

Douglas A. Ducey
Governor

Susan Williams
Chairperson

Mario Fontes, L.Ac.
Secretary



Acupuncture Board of Examiners

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REGULAR MEETING – April 03, 2020 OPEN SESSION MINUTES

Members of the Arizona Acupuncture Board of Examiners met at:

April 03, 2020, at 12:30 p.m.

This Meeting was held telephonically and was open to the public by calling in to a phone line:

Board Staff: David Geriminsky - Executive Director, Melissa Sanchez - Licensing Coordinator
Attorney General Representative: Assistant Attorney General, Seamus Monaghan

1. **CALL TO ORDER.** Chairperson Susan Williams called the meeting to order at 12:42 p.m.
2. **RECOGNITION OF BOARD MEMBERS**

Board Members Present:

Susan Williams, Chairperson
Mario Fontes, Secretary Left the Meeting at 2:01 p.m.
Mindy Hayden
Tali Lehavi Joined the Meeting at 12:57 p.m.
Rosemary Zimmerman
Scott Selin Left the Meeting at 2:20 p.m.
Jamie Fitzgerald
Alex Tan

Board Members Absent:

Matthew Klein

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

No conflicts noted

4. **REVIEW, DISCUSSION AND POSSIBLE ACTION** on Executive Order 2020-12, “Prohibiting the Closure of Essential Services,” related to Acupuncture, and Auricular Acupuncture healthcare provided as an essential service. Review, discussion and action may also occur in relation to the Board’s role as an Essential Government Function.

The Executive Director provided a general overview of the Order and how it may affect the Board and its licensees. The Board discussed that this Order Clearly defines its licensees as an Essential Service and the Board as an Essential Government Function. Staff will be operating remotely as much as is practicable.

The Board took no action.

5. **REVIEW, DISCUSSION AND POSSIBLE ACTION** Regarding Executive Order 2020-15, “Expansion of Telemedicine”, as it relates to the practice of Acupuncture

The Executive Director provided a general overview of the Order and how it may affect the Board and its licensees. The Board discussed that this Order Clearly extends telemedicine privileges to its licensees but does not extend licensees Scope of Practice. Board members discussed that sending needles home with patients, or directing needle placement by video would not be appropriate.

The Board took no action.

6. REVIEW, DISCUSSION, AND POSSIBLE ACTION Regarding Executive Order 2020-17, “Continuity of Work,” including actions related to the COVID-19 situation

The Executive Director provided a general overview of the Order and how it may affect the Board and its licensees. The Board discussed that several powers had been afforded to it by the Governor through the Order and the impact that Covid-19 was having on licensees.

After considering potential actions, and further discussion, Board Member Fitzgerald moved to waive renewal fees entirely. Board Member Zimmerman Seconded. The Motion Failed.

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

After further discussion, Board Member Selin moved to consult with the Governor’s Office and to defer fees pursuant to the Governors Order. Board Member Hayden Seconded. The Motion Passed.

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

7. REVIEW, DISCUSSION AND POSSIBLE Regarding Executive Order 2020-18, “Stay Home, Stay Healthy, Stay Connected – Physical Distancing to Mitigate COVID-19 Transmission,”, as it relates to the practice of Acupuncture.

The Executive Director provided a general overview of the Order and how it may affect the Board and its licensees including the requirement that licensees have a policy to provide proper social distancing, sanitation etc. and that failing to have such could be grounds for disciplinary action. The Board discussed that this order did not require Acupuncturists to keep their businesses closed but that they must follow the guidelines of the CDC and Department of Health.

The Board took no action on this item.

8. REVIEW, DISCUSSION, AND POSSIBLE ACTION Regarding Administrative Order 2020-01, “Emergency Measures for Covid-19”

The Executive Director provided a general overview of the Order and how it may affect the Board and its licensees. After discussion Board Member Selin moved that the Board will not request any

waivers to the licensing process at this time. Board Member Zimmerman Seconded. The Motion Passed.

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

9. Review, Discussion, and Possible Action on adoption of a Board Notice regarding the current healthcare emergency

The Board reviewed its decisions at this meeting along with the letter from the ASA and Board Member Zimmerman moved to send notification to licensees clarifying how they would be affected by these orders and including a link to the ASA letter to be approved by the Chairperson. Board Member Tan Seconded. The Motion Passed.

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

10. Review, Discussion, and Possible Action Regarding Continuing Education Course Approval

A. Acupuncture Practical Management and Ethics

The Executive Director provided a general overview of the application indicating that it met the minimum requirements in statute and rule. Board member Zimmerman moved to approve the Course for Continuing Education. Board member Fitzgerald seconded. The Motion Passed.

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

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

No New Items Requested

12 ADJOURNMENT

The Board Adjourned the meeting by consensus at 2:30 p.m.