



## **State of Arizona Acupuncture Board of Examiners**

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### **REGULAR MEETING**

**October 27, 2010**

### **OPEN SESSION MINUTES**

Members of the Arizona Acupuncture Board of Examiners met at 1:00 p.m. on Wednesday, October 27, 2010, at 1400 West Washington, Conference Room B-1, Phoenix, Arizona.

#### **Board Members Present:**

Toni Bernalley, L.Ac., Chairperson  
Ross Adelman, Consumer Member, Secretary  
Maureen Bronson, Consumer Member  
Dianne Darcy, L.Ac., Professional Member  
John M. Rhodes, L.Ac., Professional Member  
Rebecca Wilks, MD, MD(H), Professional Member

#### **Board Members Absent:**

Woohyung Cho, L.Ac., Professional Member  
Robert L. Gear, NMD, DC, Professional Member  
Board Appointment Vacancy—Consumer Member

#### **Administrative Staff:**

Pete Gonzalez, Executive Director

#### **Attorney General Representative:**

Monty Lee, Assistant Attorney General

## Call to Order

Chairperson Bernalley called the meeting to order at 1:05 p.m.

The following order of business was then considered:

## Declaration of Conflicts of Interest

Board Member Bernalley declared a conflict of interest with the continuing education application submitted by Maria G. Troia—Agenda Item 5(A).

## Discussion and Approval of Minutes

Board Member Bronson moved the adoption of the minutes for the September 22, 2010 regular board meeting with Board Member Rhodes providing a second. The motion carried by unanimous vote: 6-0.

Adelman	Bernalley	Bronson	Cho	Darcy	Gear	Rhodes	Wilks	Vote
X	X	X		X		X	X	Aye
								Nay
								Recused
								Abstained
			X		X			Absent

## Applications for Licensure (without self disclosures)

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

Michele I. Smith  
Quan Liang  
Shri J. Drake  
Yuan Claire Zhang  
Laurel A. Harkins  
Andrea N. Geiger

Adelman	Bernalley	Bronson	Cho	Darcy	Gear	Rhodes	Wilks	Vote
X	X	X		X		X	X	Aye
								Nay
								Recused
								Abstained
			X		X			Absent

**Other Applications/Requests – Continuing Education**

The Board reviewed the continuing education application for the course “AMMA Therapy: Basic Technique I” offered by Maria Troia in Phoenix, January 2011, for 32 hours.

Ms. Troia provided the Board with an overview on the content of the course after some questions by the Board were raised. This course is the first installment to be offered and future offerings will be brought before the Board for consideration.

Board Member Rhodes moved for the approval of the continuing education application with Board Member Bronson providing a second. The motion carried by unanimous vote: 5-0.

Adelman	Bennalley	Bronson	Cho	Darcy	Gear	Rhodes	Wilks	Vote
X		X		X		X	X	Aye
								Nay
	X							Recused
								Abstained
			X		X			Absent

The Board reviewed the continuing education application for the course “Meridian Therapy” offered by the Asian Institute of Medical Studies in Tucson on November 13-14, 2010 for 15 hours.

The Board asked the Executive Director to find out more on the herb research portion of the documents included in the application. There doesn’t appear to be a connection between the research and the course content.

Board Member Rhodes moved for the approval of the continuing education application with Board Member Wilks providing a second. The motion carried by unanimous vote: 6-0.

Adelman	Bennalley	Bronson	Cho	Darcy	Gear	Rhodes	Wilks	Vote
X	X	X		X		X	X	Aye
								Nay
								Recused
								Abstained
			X		X			Absent

The Board reviewed the continuing education application for the course “Clinical Research of Ling Shu, Moving Disease-Shuo Sheng Bing” offered by the Phoenix Institute of Herbal Medicine and Acupuncture on November 13-14, 2010 for 15 hours.

Board Member Wilks moved for the approval of the continuing education application with Board Member Rhodes providing a second. The motion carried by unanimous vote: 6-0.

Adelman	Bennalley	Bronson	Cho	Darcy	Gear	Rhodes	Wilks	Vote
X	X	X		X		X	X	Aye
								Nay
								Recused
								Abstained
			X		X			Absent

The Board reviewed the continuing education application for the course “Stroke and Acupuncture Treatment by Waken Conscious Open Orifice Techniques” offered by the Phoenix Institute of Herbal Medicine and Acupuncture on November 20-21, 2010 for 15 hours.

Board Member Darcy moved for the approval of the continuing education application with Board Member Bronson providing a second. The motion carried by unanimous vote: 6-0.

Adelman	Bennalley	Bronson	Cho	Darcy	Gear	Rhodes	Wilks	Vote
X	X	X		X		X	X	Aye
								Nay
								Recused
								Abstained
			X		X			Absent

The Board reviewed the continuing education application for the course “Lab Tests are Important Tools for Preventive Medicine and Cancer” offered by the Chinese Health Center in Phoenix, on January 16, 2011 for 8 hours.

Board Member Bronson moved for the approval of the continuing education application with Board Member Wilks providing a second. The motion carried by unanimous vote: 5-0.

Adelman	Bennalley	Bronson	Cho	Darcy	Gear	Rhodes	Wilks	Vote
X	X	X		X			X	Aye
								Nay
								Recused
						X		Abstained
			X		X			Absent

The Board reviewed the continuing education application for the course “Clinical Technique Observation & Practicum” offered by the Phoenix Institute of Herbal Medicine and Acupuncture in November 2010 for 6 hours.

Jonathan Lindsey, from the Phoenix Institute of Herbal Medicine and Acupuncture, explained how students would participate in this unique educational opportunity in the treatment of patients.

Board Member Bronson moved for the approval of the continuing education application with Board Member Rhodes providing a second. The motion carried by unanimous vote: 6-0.

Adelman	Bennalley	Bronson	Cho	Darcy	Gear	Rhodes	Wilks	<b>Vote</b>
X	X	X		X		X	X	Aye
								Nay
								Recused
								Abstained
			X		X			Absent

### **Professional Business**

Discussion and Action on the co-location with the In-Home Care and Support Services Industry Board

The Board discussed the proposal of co-locating with this new board and was provided with a timeline on when this new board will potentially begin operations. The Executive Director was asked to keep the Board posted on developments as they arise. A copy of the proposed legislation will be forthcoming.

Board Member Rhodes moved for the approval of the proposal to co-locate with the board with Board Member Darcy providing a second. The motion carried by unanimous vote: 6-0.

Adelman	Bennalley	Bronson	Cho	Darcy	Gear	Rhodes	Wilks	<b>Vote</b>
X	X	X		X		X	X	Aye
								Nay
								Recused
								Abstained
			X		X			Absent

### **Executive Director Annual Performance Evaluation**

The Board reviewed and discussed the results of the performance evaluation.

Board Member Bronson moved for the approval of the performance evaluation with Board Member Adelman providing a second. The motion carried by unanimous vote: 6-0.

Adelman	Bennalley	Bronson	Cho	Darcy	Gear	Rhodes	Wilks	Vote
X	X	X		X		X	X	Aye
								Nay
								Recused
								Abstained
			X		X			Absent

### Review and Discussion of Updated Strategic Plan

This Plan includes the Board’s recommendations, as a result of the rules review, which have been added to this document for future action. A number of statutory and rule changes will be required to meet the goals found in this Plan.

The Board discussed how the advisory committees will continue their work and how best to present their respective recommendations in due time.

Board Member Bronson moved for the approval of the Strategic Plan with Board Member Rhodes providing a second. The motion carried by unanimous vote: 6-0.

Adelman	Bennalley	Bronson	Cho	Darcy	Gear	Rhodes	Wilks	Vote
X	X	X		X		X	X	Aye
								Nay
								Recused
								Abstained
			X		X			Absent

### Executive Director’s Report

#### License and Certificate Status Report:

Active Licensed Acupuncturists: 492

Expired Licenses: 9

Active Certified Auricular Acupuncturists: 63

#### Board Office Information/Activities:

- Pursuant to Arizona Revised Statutes §32-3925 (B), license and certificate renewal notices for December 2010 licensees were prepared and sent. In addition, expired license and certificate letters for the month of September were sent.
- As required by R4-8-207, 15 % of licensees were sent letters regarding the random sample audit of compliance with the continuing education requirement for the month of December 2010.
- Letters were sent pursuant to R4-8-407, requiring that all board-approved acupuncture or clinical training programs send responses attesting the approved programs continue to meet the standards as set forth in board rules.

- Completed and submitted the AZNET Agency Management Satisfaction Survey for FY 2010.
- Completed and submitted the Governor’s Office of Equal Opportunity EEO Training Survey.
- As required by Section 153 of the General Appropriation Act for FY 2011, the board office submitted the Full-Time Equivalent (FTE) Positions, FTE Positions required for rule implementation, and electronic transactions report to the Joint Legislative Budget Committee.
- Completed and submitted 2010 3<sup>rd</sup> Quarter Lobbyist Expenditure Report to the Secretary of State’s office.
- Completed the Exigis Survey for the State of Arizona Risk Management office.
- Attended the AzSOMA Fall 2010 Conference in Tempe.
- Submitted the Five-year Review Report to the Governor’s Regulatory Review Council.

**Future Meeting Dates**

November 15, 2010 (Monday) This board meeting will be held telephonically.  
 December 6, 2010 (Monday)

**Call to the Public**

No requests were made to address the Board.

**Discussion of Items to be place on a future meeting agenda**

The Board requested the following topics be placed on a future board meeting agenda:

- 2011 Board Meeting Schedule
- Strategic Plan

**Adjournment**

Board Member Rhodes moved for adjournment and Board Member Bronson provided a second. The motion carried by unanimous vote: 6-0. The Board adjourned at 2:31 p.m.

Adelman	Bennalley	Bronson	Cho	Darcy	Gear	Rhodes	Wilks	<b>Vote</b>
X	X	X		X		X	X	Aye
								Nay
								Recused
								Abstained
			X		X			Absent

Respectfully Submitted,

A handwritten signature in black ink, appearing to read "Pete Gonzalez". The signature is written in a cursive style with a large, stylized initial "P".

Pete Gonzalez  
Executive Director

Approved by the Board: November 15, 2010