



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

REGULAR MEETING
(Teleconference)
October 22, 2008

MINUTES

Board Members Present:

Della Estrada, L.Ac., Chairperson (by telephone)
Joe Balensi, L.Ac., Secretary (by telephone)
Toni Bernalley, L.Ac., Professional Member (by telephone)
John M. Rhodes, L.Ac., Professional Member (by telephone)
Rebecca Wilks, MD, MD(H), Professional Member (by telephone)
Toni Karnas, Consumer Member (by telephone)
Diane Pruetz, Consumer Member (by telephone)

Board Members Absent:

Ross Adelman, Consumer Member
Vacancy—Professional Member

Attorney General Representative:

Seth Hargraves, Assistant Attorney General

Administrative Staff:

Pete Gonzalez, Executive Director

1. Call to Order

Chairman Estrada called the meeting to order at 1:03 p.m.

2. Declaration of Conflicts of Interest

Board Member Bernalley declared a conflict of interest on applicant for licensure: Shannon D. Matwick and Agenda Item #6—"Advanced Clinical Diagnosis & Treatment" Continuing Education Application.

Board Member Rhodes declared a conflict of interest on Agenda Item #6—
“Advanced Clinical Diagnosis & Treatment” Continuing Education Application.

3. Discussion and Approval of Minutes

Board Member Rhodes moved the adoption of the minutes for the September 24, 2008 board meeting with Board Member Pruetz providing a second. The Board approved the motion with a 7-0 vote.

4. Applications for Licensure

The Board reviewed the license applicant chart and Board Member Pruetz moved for the approval of the applicants for licensure listed below with Board Member Rhodes providing a second. The Board approved the motion with a 7-0 vote.

Sondra Lynn
Rachel G. Weaver

The Board reviewed the license applicant chart and Board Member Pruetz moved for the approval of the applicant for licensure listed below with Board Member Estrada providing a second. The Board approved the motion with a 6-0 vote. Board Member Bernalley did not vote due to conflict.

Shannon D. Matwick

5. Applications for Auricular Certification

The Board reviewed the auricular certificate applicant chart and Board Member Estrada moved for the approval of the applicants for certification listed below with Board Member Pruetz providing a second. The Board approved the motion with a 7-0 vote.

Abraham Varelas
Erica Beca

6. Other Applications/Requests—Continuing Education

The Board reviewed the continuing education application submitted by Joseph Garner, L.Ac. The course “Advanced Clinical Diagnosis & Treatment” will be held on November 7 and November 23, 2008 for 3 CEU’s for each session.

Board Member Pruetz moved the adoption of the continuing education listed above with Board Member Karnas providing a second. The Board approved the motion with a 5-0 vote. Board Members Bernalley and Rhodes did not vote due to conflict of interest.

7. Professional Business

Update on Consolidation of Health Care Regulatory Boards Proposal

The Executive Director and Board Member Adelman attended the first meeting of the workgroup to address the details of the consolidation plan proposed by the Office of the Governor. The Executive Director informed the Board that two other board representatives (Dispensing Opticians and Homeopathy) attended the meeting and further meetings will be held in the coming months. A copy of a plan prepared by the Board of Chiropractors was shared at the meeting and will be used to assist the workgroup in making recommendations.

Letter from Governor's Office of Strategic Planning and Budgeting (OSPB)

The Executive Director reviewed the letter with the Board to illustrate the dire financial condition of the state budget. The Board will continue to receive reports on future decisions made to address the budget shortfall.

Update on Complaint 2008-01 re: Clark Kim

At the last board meeting held on September 24, 2008, the Board instructed the Executive Director and Assistant Attorney General Seth Hargraves to proceed in seeking an injunction to prevent Mr. Clark Kim in Parker, Arizona from practicing acupuncture without a license. The La Paz County Attorney informed the Board they are unable to proceed and ask for the Office of the Attorney General to handle this matter.

Assistant Attorney General Seth Hargraves stated Mr. Kim has been served and that a court date has been established for November 4, 2008 in Parker, Arizona. The Board will receive a report on the proceedings at the next board meeting.

Review of draft substantive policy statement on Qualifications for Licensure

The Board reviewed the draft substantive policy statement that will permit a person to secure an Arizona Acupuncture License by passing the four examinations required for certification with the National Commission for the Certification of Acupuncture and Oriental Medicine (NCCAOM) to satisfy the qualifications for licensure. In addition, the policy statement allows the Board to include the California Acupuncture Licensing Examination as an examination that meets the qualifications for licensure.

Board Member Estrada moved the adoption of the Substantive Policy Statement regarding Qualifications for Licensure with Board Member Pruetz providing a second. The Board approved the motion with a 7-0 vote.

8. Executive Director Report

License and Certificate Status Report:

Active Licensed Acupuncturists (as of 10/9/08): 471

Current Expired Licenses: 23

Active Certified Auricular Acupuncturists (as of 10/9/08): 64

Board Office Information/Activities:

The Executive Director prepared, completed and submitted the following report.

Joint Legislative Budget Committee:

Filled FTE positions, Electronic Transactions, Performance Measures Report for Fiscal Year 2008.

Community Information & Referral (www.cir.org):

Updated the *Agency Listing* information pertaining to the Arizona Acupuncture Board of Examiners.

Ingenix:

Update verification procedures for acupuncturists. Ingenix is a credentials verification organization located in Louisville, KY, contracted to assist health plans with primary source verification of practitioners in Arizona.

Arizona Secretary of State:

Filed 2008 3rd Quarter Lobbyist Expenditure Report.

The Executive Director attended the Executive Directors meeting with the Governor's office on October 7, 2008. At this meeting, the Executive Directors were provided with presentations on the Statewide Information Security and Privacy Office (SISPO) and update on the Continuity of Operations Planning (COOP).

For the month of September, the board website was visited by 967 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 9522 unique visits and 358,956 hits.

9. Future Meeting Dates

November 25, 2008 (Tuesday)

December 15, 2008 (Monday)

10. Call to the Public

There were no requests made.

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

The Board will be receiving an update on Complaint 2008-01 re: Clark Kim. Report on the National Meetings recently held in Chicago.

12. Adjournment

Board Member Pruetz moved for adjournment and Board Member Rhodes provided a second. The motion passed by a vote of 7-0. The Board adjourned at 1:32 p.m.

Respectfully Submitted,

A handwritten signature in cursive script that reads "Pete Gonzalez".

Pete Gonzalez
Executive Director

Approved by the Board: November 25, 2008