR. GORDON: I'm sorry, you are right. We have
8 about four or five left.

9 DR. JONAS: We are just actually just about at
10 the end.

11 DR. ORNISH: Why don't we go through those and
12 if we have time, we can circle back to this, and if not,
13 we will do it in the committee.

14 Before we leave 21(H), (I), (J), (K), (L) -- I
15 feel like I am teaching my son the alphabet here -- any
16 comments or questions? Effie.

17 DR. CHOW: A point of clarification here. The
18 challenges are written in this section more as
19 recommendations than challenges. I don't know, it seems
20 to be.

21 DR. ORNISH: I'm sorry, I don't understand.

22 DR. CHOW: The challenges before the draft

1 recommendation, I have written in this section more like
2 recommendations than challenges.

3 DR. JONAS: Effie, you caught us. You figured
4 out how we got rid of most of the recommendations.

5 [Laughter.]

6 DR. JONAS: We made them challenges.

7 The wording, in terms of a recommendation and
8 an issue, it describes the issue, I think is important.

9 DR. CHOW: But the other spoke to kind of what
10 the challenge is, but here it is like just stimulating,
11 it speaks more like it is a recommendation, stimulating
12 them. Anyway, I just throw that out.

13 The others are (H), (I), and (L), it says
14 solicit a study, request a study. Do we want to lock us
15 in, it is only one study? This says "a study."

16 DR. ORNISH: Before we get into that issue, why
17 don't we circle back to see if we are going to just make
18 recommendations rather than a study anyway.

19 DR. JONAS: Let me just clarify. We may be
20 getting confused here about studies. I mean, there are
21 studies which are research studies, which is one type of
22 thing, and then there are suggestions that a particular

1 agency group that evaluates areas and makes
2 recommendations to the government about how to go about
3 doing things.

4 The IOM is one, the NSF is others, there is a
5 variety of groups. NIH does it in certain areas, et
6 cetera. That is basically saying this is a complicated
7 area, it is important, it needs to be addressed, and so
8 as an overall government commission body, you are making
9 a recommendation that this agency do this particular
10 study, this particular evaluation.

11 Those can be put into different categories like
12 we have talked about possibly organizing them, but some
13 of them may be very important. The prioritization ones
14 are going to be extremely important because those tell
15 you, now you have some money; where are you going to put
16 it; you can put it in the important stuff; or at least,
17 how are you going to go about deciding that.

18 So, those are studies, those are specific
19 studies that are solicited from particular agencies, and
20 I think should be as specific as possible.

21 DR. CHOW: I understand about the nature of the
22 study, but we said "a study." Are you going to lock

1 yourself into a study or studies as necessary?

2 DR. JONAS: Well, my personal bias is that you
3 actually say "a study," and you put it into a agency, and
4 then that agency can convenes a committee like this, and
5 says, gee, we can't address products and practices in the
6 same thing, we need to have two groups or we need to have
7 a series of studies, et cetera, but that is not our
8 determination as to whether we want one or want another.

9 DR. ORNISH: Why don't we just table that for a
10 moment because some of these, as Jim said, some of these
11 things that we are requesting studies, if we have time,
12 we may circle back and just make recommendations, in
13 which case it is a moot issue.

14 Tom.

15 MR. CHAPPELL: I think 21(H), forgetting the
16 study part, I mean what we need is incentive for private
17 sector research investment, so that the discovery has
18 some kind of protection for marketability by the
19 discoverer, whether that is an NDA, which gives you five
20 years of marketing exclusivity while you are continuing
21 the research, is it a patent, but clearly, this is
22 needed.

1 So, what kind of incentive can you provide
2 other than marketing protection either through a patent
3 or an NDA? You can provide reimbursement or some sharing
4 of the cost public/private to the manufacturer, because
5 in CAM, you are dealing often with smaller companies, and
6 they don't have the funds to do this.

7 I don't know whether you can differentiate
8 between small and large company here, but I think the
9 proper incentives are market exclusivity for a period of
10 time and reimbursement to some extent of the research
11 cost itself.

12 DR. ORNISH: Do you want to get into the --
13 there are really two levels here -- one is to say let's
14 do a study, the other is to say let's incentivize the
15 manufacturers, and the third is to actually get into
16 specifics of what that would be.

17 Are you arguing for the latter or the third
18 approach here?

19 MR. CHAPPELL: No, I am just trying to help you
20 all get to more specific recommendations, and I am saying
21 you are clearly on the right track when you address let's
22 provide protection for the market, or let's provide

1 reimbursement for the market or the research company.

2 I do think you are going to have to get a tax
3 policy consultant, an intellectual properties consultant
4 for you to get any more specific than that, and I am not
5 sure you want to.

6 DR. ORNISH: Just in the interest of clarity,
7 how would you like us to change 21(H)? We will take out
8 the part about solicit a study.

9 MR. CHAPPELL: Other than to say "to provide,"
10 instead of "solicit a study," to provide private sector
11 research investment in blah-blah-blah.

12 DR. ORNISH: Incentives, right, to provide
13 incentives in those.

14 MR. CHAPPELL: Yes.

15 DR. ORNISH: And then leave the rest the way it
16 is?

17 MR. CHAPPELL: Yes.

18 DR. ORNISH: I am trying to just be as specific
19 as I can here. Got it. I agree with you. Are you
20 comfortable with that?

21 MR. CHAPPELL: I think so. It's tough.

22 DR. ORNISH: I know it is.

1 DR. FINS: I really think that this 21(H), what
2 Tom was just talking about, and 21(I), and to a lesser
3 extent (J) and (K) are sort of in the wrong place. They
4 are really not research questions, they are regulatory
5 questions, and it is the good news/bad news part of what
6 Tieraona was talking about before.

7 If we modify DSHEA, if we put more of an onus,
8 Tom, on the private sector to provide services in
9 compliance with new regulations, then, there has to be
10 some perhaps compensatory mechanism to allow that to
11 happen.

12 The reason we are sort of saying create a study
13 to do this or that is because we still haven't reached a
14 conclusion about how we are going to regulate supplements
15 and whether they go to OTC or they go to real drugs, so
16 it is part of that overall package.

17 I think we should perhaps shelve that, no pun
18 intended, and put it all together because it really is
19 the other half of the regulatory piece that Tieraona was
20 talking about.

21 DR. ORNISH: Part of it is, I mean part of it
22 isn't. The 21(I) clearly could go in the regulatory with

1 those things which are designed to incentivize research.

2 DR. FINS: But that is a subset of the same
3 problem. You know, 21(J) can stand there by itself as a
4 generic statement, but that might also be part of the
5 remedy related to the regulatory piece that we were
6 talking about.

7 DR. ORNISH: There is no reason that it can't
8 be in both places.

9 DR. JONAS: I think you are right, Joe, I think
10 we need to actually rearrange these categories in all
11 areas to get them a little bit further together, and then
12 we may be able to eliminate and consolidate a number of
13 those.

14 DR. FINS: But it relates to that regulatory
15 piece. The other thing I just want to say real quickly
16 is I think that it would be immensely helpful. I agree
17 here completely with Jim, that 21(L) is such an important
18 issue.

19 You will see tomorrow, I think, when we talk
20 about the Access and Delivery piece, that we have begun
21 to try to suggest a way of thinking about access and
22 delivery, and also, to a lesser extent, the Educational

1 section, that a little bit of a topology about, not
2 necessarily make a recommendation that X percent of the
3 NIH budget should go to CAM, but, how would you begin to
4 dissect the argument for a fixed percentage, a needs-
5 based kind of mechanism, an efficacy-based mechanism, and
6 just begin to think about that so that the next entity
7 that takes that question on will have the benefit of our
8 deliberative process.

9 We probably can do more right now to make a
10 recommendation, not a fixed recommendation, but just an
11 argument that would be helpful for the next iteration.

12 DR. GORDON: I am going to agree with Joe and
13 myself again. I think that applies to 21(L) and to
14 22(C), that there are no people probably on the planet
15 than many of us sitting here who have thought longer and
16 harder about these issues or are likely to for many
17 years, and I think we just ought to give it our best
18 shot.

19 DR. ORNISH: I think there is some value above
20 and beyond whether we are qualified to make
21 recommendations, I think there is value in having the
22 National Science Foundation and the Institute of Medicine

1 involved in the process, both in terms of building
2 bridges and in terms of actually ultimately getting more
3 funding in these areas.

4 DR. JONAS: I guess I am confused, Jim, by what
5 you mean by "give it our best shot."

6 DR. GORDON: I think we should make our
7 recommendations.

8 DR. JONAS: In terms of what the priorities
9 are?

10 DR. GORDON: In terms of what the priorities
11 are or what the criteria for deciding the priorities
12 area.

13 DR. FINS: Even laying out the argument. I
14 mean it is like what is the argument in favor of fixed
15 number, what is the argument in the context of global
16 budget, what is the argument for more money.

17 DR. GORDON: Right.

18 DR. FINS: And just lay out the argument, say,
19 while we have not reached a conclusion that that is how
20 we end up, we think these are issues that the IOM or NSF
21 should consider, but at least we have taken what we know
22 already, and we have put it down on paper, and it is

1 planting the seed for the next phase of this.

2 DR. GORDON: Wayne, I remember very clearly
3 when we were working with OAM, you had a very clear
4 scheme and we discussed it at length for prioritization.
5 It seemed perfectly good to me then, it may have to be
6 revised somewhat, but that should be presented.

7 DR. JONAS: So, you would like that type of
8 thing.

9 DR. GORDON: Yes, and as far as the sort of
10 frontier science questions, again, several of us in this
11 room have thought a lot about that. I agree with Dean,
12 it is great to have the NSF and the IOM with us, but I
13 think on these issues it is going to take a long time to
14 get -- there has to be a study funded, they have to get
15 involved.

16 I am happy for that to happen, but we don't
17 need to wait for it. On some of the larger issues, we
18 are very closely allied with them already, and we have
19 indicated those issues.

20 DR. ORNISH: I think that makes a lot of sense.
21 From the process standpoint, we will take this back to
22 our subcommittee by conference call and see how far we

1 get with it and come back and report to you.

2 DR. BRESLER: Dean, you also might want to
3 solicit input from the various Commissioners as to what
4 they think are the critical issues around this, too.

5 DR. ORNISH: Consider this an open invitation
6 to anyone, and if you have any thoughts in these areas,
7 please e-mail them to us, and we will discuss them at our
8 committee meeting. If any of you have really strong
9 feelings about it and want to participate in the
10 conference call, we would welcome that, too.

11 MS. POLLEN: May I say something here? It
12 would be better, I think, if you would just e-mail them
13 to me, and then I would just make sure that everybody got
14 them, nothing would fall through the cracks that way.

15 DR. ORNISH: Great. Is it okay with you if
16 they want to participate in the call verbally?

17 MS. POLLEN: That's fine.

18 DR. ORNISH: Great. Moving along, where are we
19 now?

20 DR. GORDON: 24 on page 11.

21 DR. FINS: I think it is sort of self-evident
22 and it just doesn't make sense to me. I mean I don't

1 think it adds anything.

2 DR. ORNISH: I would agree.

3 DR. FINS: I would delete it.

4 DR. ORNISH: How do you feel? Done. 25, any
5 comments on either 25 or its subcategories? These are
6 the last three we have.

7 DR. FINS: I think 25(A) is critically
8 important, and it is about the utilization piece that has
9 really, as I said earlier, has really gotten buried, so I
10 think AHRQ has a huge role to play here.

11 It is not just treatments for use by private
12 and public entities, but as well as systems of care and
13 infrastructure and managed care and delivery systems, and
14 those kinds of things. We are going to bring that up
15 again in the access and delivery piece where we talk
16 about demonstration projects, but I think it is a kind of
17 public health research that needs to happen.

18 DR. GORDON: 25 seems very clear. I don't know
19 if 25 gets lost among 25(A), 25(B), and 25(C) because we
20 are not recommending a method for those systematic
21 reviews to be done, and perhaps we should, because we get
22 specific in the A, B, and C's, and I think maybe we

1 should either -- it seems to me the most important thing
2 is that those reviews get done, they get translated into
3 language, so that everybody can understand them, that it
4 happen on an ongoing basis.

5 I am not saying anything different from what
6 you have. I am just trying to think of how to focus a
7 little bit more.

8 DR. JONAS: Would you like it more specific?

9 DR. FINS: I think AHRQ has its own method, I
10 mean it's health services research.

11 DR. GORDON: But it is not just AHRQ. See,
12 that is the thing, AHRQ has done certain systematic
13 reviews, but are we saying that we want all systematic
14 reviews to be done through AHRQ or not? I don't think
15 so. Do we want to encourage NCCAM?

16 I am just saying that we have a level of
17 specificity in certain areas, but we leave it very vague
18 in the sort of largest area, which is sponsoring the
19 systematic reviews. It doesn't feel quite right to me.
20 I feel like we should be a little more -- either a little
21 more attention to detail with systematic reviews or it
22 should be all part of one recommendation of which the

1 creation of systematic reviews, and then the translation
2 of those systematic reviews into forms that anybody can
3 understand be done.

4 That seems to me to be the essence, and then
5 where it is done are the particulars that come
6 afterwards. Does that make sense to people?

7 DR. JONAS: In other words, not specify where
8 it is done, but recommend that it should be done?

9 DR. GORDON: Again, it is just a matter of
10 prematurely breaking things up here. We have to make it
11 clear what we want to have happen, and then we can list
12 underneath that a variety of different mechanisms through
13 which it could happen or maybe we have specific as we
14 want it to happen.

15 MS. POLLEN: May I ask a question? 25(C), does
16 that begin to get to -- in other words, if that were
17 developed a little more?

18 DR. GORDON: It is not so much that. I am
19 simply saying that it is clear we want systematic -- the
20 overarching points are we want systematic reviews, we
21 want them to be developed perhaps in a variety of
22 different places, and we want all the systematic reviews

1 regardless of where they are developed to be made
2 available in lay person's language easily, probably
3 through the Central Office, but we haven't said that yet
4 here, but somehow easily available.

5 DR. ORNISH: So, you would like to collapse all
6 this into one?

7 DR. GORDON: Yes, exactly.

8 MS. POLLEN: That is what i was getting at,
9 take that and develop it. Okay.

10 DR. ORNISH: That's fine.

11 DR. BRESLER: But to play devil's advocate for
12 a moment, again, it brings up the issue, if we were to
13 get very specific and ask NCCAM or AHRQ to do it, then,
14 they can be mandated to do it, and then it becomes their
15 problem to figure out specifically how to do it.

16 I am concerned when we throw this stuff in the
17 air and say, well, it would kind of, sort of be a good
18 idea if we kind of had some reviews, of all the
19 priorities that everybody else has, it is going to fall
20 through the cracks. If this is important to us, again, I
21 think we should put some teeth in it and make a specific
22 recommendation.

1 DR. FINS: I don't think AHRQ is especially
2 well positioned to do health services kind of research
3 that is really needed for the rollout of delivery and
4 infrastructure kinds of issues, so I would like to have
5 them specifically mentioned, but at the same time, I
6 don't want this to be an exclusive mandate for two
7 entities like NCCAM and AHRQ.

8 So, why don't we just say, such as NCCAM and
9 AHRQ, and other --

10 MS. POLLEN: Examples.

11 DR. FINS: As examples, right, but not
12 exclusively.

13 DR. ORNISH: IOM, Cochrane Collection.

14 DR. JONAS: But would you agree that the goal
15 is to have a central updated source of the current
16 evidence, clinical evidence on the safety and efficacy of
17 complementary and alternative medicine maintained,
18 produced and maintained?

19 DR. FINS: But it really goes back to what we
20 talked about in the information section. I think we did
21 a better job sort of flushing out what that would be
22 earlier this morning in David's session than here.

1 The research folks are not the people generally
2 who translate it into a package that is understandable by
3 the public or media. That is an informatics kind of
4 group or the Library of Science.

5 DR. JONAS: So, we should pull out things like
6 guidelines, for example, out of this, and this should be
7 really what is the current state of evidence on safety
8 and efficacy, and that is a research role, if you will,
9 or function.

10 Then, a lot of these other groups then would
11 pull off of that in order to look at the implications,
12 guidelines, et cetera, yes.

13 DR. GORDON: We have a minute and a half left
14 and then try to make some kind of summary of where we
15 are.

16 DR. ORNISH: Effie.

17 DR. CHOW: Systematic reviews of literature,
18 research literature, I hope to go into non-English
19 speaking, as well, and can be translated into English.

20 DR. JONAS: Should we say the world literature?

21 DR. CHOW: World literature, yes.

22 DR. JONAS: Available literature?

1 DR. CHOW: Well, when you say "world
2 literature," does that mean non-English?

3 MS. POLLEN: Why don't we just say English and
4 other languages?

5 DR. CHOW: Well, for example, Chinese medicine,
6 there is a lot, and then in acupuncture, there is a lot
7 of Chinese, but not in English.

8 DR. BRESLER: How about scientific literature?

9 DR. CHOW: Scientific, but different language,
10 though.

11 DR. JONAS: Yes, emphasizing not just making it
12 exclusive to English is what you are saying.

13 DR. CHOW: Right.

14 MS. POLLEN: How about English and other --

15 DR. FINS: Again, I think that is really in the
16 information section, and we discussed it this morning, it
17 is not here, and Medline does translate stuff.

18 DR. JONAS: So maybe a subtext thing saying
19 that it shouldn't be exclusive to English language or
20 limited to English language, I should say.

21 DR. GORDON: I am going to need the 15 minutes
22 to present what I believe I have heard and get