Douglas A. Ducey Governor

Mario Fontes, L.Ac. Chairman

Mindy Hayden, L.Ac. Secretary



Acupuncture Board of Examiners

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REGULAR MEETING – March 28, 2018 OPEN SESSION MINUTES

Members of the Arizona Acupuncture Board of Examiners met at 1:00 p.m. on Wednesday, March 28, 2018, at 1740 W. Adams, Boardroom B, Phoenix, Arizona 85007.

Board Members Present:

Mario Fontes, L.AC., Chairman Mindy Hayden, L.AC., Secretary Jennifer Sandoval, L.AC. Pauline Villa Susan M. Williams

Board Members Absent:

Cassidy Dobratz, L.AC. B. Jeffrey Jolley, D.C.

Board Staff: David Geriminsky, Executive Director **Attorney General Representative:** Frankie Shinn-Eckberg, Assistant Attorney General

1. CALL TO ORDER. Chairman Fontes called the meeting to order at 1:00 p.m.

2. RECOGNITION OF BOARD MEMBERS

3. DECLARATION OF CONFLICTS OF INTEREST – A.R.S. §38-503 – None

4. REVIEW, DISCUSSION AND APPROVAL OF BOARD MEETING MINUTES

a. February 28, 2018 Board Meeting Minutes

Board Member Sandoval moved for the adoption of the January 24, 2018 Regular Board Meeting minutes with Board Member Williams providing a second. The motion passed.

| Fontes | Hayden | Williams | Jolley | Dobratz | Sandoval | Villa | Vote |
|--------|--------|----------|--------|---------|----------|-------|-----------|
| Х | Х | Х | Х | | Х | X | Aye |
| | | | | | | | Nay |
| | | | | | | | Recused |
| | | | | | | | Abstained |
| | | | | Х | | | Absent |

David Geriminsky Executive Director director@acupuncture.az.gov

5. REVIEW, DISCUSSION AND POSSIBLE ACTION REGARDING APPLICATIONS FOR LICENSURE

A. Celia Hildebrand

Executive Director Geriminsky provided a summary of licensure eligibility. The Board reviewed the license applicant chart and packet. Board Member Sandoval moved to grant licensure to Applicant Hildebrand. Board Member Williams seconded. The motion passed.

| Fontes | Hayden | Williams | Jolley | Dobratz | Sandoval | Villa | Vote |
|--------|--------|----------|--------|---------|----------|-------|-----------|
| Х | Х | Х | | | Х | Х | Aye |
| | | | | | | | Nay |
| | | | | | | | Recused |
| | | | | | | | Abstained |
| | | | Х | Х | | | Absent |

B. Lucy Marulanda Grajales

Executive Director Geriminsky provided a summary of licensure eligibility. The Board reviewed the license applicant chart and packet. Board Member Sandoval moved to grant licensure to Applicant Marulanda Grajales. Board Member Villa seconded. The motion passed.

| Fontes | Hayden | Williams | Jolley | Dobratz | Sandoval | Villa | Vote |
|--------|--------|----------|--------|---------|----------|-------|-----------|
| Х | Х | Х | | | Х | Х | Aye |
| | | | | | | | Nay |
| | | | | | | | Recused |
| | | | | | | | Abstained |
| | | | Х | Х | | | Absent |

C. Eugene Lowery

Executive Director Geriminsky provided a summary of licensure eligibility. The Board reviewed the license applicant chart and packet. Board Member Sandoval moved to grant licensure to Applicant Lowery. Board Member Williams seconded. The motion passed.

| Fontes | Hayden | Williams | Jolley | Dobratz | Sandoval | Villa | Vote |
|--------|--------|----------|--------|---------|----------|-------|-----------|
| Х | Х | Х | | | Х | Х | Aye |
| | | | | | | | Nay |
| | | | | | | | Recused |
| | | | | | | | Abstained |
| | | | Х | Х | | | Absent |

D. Vismay Kim

Executive Director Geriminsky provided a summary of licensure eligibility. The Board reviewed the license applicant chart and packet. Board Member Sandoval moved to deny licensure to Applicant Kim Based on not meeting the eligibility requirements for licensure. Specifically having too few clinical hours as part of his Acupuncture Education. Board Secretary Hayden seconded. The motion passed.

| Fontes Hayd | n Williams | Jolley | Dobratz | Sandoval | Villa | Vote | |
|-------------|------------|--------|---------|----------|-------|------|--|
|-------------|------------|--------|---------|----------|-------|------|--|

| Х | Х | Х | | | Х | Х | Aye |
|---|---|---|---|---|---|---|-----------|
| | | | | | | | Nay |
| | | | | | | | Recused |
| | | | | | | | Abstained |
| | | | Х | Х | | | Absent |

E. Sandra Curry

Executive Director Geriminsky provided a summary of licensure eligibility. The Board reviewed the license applicant chart and packet. Board Member Sandoval moved to moved to grant licensure to Applicant Curry. Board Secretary Hayden seconded. The motion passed.

| Fontes | Hayden | Williams | Jolley | Dobratz | Sandoval | Villa | Vote |
|--------|--------|----------|--------|---------|----------|-------|-----------|
| Х | Х | Х | | | Х | Х | Aye |
| | | | | | | | Nay |
| | | | | | | | Recused |
| | | | | | | | Abstained |
| | | | Х | Х | | | Absent |

F. Cody Brazos

Executive Director Geriminsky provided a summary of licensure eligibility. The Board reviewed the license applicant chart and packet. Board Member Sandoval moved to moved to grant licensure to Applicant Brazos. Board Secretary Hayden seconded. The motion passed.

| Fontes | Hayden | Williams | Jolley | Dobratz | Sandoval | Villa | Vote |
|--------|--------|----------|--------|---------|----------|-------|-----------|
| Х | Х | Х | | | Х | Х | Aye |
| | | | | | | | Nay |
| | | | | | | | Recused |
| | | | | | | | Abstained |
| | | | Х | Х | | | Absent |

G. Ramona Goldman

Executive Director Geriminsky provided a summary of licensure eligibility. The Board reviewed the license applicant chart and packet. Board Member Sandoval moved to grant licensure to Applicant Goldman. Board Member Villa seconded. The motion passed.

| Fontes | Hayden | Williams | Jolley | Dobratz | Sandoval | Villa | Vote |
|--------|--------|----------|--------|---------|----------|-------|-----------|
| Х | Х | Х | | | Х | Х | Aye |
| | | | | | | | Nay |
| | | | | | | | Recused |
| | | | | | | | Abstained |
| | | | Х | Х | | | Absent |

H. Quashie, Gravele

Executive Director Geriminsky provided a summary of licensure eligibility. The Board reviewed the license applicant chart and packet. Board Member Sandoval moved to grant licensure to Applicant Quashie. Board Member Williams seconded. The motion passed.

| Fontes | Hayden | Williams | Jolley | Dobratz | Sandoval | Villa | Vote |
|--------|--------|----------|--------|---------|----------|-------|-----------|
| Х | Х | Х | | | Х | Х | Aye |
| | | | | | | | Nay |
| | | | | | | | Recused |
| | | | | | | | Abstained |
| | | | Х | Х | | | Absent |

6. REVIEW, DISCUSSION AND POSSIBLE ACTION REGARDING APPLICATIONS FOR AURICULAR ACUPUNCTURE CERTIFICATION

A. Yolanda Jeli

Executive Director Geriminsky provided a summary of certification eligibility. The Board reviewed the certificate applicant chart and packet. Board Member Sandoval moved to grant licensure to Applicant Jeli. Board Member Williams seconded. The motion passed.

| Fontes | Hayden | Williams | Jolley | Dobratz | Sandoval | Villa | Vote |
|--------|--------|----------|--------|---------|----------|-------|-----------|
| Х | Х | Х | | | Х | Х | Aye |
| | | | | | | | Nay |
| | | | | | | | Recused |
| | | | | | | | Abstained |
| | | | Х | Х | | | Absent |

7. CONSENT AGENDA FOR REVIEW, DISCUSSION, AND POSSIBLE ACTION BY THE BOARD ON RATIFICATION OF RENEWAL OF LICENSES/CERTIFICATES ISSUED BY THE EXECUTIVE DIRECTOR TO INDIVIDUALS WHO MET REQUIREMENTS FOR RENEWAL

(All items listed under the Consent Agenda are considered to be routine or have been previously reviewed by the Board or the Board's Designee and may be considered for approval as a single action, unless a Board Member or any other interested party wishes to remove an item for independent review, discussion, and possible action.)

A. Acupuncture Licenses:

| Melissa Andrews | Monica Anghel | Patricia Banales | Jean Brennan |
|---------------------|------------------|-------------------------|---------------------|
| Melissa Camacho | JoDee Chenaur | Amy Clemans | Anthony Della Croce |
| Aeimee Diaz | Shira Dobratz | Maureen Donohoue Howell | Caren Ducharme |
| Dorsett Edmunds | Joshua Ferber | Mario Fontes | Serena Gabriel |
| Angelica Gomez | Julie Grahe-Keel | Jun Han | Jun Han |
| Charles Harn | Doris Herauf | Tae Ji | Lisa Kandetzke |
| Saneyee Karve | Joshuah Kim | Sena Kimbrell | Isabella Klein |
| Tala Lindaro | David Lowenstein | Anna Lunaria | Maria Mandarino |
| Alireza Mansoorirad | Rachelle Marmor | Donald Matesz | Kristin McGary |

4 | Page Acupuncture Board of Examiners - March 28, 2018 Meeting Minutes

| Klint Noel | Ann Rea | Jenna Robarge | Pamela Robbins |
|----------------|------------------|---------------|----------------------|
| Susan Sadow | Yufen Shen | Helene Sorkin | Karla Sourasky Olmos |
| Rachelle Stock | Alissa Stockton | Linda Stone | Daniel Taylor |
| Tally Thomas | Daniela Van Wart | Kennedy Vo | Jodine Wamsley |
| Taylor Watson | Laura Wiggins | | |

The Executive Director provided an overview of licenses renewed stating each had been reviewed, found eligible, and license was renewed Board Member Sandoval moved to ratify and approve applicants for license renewal listed above with Board Secretary Hayden providing a second. The motion passed.

| Fontes | Hayden | Williams | Jolley | Dobratz | Sandoval | Villa | Vote |
|--------|--------|----------|--------|---------|----------|-------|-----------|
| Х | Х | Х | | | Х | Х | Aye |
| | | | | | | | Nay |
| | | | | | | | Recused |
| | | | | | | | Abstained |
| | | | Х | Х | | | Absent |

8. REVIEW, DISCUSSION AND POSSIBLE ACTION REGARDING EXECUTIVE DIRECTOR REPORT

The Executive Director provided an update on the functions of the Board Office including:

- A. Budget
- B. E-Licensing Solution
- C. Summary of Current Events
- D. Rules Moratorium
- E. Potential legislation impacting the Board and profession
- F. Sunset Legislation
- G. Audit Compliance Report
- H. Opinion on online research on facts of a case
- I. Complaints Policy and Procedure
- J. Licensing Application Policy and Procedure
- K. Goal Setting

The Board took no action.

9. Review, Discussion and Possible Action on Rule Changes to Title 4 - Chapter 8 of the Arizona Administrative Code

The Board held a lengthy discussion on rule changes pursuant to the audit, rule changes to reduce regulatory burdens, changes to improve processes, Chemical Dependency Programs, and Auricular Acupuncture. After consideration the Chairman Fontes appointed Board members, Williams and Sandoval along with himself to a sub-committee on Statutes, Rules, and Auricular Acupuncture.

10. REVIEW, DISCUSSION AND POSSIBLE ACTION REGARDING FUTURE REGULAR MEETING DATES

February 28, 2018 March 28, 2018 April 25, 2018 May 23, 2018 (teleconference meeting) June 27, 2018 July 25, 2018 (teleconference meeting) August 22, 2018 - To be held in Flagstaff September 26, 2018 (teleconference meeting) October 24, 2018 - To be held in Tucson November 28, 2018 December 19, 2018 - 3rd Wednesday (teleconference meeting)

The Board took no action

11. CALL TO THE PUBLIC -

Catherine Niemiec made a presentation to the Board about why legislation concerning Auricular Acupuncturists practice in DHS facilities and suggested several rule changes concerning Auricular Acupuncture including clarification of the definition of Acupuncture. Chairman Fontes directed staff to notify Ms. Niemiec of when the Sub-Committee would be meeting so she could attend.

12. DISCUSSION OF ITEMS TO BE PLACE ON A FUTURE MEETING AGENDA – None

13. ADJOURNMENT. Board Member Villamoved for adjournment and Secretary Hayden provided a second. The motion passed. The Board adjourned at 3:00 p.m.

| Fontes | Hayden | Williams | Jolley | Dobratz | Sandoval | Villa | Vote |
|--------|--------|----------|--------|---------|----------|-------|-----------|
| Х | Х | Х | Х | | Х | Х | Aye |
| | | | | | | | Nay |
| | | | | | | | Recused |
| | | | | | | | Abstained |
| | | | | Х | | | Absent |

Respectfully Submitted,

David Geriminsky Executive Director

Approved by the Board: