



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)

June 24, 2009

OPEN SESSION MINUTES

Members of the Arizona Acupuncture Board of Examiners met at 1:00 p.m. on Wednesday, June 24, 2009, at 1400 West Washington, Conference Room B-1, Phoenix, Arizona.

Board Members Present:

Toni Bernalley, L.Ac., Chairperson (via telephone)
Ross Adelman, Consumer Member, Secretary (via telephone)
Woohyung Cho, L.Ac., Professional Member (via telephone)
Della Estrada, L.Ac., Professional Member (via telephone)
Robert L. Gear, N.M.D., D.C., Professional Member
John M. Rhodes, L.Ac., Professional Member (via telephone)
Rebecca Wilks, MD, MD(H), Professional Member (via telephone)

Board Members Absent:

James Bloom, Consumer Member
Toni Karnas, Consumer Member

Attorney General Representative:

Seth T. Hargraves, Assistant Attorney General

Administrative Staff:

Pete Gonzalez, Executive Director

Call to Order

Chairman Bernalley called the meeting to order at 1:03 p.m. The following order of business was then considered:

Declaration of Conflicts of Interest

Board Member Bernalley declared a conflict of interest on the acupuncture license applications of Huguette Mercier, Blythe M. Miller, and Tina Rae Begay.

Board Member Cho declared a conflict of interest on the acupuncture license application of Huguette Mercier.

Discussion and Approval of Minutes

Board Member Rhodes moved the adoption of the minutes for the May 27, 2009 board meeting with Board Member Estrada providing a second. The Board approved the motion with a 7-0 vote.

Board Member Wilks moved the adoption of the Executive Session minutes for the May 27, 2009 with Board Member Estrada providing a second. The Board approved the motion with a 4-0 vote (Board Members Adelman, Estrada, Gear, Wilks).

Complaints/Investigations

The Board was provided with an overview of Complaint #2009-04 by the Executive Director. The complaint was filed against Simon Shim, L.Ac., alleging the patient C.S. became ill after receiving treatments from Mr. Shim. At this time, C.S. is withdrawing the complaint and does not want to pursue the matter any further.

Board Member Estrada moved to dismiss the complaint with Board Member Adelman providing a second. The Board approved the motion with a 7-0 vote.

Applications for Licensure (with self-disclosures)

The Board reviewed the license application of Rebecca M. Snowden and documentation regarding a conviction from 1996.

Board Member Rhodes moved for the approval of the license application submitted by Ms. Rebecca M. Snowden with Board Member Bernalley providing a second. The Board approved the motion with a 7-0 vote.

Other Applications/Requests – Continuing Education

The Board reviewed and discussed the continuing education application for the course “Traditional Chinese Medicine and Acupuncture for Children’s Well Being/CPR” to be provided by Qiying Jiang, L.Ac. (Illinois) and Raymond F. Smith for 9 CEU’s on October 25, 2009.

Board Member Rhodes moved for the approval of the continuing education application with Board Member Wilks providing a second. The Board approved the motion 7-0.

Professional Business

The Board was provided reports from the chairs of the two advisory committees (Ethics Committee and Continuing Education Committee) as part of the Strategic Plan 2009. Board Member Wilks serves as the chair of the Ethics Committee and Board Member Rhodes is the chair for the Continuing Education Committee.

Board Member Wilks reported the Ethics Committee met on June 15, 2009 and has begun to determine its goals and options for study and recommendations for the Board to consider in the future.

Board Member Rhodes stated the Continuing Education Committee was scheduled to meet on June 29, 2009 and the committee will provide a report at the next board meeting.

Executive Director Report

Executive Director Gonzalez provided the following report to the Board. In addition, the Board was briefed on the status of the budget negotiations between the Governor's Office and the Legislature.

License and Certificate Status Report:

Active Licensed Acupuncturists: 479
Expired Licenses: 5
Active Certified Auricular Acupuncturists: 56

Board Office Information/Activities:

Completed and submitted the following:

- Contingency planning document requested by the Arizona Department of Administration (DOA). This request is due to the varying budget plans presented by the Arizona Legislature and the Governor's Office. DOA asked agencies to review and identify some contingency planning for reduced services beginning July 1 should there not be an adopted state budget in place. An essential services and essential contracts worksheet was submitted to meet the contingency planning requirements for the Board.
- Arizona Department of Administration's General Accounting Office (GAO) survey to obtain useful information about intangible assets. The survey responses will be used to assist the GAO in the implementation of the Governmental Accounting Standards Board Statement No. 51, Accounting and Financial Reporting for Intangible Assets.

Provided administrative assistance to the Ethics and Continuing Education Advisory Committees.

Application and License Information

Fiscal Year	Applications Received (Acupuncturists/Auricular)	Licenses/ Certificates Issued	Expired Licenses/Certificates
July 1, 2008 to June 30, 2009	46/12 = 58	49/13 = 62	55/19
July 1, 2007 to June 30, 2008	54/22 = 76	53/21 = 74	27/19
July 1, 2006 to June 30, 2007	63/22 = 85	56/20 = 76	23/15

Future Meeting Dates

After discussion, Board Member Adelman moved to cancel the July 22, 2009 board meeting with Board Member Rhodes providing a second. The motion was approved 7-0.

July 22, 2009—Cancelled
August 26, 2009

Call to the Public

Catherine Niemiec, President of the Phoenix Institute of Herbal Medicine and Acupuncture and Arizona Society of Oriental Medicine and Acupuncture (AzSOMA) member, addressed the Board regarding the topic of continuing education requirements.

Applications for Licensure (without self-disclosures)

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

Kimberly LaRee

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

Blythe M. Miller-Stocker
Tina Rae Begay

The Board reviewed the license applicant chart and Board Member Rhodes 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 5-0 vote. Board Members Bernalley and Cho did not vote due to conflict of interest.

Huguette A. Mercier

Discussion of Items to be place on a future meeting agenda

No requests were made.

Adjournment

Board Member Rhodes moved for adjournment and Board Member Bernalley provided a second. The motion passed by a vote of 7-0. The Board adjourned at 1:50 p.m.

Respectfully Submitted,



Pete Gonzalez
Executive Director

Approved by the Board: August 26, 2009