

IDAHO BOARD OF ACUPUNCTURE
Bureau of Occupational Licenses
700 West State Street, P.O. Box 83720
Boise, ID 83720-0063

Board Meeting Minutes of 10/12/2012

BOARD MEMBERS PRESENT: John Downey - Chair
Rho Zaragoza
Charles W. Raymond
Lauri McKean – by telephone
Donessa L. Horsewood

BUREAU STAFF: Tana Cory, Bureau Chief
Lori Peel, Investigative Unit Manager
Roger Hales, Administrative Attorney
Maurie Ellsworth, Legal Counsel
Cherie Simpson, Management Assistant
Helle Newton, Technical Records Specialist I

The meeting was called to order at 1:03 PM MDT by John Downey.

APPROVAL OF MINUTES

Mr. Raymond made a motion to approve the minutes of 7/20/2012. It was seconded by Ms. McKean. Motion carried.

LEGISLATIVE REPORT

Ms. Cory gave the legislative report. She said that in response to the publication of the proposed changes to rules, there has been one comment received so far. The comment was reviewed by Mr. Hales and the Board. The public comment period goes through October 24. Mr. Raymond moved to direct the Bureau and counsel to respond after October 25 when the comment period is closed. Ms. Horsewood seconded, motion carried.

FINANCIAL REPORT

Ms. Cory gave the financial report. The report indicated that the Board has a cash balance of \$123,654.16 as of September 30, 2012. She also stated that the vendor chosen for the new licensing system invoices differently, so instead of having a one-time expense for the new system, there will be a small increase in on-going maintenance costs.

INVESTIGATIVE REPORT

Ms. Peel gave the investigative report, which is linked above.

FOR BOARD DETERMINATION

Mr. Raymond moved to approve the Bureau's recommendation and authorize closure in case IACU-2013-1. It was seconded by Mr. Zaragoza. Motion carried.

OLD BUSINESS

The Board discussed correspondence received from the Logan College of Chiropractic in response to the Board's request for the number of CEs to be credited. There are 12 CEUs for this course. Mr. Raymond moved to approve the Acupuncture Continuing Education course, "The Council of Chiropractic Acupuncture Symposium 2012" in September, 2012 for 12 CEUs. It was seconded by Ms. Horsewood, motion carried.

NEW BUSINESS

CORRESPONDENCE

The Board reviewed an e-mail from Dr. Richard Powell requesting clarification of scope of practice for acupuncture and the use of massage. It was moved by Mr. Raymond to respond to Dr. Powell that this is within the scope of practice for acupuncture as long as he is not calling himself a massage therapist. It was seconded by Ms. Horsewood, motion carried.

The Board reviewed an e-mail from the Accreditation Commission for Acupuncture and Oriental Medicine (ACAOM) and written notice of accrediting decisions.

The Board reviewed correspondence from Adam Hong requesting information on opening an acupuncture clinic. The Board directed the Bureau to respond referring him to the Idaho Acupuncture Law and Rules, and to the Secretary of State's Office for information on opening a business in Idaho.

CONTINUING EDUCATION COURSES

The Board reviewed a request from Dr. Jeffrey Kieffer regarding a course offered by Western States University for a 100 Hour Acupuncture Course Outline. It was moved by Mr. Raymond to direct the Bureau to respond to Dr. Kieffer referring him to Idaho Code § 54-4706 and 54-4707 and Rule 200.02, advising him of the trainee requirement of one year's supervision and 25 case studies for certification. In addition, the Board requested more information regarding

instructors' qualifications and if NCCAOM approved. It was seconded by Ms. Horsewood, motion carried.

The Board reviewed a continuing education course titled, "Wellness Series," from Quantum-Veritas International University Systems. It was moved by Mr. Raymond to deny the course, "Wellness Series," due to the course not meeting the requirement of being germane to acupuncture per Idaho Acupuncture Rule 305.01.b. It was seconded by Ms. McKean, motion carried.

EXECUTIVE SESSION

A motion was made by Mr. Raymond that the Board go into executive session under Idaho Code § 67-2345(1)(d) to consider records that are exempt from disclosure under the Idaho Public Records Law. The purpose of the Executive Session was for application review, continuing education audits and continuing education reinstatement. It was seconded by Ms. Horsewood. The vote was: Mr. Raymond, aye; Ms. Horsewood, aye; Mr. Zaragoza, aye; Ms. McKean, aye; and Dr. Downey, aye. Motion carried.

It was moved by Mr. Raymond to come out of executive session. It was seconded by Ms. Horsewood. The vote was: Mr. Raymond, aye; Ms. Horsewood, aye; Mr. Zaragoza, aye; Ms. McKean, aye; and Dr. Downey, aye. Motion carried.

APPLICATIONS

It was moved by Mr. Raymond to approve the following for certification:

RODGERS SARA

ACC-247

It was seconded by Ms. Horsewood. Motion carried.

ELECTION OF CHAIR

It was moved by Mr. Raymond that the Board elect John Downey for another term as Board Chair. Ms. Horsewood seconded, motion carried.

Ms. McKean advised that she is contemplating a move out of state and will have to resign from the Board so recommendations for her successor are welcomed.

NEXT MEETING

The next meeting was scheduled for January 25, 2013 at 1:00 p.m. MDT.

ADJOURNMENT

It was moved by Mr. Raymond to adjourn the meeting at 3:15 p.m. MDT. It was seconded by Ms. McKean. Motion carried.

John Downey, Chair

Rho Zaragoza

Charles W. Raymond

Lauri McKean

Donessa L. Horsewood

Tana Cory, Bureau Chief