



**State of Arizona Acupuncture Board of Examiners**  
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**LEGISLATIVE ADVISORY COMMITTEE MEETING**

**July 11, 2012**

**OPEN SESSION MINUTES**

Members of the Arizona Acupuncture Board of Examiners Legislative Advisory Committee met at 1:00 p.m. on Wednesday, July 11, 2012, at 1400 West Washington, Ste. 230, Phoenix, Arizona.

**Board Members Present:**

Patricia Martin, Chair  
Ross Adelman (via telephone)  
Christopher Clair  
Robert Gear

**Administrative Staff:**

Pete Gonzalez, Executive Director

**Legal Counsel:** Unavailable

**Call to Order**

The Committee was called to order at 1:04 p.m. The following order of business was then considered:

**Discussion and Approval of Minutes**

Board Member Martin moved the adoption of the minutes for the June 27, 2012 legislative advisory committee meeting with Board Member Clair providing a second. The motion carried by unanimous vote: 4-0.

## **Topics for advisory committee review, discussion and legal action**

The legislative advisory committee reviewed the Executive Order (2012-03) issued by Governor Brewer that pertains to a moratorium on rulemaking. Executive Director Gonzalez informed the committee that the board rulemaking attorney believes the moratorium does not apply to the Board given the Governor does not appoint the administrator of the Board (Agency) as defined in the executive order. The rule writer will be invited to future committee and board meetings to further explain her review and assist in opening a rules docket.

The committee reviewed the memorandum regarding the process utilized by the legislature for drafting of bills. The key point is the deadline for agency bills to be drafted by November 15.

Chairperson Martin presented the proposal submitted by David Epley, L.AC. This proposal is the statutory language adopted by the State of Florida for the licensure of acupuncturists. In addition, the language allows for the Florida Board of Acupuncture to promulgate rules to define other adjunctive therapies beyond the definition of acupuncture and the scope of practice as found in state law.

The Florida law defines acupuncture as follows:

“Acupuncture” means a form of primary health care, based on traditional Chinese medical concepts and modern oriental medical techniques, that employs acupuncture diagnosis and treatment, as well as adjunctive therapies and diagnostic techniques, for the promotion, maintenance, and restoration of health and the prevention of disease. Acupuncture shall include, but not be limited to, the insertion of acupuncture needles and the application of moxibustion to specific areas of the human body and the use of electroacupuncture, Qi Gong, oriental massage, herbal therapy, dietary guidelines, and other adjunctive therapies, as defined by board rule.

The committee discussed the probability of the Arizona Society of Oriental Medicine and Acupuncture (AZSOMA) seeking clarification or expansion of the Arizona acupuncture scope of practice.

The topic of herb regulation was introduced and discussed by the committee. Additional research and study will be required before a legislative proposal is submitted by the committee for full review by the Board.

## **Future Meeting Dates**

July 18, 2012 at 11:30 a.m.

## **Call to the Public**

No requests to speak were presented.

## **Discussion of Items to be placed on a future meeting agenda**

Fingerprinting  
Continued review of statutes  
CPR requirements

Committee member Gear left the meeting at 2:30 p.m.

## **Adjournment**

Board Member Clair moved for adjournment and Board Member Adelman provided a second. The motion passed by a vote of 3-0. The Committee adjourned at 2:56 p.m.

Respectfully Submitted,

A handwritten signature in cursive script that reads "Pete Gonzalez".

Pete Gonzalez  
Executive Director

Approved by the Legislative Advisory Committee: September 19, 2012