**Douglas A. Ducey** Governor

Susan Williams Chairperson

Mario Fontes, L.Ac. Secretary



**Acupuncture Board of Examiners** 

1740 W. Washington, Ste 3005 Phoenix, Arizona 85007 Telephone (602) 542-3095 • Fax (602) 926-8104

### REGULAR MEETING – February 26, 2020 OPEN SESSION MINUTES

Members of the Arizona Acupuncture Board of Examiners met at :

February 26, 2020, at 12:00 Noon 1740 W. Adams, Board Room B, Phoenix, AZ 85007

**Board Staff:** David Geriminsky - Executive Director, Melissa Sanchez - Licensing Coordinator Attorney General Representative: Sabrina Khan, Assistant Attorney General, Seamus Monaghan 1. CALL TO ORDER. Chairperson Jamie Fitzgerald called the meeting to order at 12:13 p.m.

### 2. RECOGNITION OF BOARD MEMBERS

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

Susan Williams, Chairperson Mario Fontes, Secretary Mindy Hayden Tali Lehavi Rosemary Zimmerman Scott Selin - Present Telephonically Matthew Klein – Present Telephonically

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

Jamie Fitzgerald

### 3. DECLARATION OF CONFLICTS OF INTEREST – A.R.S. §38-503

No conflicts noted

### 4. REVIEW, DISCUSSION AND APPROVAL OF BOARD MEETING MINUTES

A. January 22, 2020 Regular Session Minutes

B. January 22, 2020 Executive Session Minutes

Board Member Zimmerman moved for the adoption of Agenda Items 4.(A) and (B) with Board Member Hayden providing a second. The Motion Passed.

Fitzgerald	Fontes	Williams	Lehavi	Hayden	Zimmerman	Klein	Selin	Vote
	Х	Х	Х	Х	Х	X	X	Aye
								Nay
								Recused
								Abstained
Х								Absent

David Geriminsky Executive Director info@acupuncture.az.gov

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

Ratification of approval by the Executive Director

- A. Ruben Hong
- B. Mari Helioti
- C. Lauren Wychoff
- D. Robin Myers
- E. Jasmine Allam
- F. Rachel Crowley
- G. Randal Lyons
- H. Cathy Adelman
- I. Milissa Gillen

Ratification of Certificates issued by the Executive Director

J. Stephanie Barreto

Executive Director Geriminsky provided a summary of license eligibility for Applicants A-J indicating that all applicants have submitted all required documentation and had no disqualifying information in their application and so had been issued licensure pursuant to the Boards delegation.

Board Member Lehavi moved to ratify licensure of Applicants A-F with Board Member Zimmerman providing a second. The Motion Passed.

Fitzgerald	Fontes	Williams	Lehavi	Hayden	Zimmerman	Klein	Selin	Vote
X	Х	X	X	Х	Х		X	Aye
								Nay
								Recused
								Abstained
						Х		Absent

Board Review of Foreign Trained Applicants

K. Li Wang

Executive Director Geriminsky provided a summary of license eligibility for Applicant Wang indicating that the applicant had been trained overseas and so the Board would need to review and approve the applicant's education. The Board discussed the application and indicated that the education was equivalent to that which would have been received in the United States.

Board Member Lehavi moved to approve applicant Li Wang's education and to issue licensure with Board Member Fontes providing a second. The Motion Passed.

Fitzgerald	Fontes	Williams	Lehavi	Hayden	Zimmerman	Klein	Selin	Vote
X	Х	Х	Х	Х	Х		X	Aye
								Nay
								Recused
								Abstained
						Х		Absent

# 6. 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

Acupuncturists Renewed

Ing C Wong	Dong Lae Suh	Jerome T Roberge
Rebecca A Pistole	Toni L Bennalley	Dana M Bairen
Qun Li	Tally T Thomas	Susan M Pistawka
David M Bell	Young H Lee	Julia A Eastman
Jun Han	Angela K Ayers	Anthony Della Croce
Dianne S Darcy	Catherine A Niemiec	Sarah E Hartwig
Roger L Fenneman	Brittany M Onken	Jamie M Szybala
laura gaines-bey ellis	Julie M Sandschafer	Catherine Maxon
Kara J Clare	Shachar Adi Korman	JoDee M Chenaur
Annie Vedeler	Shuyuan Hong	Stephani H Sarnoski
Sarica C Cernohous	Josh Whiteley	Cynthia D Hull
Kayo A Malik	Janis Schreiber	Kathrin C Munger
Zhen Hu	Paul A Sweeney	Avis M Archambault
Nobuko M Pyle	Martha Jean Painter	Sunanda Harrell-Stokes
Hsiao Hsien Chu	Karreen N Martin	Nadine F Butler
Banya H Lim	Yunsil K Fortini	Homi J Kaikobad
Tisha A Benoit	Renee V Hotep	Mary A Tully

Pamela L Gangler	Sami K Rank	Anita M Pietrofitta
Lisa G White	Jay D Zamora	Lesley A Johnsen
Rachelle A Marmor	Julie Grahe-Keel	Jolene Antoinette Krieps
Margie Parolisi	Jerrie Lynn Nelson	Hong Tao Liang
Feng Zhang	QiLing Lu	Wei Fang
Loren M Starks	Angela A Edge	Sonya K Whitehead
Gisa Krueger	Hyesun Cho	Lucy Marulanda Grajales
Eugene Lowery	Toni L Andrikopoulos	Claire Williams
William A Kwan	B.C. Rene Parke	Loren M Starks
Denise M Jenderzak	Jill E Kismet	Fernanda B Durlene
Kate Pratte Campos	Darren Starwynn	David L Lowenstein
Doris L Herauf	Lauren H Daem	Cody S Brazos
Marcey I Rosin	Christina M Kovalik	Shira Dobratz
Aeimee G Diaz	Leah M Bicknell	Donna L Combs
Alissa M Stockton	Jean M Brennan	Tae H Ji
Angelica L Gomez	97 Renewals	
Auricular Acupuncturis	ts	
Mary E Specio	Rocio Polanco	Rachel A Korhumel
John H Groel		

The Executive Director provided an overview of Licenses and Certificates renewed stating each had been reviewed, found eligible, and was renewed pursuant to the Boards authorization.

Board Member Zimmerman moved to ratify and approve all applicants for renewal listed above with Board Member Hayden providing a second. The Motion Passed.

Fitzgerald	Fontes	Williams	Lehavi	Hayden	Zimmerman	Klein	Selin	Vote
	X	Х	Х	Х	Х	Х	Х	Aye
								Nay
								Recused
								Abstained
Х								Absent

### 7. REVIEW, DISCUSSION AND POSSIBLE ACTION REGARDING ALLEGATIONS OF UNPROFESSIONAL CONDUCT

### A. Brent Thompson Case# 2019-ACU-0006

LAc Thompson was present. Executive Director Geriminsky provided an overview of the allegations of unprofessional conduct against LAc Thompson including the results of the Board's Investigation. The Board reviewed the investigative file including police reports and interviews and interviewed LAc Thompson.

Board Member Zimmerman moved to go into Executive Session for legal advice at 12:40 p.m.. Board Member Hayden seconded The Motion Passed.

Fitzgerald	Fontes	Williams	Lehavi	Hayden	Zimmerman	Klein	Selin	Vote
	Х	Х	Х	Х	Х	X	X	Aye
								Nay
								Recused
								Abstained
X								Absent

The Board Resumed Regular Session at 1:19 p.m.

The board had further discussion and Board Member Zimmerman moved to offer LAc Thompson a consent agreement requiring that he temporary agree not to practice, undergo a substance abuse evaluation approved by the Executive Director, and report on a quarterly basis the status of his Court Case along with other standard terms of probation. Board Member Lehavi Seconded. The Motion Passed.

Fitzgerald	Fontes	Williams	Lehavi	Hayden	Zimmerman	Klein	Selin	Vote
	Х	Х	Х	Х	Х	Х	Х	Aye
								Nay
								Recused
								Abstained
Х								Absent

Board Member Fontes moved that LAc Thompson's license be summarily suspended if he failed to sign the consent agreement. Board Member Zimmerman Seconded. The Motion Passed.

Fitz	zgerald	Fontes	Williams	Lehavi	Hayden	Zimmerman	Klein	Selin	Vote
		Х	Х	Х	Х	Х	Х	X	Aye
									Nay

5 | Page Acupuncture Board of Examiners - February 26, 2020 Meeting Minutes

				Recused
				Abstained
X				Absent

# 8. REVIEW, DISCUSSION, AND POSSIBLE ACTION ON APPLICATIONS FOR CHEMICAL DEPENDENCY PROGRAM APPROVAL

### .A. PIHMA Acu-Detox Clinic

The Executive director provided a general overview of the application indicating that it met the minimum requirements of the Substantive Policy Statement. The Board reviewed the application for Approved submitted by PIHMA and after discussion and a presentation from Catherine Niemiec Board member Fontes moved to Approve the application for approval as a Chemical Dependency Program with Board Member Zimmerman providing a Second. The Motion Passed Unanimously.

Fitzgerald	Fontes	Williams	Lehavi	Hayden	Zimmerman	Klein	Selin	Vote
	Х	Х	Х	Х	Х	X	X	Aye
								Nay
								Recused
								Abstained
X								Absent

### 9. Review, Discussion, and Possible Action Regarding SB1127

The Board reviewed this bill and the proposed letter and after discussion, Board Member Zimmerman moved to approve the letter drafted by Executive Director Geriminsky and Board Member Fitzgerald which indicated the Board's concern with proper education for those performing "dry Needling" and detailing the potential patient harm. Board Member Fontes provided a second. The Motion Passed.

Fitzgerald	Fontes	Williams	Lehavi	Hayden	Zimmerman	Klein	Selin	Vote
	Х	Х	Х	Х	Х	Х	X	Aye
								Nay
								Recused
								Abstained
X								Absent

### 10. Review, Discussion, and Possible Action Regarding SB1371

The Executive Director provided an update on this Bill. The Board Took No Action

### 11. Review, Discussion, and Possible Action Regarding HB2809

The Board reviewed this bill and after discussion, Board Member Lehavi moved to have the Executive Director send the legislature a letter indicating the Board's concern with being able to plan long term for IT and other investments if it's Fund Balance was reduced by half including that the Board already operates a very lean budget and uses no General Fund Dollars. Board Member Zimmerman provided a second. The Motion Passed.

Fitzgerald	Fontes	Williams	Lehavi	Hayden	Zimmerman	Klein	Selin	Vote
	Х	Х	Х	Х	Х	X	Х	Aye

				Nay
				Recused
				Abstained
Х				Absent

# 12. REVIEW, DISCUSSION AND POSSIBLE ACTION REGARDING EXECUTIVE DIRECTOR REPORT

- A. Budget/Strategic Plan
- B. Summary of Current Events
- C. Survey Results
- D. Complaints Status
- E. Legislative Update
- F. Board Office Highlights

Executive Director Geriminsky provided the Board an update on pending complaints, recent legislation and generally on the above items. The Board thanked the Executive Director for keeping up to date with legislation and for the efficient operation of the Board office.

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

- A. March 25, 2020
- B. April 22, 2020
- C. May 27, 2020
- D. June 24, 2020
- E. August 26, 2020 Flagstaff
- F. September 23, 2020
- G. October 28, 2020 Tucson
- H. November 25, 2020
- I. December 08, 2020

The Board took no action

### 14. CALL TO THE PUBLIC

The Board received no comment

### 15. DISCUSSION OF ITEMS TO BE PLACED ON A FUTURE MEETING AGENDA

No New Items Requested

#### 16 ADJOURNMENT

Board Member Zimmerman moved for adjournment and Board Member Fontes provided a second. The Motion passed. The Board adjourned at 2:26 p.m.

Fitzgerald	Fontes	Williams	Lehavi	Hayden	Zimmerman	Klein	Selin	Vote
	Х	X	Х	Х	Х	Х	Х	Aye
								Nay

7 | Page Acupuncture Board of Examiners – February 26, 2020 Meeting Minutes

				Recused
				Abstained
X				Absent