



State of Arizona Acupuncture Board of Examiners
1400 West Washington, Suite 230, Phoenix, Arizona 85007
(602) 542-3095 FAX (602) 542-3093

REGULAR MEETING
April 23, 2008

MINUTES

Board Members Present:

Della Estrada, L.Ac., Chairman
Toni Bernalley, L.Ac., Professional Member
Ross Adelman, Public Member
Rebecca Wilks, MD, MD(H), Professional Member
Toni Karnas, Public Member (via telephone)
John M. Rhodes, L.Ac., Professional Member

Board Members Absent:

Joe Balensi, L.Ac., Professional Member
Diane Pruetz, Public Member
Vacancy—Professional Member

Attorney General Representative:

Melissa Cornelius (available by telephone)

Administrative Staff:

Pete Gonzalez, Executive Director

I. Call to Order

Chairman Estrada called the meeting to order at 1:01 p.m.

II. Introduction of Newly-Appointed Board Member John M. Rhodes

Chairman Estrada welcomed new Board Member John M. Rhodes, L.Ac. and provided a brief biography of Mr. Rhodes.

III. Recognition of Yong Deng, L.Ac.

The Board recognized Yong Deng for his six years of service to the Board.

IV. Declaration of Conflicts of Interest

There were not conflicts of interest presented by board members.

V. Discussion and Approval of Minutes

Board Member Wilks moved the adoption of the minutes for the March 26, 2008 board meeting with Board Member Bernalley providing a second. The Board approved the motion with a 6-0 vote.

VI. Applications for Licensure

The Board reviewed the license applicant chart and Board Member Bernalley moved for the approval of the applicants for licensure listed below with Board Member Adelman providing a second. The Board approved the motion with a 6-0 vote.

Laura J. Shields
Aline A. Schwartz
Kimberly A. Klieman
Lecia M. Novack
Scott R. Smith
Victor L. Fomo
Jamie M. Koonce
Michael J. DeVoney
Zhen Liu

VII. Applications for Auricular Certification

The Board reviewed the auricular certificate applicant chart and Board Member Wilks moved for the approval of the applicant for certification listed below with Board Member Estrada providing a second. The Board approved the motion with a 6-0 vote.

Sylvia O. Stanton

VIII. Other Applications/Requests – Continuing Education

The Board reviewed the continuing education application submitted by Anastacia White—“The Five Elements: A Journey into Psyche and Soma” for 13 CEU’s to be held on September 20-21 and November 8-9, 2008.

Board Member Rhodes moved for the approval of the application with Board Member Wilks providing a second. The Board approved the motion 6-0.

The Board reviewed the continuing education application submitted by Naomi Richman—“Bee Well Kidz Pediatric Tuina I” for 6 CEU’s to be held on July 13, 2008.

Board Member Bernalley moved for the approval of the application with Board member Adelman providing a second. The Board approved the motion 6-0.

The Board reviewed the following applications and asked the Executive Director to secure additional information from the applicant and schedule for a future meeting.

“Applied Kinesiology in the Acupuncture Practice” provided by Robin Cupp, L.Ac. on July 20, 2008 for 7 CEU’s.

“Allergy Elimination Made Easy” provided by Robin Cupp, L.Ac. on July 18-19, 2008 for 16 CEU’s.

Board Member Estrada moved to table the two applications listed above until additional information is provided with Board Member Bernalley providing a second. The motion passed 6-0.

IX. Professional Business—Review, Discussion and Action

The Executive Director provided the Board with an explanation of the Audit of Continuing Education requirement per Board Rule R4-8-207. This audit will begin with the license renewals of July 2008 and will end with the June 2009 renewals. The audit will provide the Board with a report that will cover fiscal year 2008-2009. Audits will be conducted annually per new board rule.

Board Member Adelman moved that a 15% sample audit be implemented effective July 2008 with Board Member Wilks providing a second. The motion was approved 6-0. The Executive Director informed the Board that the audit will be a random sample that will be determined electronically. A new computer program has been installed to accomplish this task.

The Board received a report from Chairman Estrada on the Ethics Training Seminar held in Tucson on April 19, 2008. The seminar was presented by the National Certification Commission for Acupuncture and Oriental Medicine (NCCAOM). It is anticipated that future sessions will be offered to assist acupuncture school owners, practitioners, students and board members.

The Executive Director provided the Board with a report on the passage of House Bill 2019—which continues the Board until July 1, 2018. This legislation was a result of the Arizona House and Senate committee of reference’s recommendation to extend the bill for another ten years. HB 2019 was signed into law by Governor Napolitano on April 11, 2008. The bill is effective July 1, 2008.

The Executive Director expressed his thanks to board members, Arizona Society of Oriental Medicine and Acupuncture, licensees, and members of the public for their efforts in support of the Board during the sunset review process. Lastly, Representative Bob Stump and Senator Tom O’Halloran are to be commended for sponsoring HB 2019 and carrying the bill through the legislative process.

The Board reviewed the memo provided by the Executive Director that provides an overview of licensed acupuncturist by city in the state. It was noted that 142 licensed individuals list Tucson as their business address and 67 listed Phoenix as their business address.

A discussion by the Board centered on the potential of conducting a future board meeting in Tucson. Chairman Estrada indicated she is supportive of this proposal and would like to schedule a board meeting in Tucson later this year.

Board Member Wilks expressed her interest regarding this topic, but wanted to make the Board aware of a potential time conflict for her if a meeting is held in Tucson.

X. Executive Director Report

The Executive Director provided the following information found in his report:

Active Licensed Acupuncturists (as of 4/16/08): 454

Current Expired Licenses: 30

Active Certified Auricular Acupuncturists (as of 4/16/08): 66

House Bill 2019—board continuation bill—was signed by the Governor on April 11, 2008. This legislation continues the existence of the Board until July 1, 2018.

House Bill 2620—budget adjustments; fiscal year 2007-2008—was signed by the Governor on April 18, 2008. This legislation enacts the fund sweeps of state agencies, boards, and commissions. The legislation sweeps \$100,000 from the Acupuncture Board of Examiners fund in the current fiscal year.

It is anticipated that another fund sweep will take place to meet the budget shortfall for fiscal year 2008-2009. The Legislature and the Governor’s office will be negotiating this effort before the end of the current legislative session.

The Executive Director reported on his monthly phone call to the Boards and Commissions office regarding the appointment of board members due to term expirations or vacancies. There has not been any response or action taken on this item and the Executive Director will continue to inquire on the status of appointments.

Board Member Adelman suggested the Executive Director invite the Governor's Policy Advisor for Regulatory Affairs, Tracy Hannah, to a future board meeting.

For the month of March, the board website was visited by 1045 individuals. A steady increase of hits has taken place in the last two years. In 2006, a total of 7496 individuals used the web and 10,200 in 2007. To date, there have been 3679 visits.

XI. Future Meeting Dates

May 28, 2008

June 25, 2008

XII. Call to the Public

Patricia Martin, a representative from the Arizona Society of Oriental Medicine and Acupuncture, addressed the Board. Ms. Martin thanked the Board for receiving a copy of the board meeting minutes. She has requested that draft minutes be posted on the web so the public and licensees can review the minutes in a timelier manner. Ms. Martin would like to see this item scheduled for board discussion at a future meeting.

Lastly, Ms. Martin spoke to the issue of confusion by license applicants on statutory requirements due to some misinformation distributed by various organizations and individuals.

XIII. Discussion of Items to be place on a future meeting agenda

Board Member Wilks requested the Board schedule a discussion on the posting of board meeting minutes.

XIV. Adjournment

Board Member Bernalley moved for adjournment and Board Member Estrada provided a second. The motion passed by a vote of 6-0. The Board adjourned at 2:50 p.m.

Respectfully Submitted,



Pete Gonzalez
Executive Director

Approved by the Board: May 28, 2008