



# Oregon

John A. Kitzhaber, MD, Governor

**Oregon Medical Board**

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*Approved by Board July 11, 2014*

**ACUPUNCTURE ADVISORY COMMITTEE  
MEETING AGENDA  
BOARD OFFICE/WORKING LUNCH**

June 6, 2014

Noon

**Committee Members:**

Ellen Shefi, LAc, Chair  
Brynn Graham, LAc  
Lena Kuo, MD  
Charlotte Lin, MD  
Siamak Shirazi, LAc  
Terry Smith, Public Member

**Staff:**

Kathleen Haley, JD, Executive Director  
Joseph Thaler, MD, Medical Director  
Nicole Krishnaswami, Operations & Policy Analyst  
Kimberly Fisher, Interim Operations & Policy Analyst  
Netia N. Miles, Licensing Manager  
Shayne J. Nylund, Committee Coordinator

**Guests Present:**

Beth Howlett, LAc, *Oregon Association of Acupuncture and Oriental Medicine (OAAOM)*  
Lisa Rohleder, LAc, *POCA Technical Institute*  
Lori Makinen, *Oregon Veterinary Medical Examining Board*  
Emilio DeBess, DVM  
Gene Bruno, LAc  
Rebecca Seitz, LAc  
Kim Finley, LAc  
Gloria Jacobs  
Gail Roudebush  
Mike Crew, LAc  
Amy Vance  
Carmen Doerge  
John Vella, LAc  
Ron Knight  
Peter Frey  
Wade Phillips, LAc  
Annie Tessar  
Kinsey White  
Moses Cooper, LAc  
Whitsitt Goodston  
Sarah Banon  
Ilya (no last name given)  
Phyllis (no last name given)

Suzanne Bloom  
 Nancy (no last name given)  
 Adam Schotz  
 Mila (no last name given)  
 Adrienne Locke, LAc

**Ms. Shefi called the meeting to order at 12:02 p.m.**

*Ms. Shefi to announce that pursuant to ORS 192.660(2)(f) and ORS 192.660(2)(k), the Acupuncture Advisory Committee of the Oregon Medical Board (OMB) may convene in Executive Session to consider information or records that are exempt by law from public inspection or information obtained as part of an investigation, including information received in confidence by the Board and Acupuncture Advisory Committee, information of a personal nature the disclosure of which would constitute an invasion of privacy, and records which are otherwise confidential under Oregon law. The Acupuncture Advisory Committee will reconvene in Public Session prior to taking any final action. Members of the news media may remain in the room during the Executive Session, but are directed not to report on the specific information discussed during the Executive Session.*

**EXECUTIVE SESSION**

1	Investigative Update from Eric Brown, Chief Investigator	Shefi
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Mr. Brown updated the Committee on licensees currently under investigation.

**COMMITTEE RECOMMENDATION:** Informational item only. No action taken.

**APPLICANT REVIEW**

2	Entity ID: 1024523	Entity ID: 1024523	Shefi
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**COMMITTEE RECOMMENDATION:** The Committee recommended granting an active license. Forward to the full Board for approval

**PUBLIC SESSION- APPLICANT REVIEW**

3	Rivadeneira Almenara, Adriana	Entity ID: 1025501	Shefi
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**COMMITTEE RECOMMENDATION:** The Committee recommended granting an active license via Consent Agreement to be signed by the Executive Director. The agreement will stipulate the applicant will complete 20 hours of mentorship under a Board approved clinical supervisor. Forward to the full Board for approval.

Time Certain: 12:15 p.m.

4	POCA Technical Institute, Presentation by Lisa Rohleder, LAc	Shirazi
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Lisa Rohleder, LAc, executive director of POCA Technical Institute, presented an overview of the new acupuncture school opening this fall. Ms. Rohleder stated the goal of POCA Tech was to keep the overall cost of a student's education under \$25,000. She further commented that POCA Tech was committed to becoming accredited by The Accreditation Commission for Acupuncture and Oriental Medicine (ACAOM). In addition, she stated that graduates are required to pass the National Certification Commission for Acupuncture and Oriental Medicine (NCCAOM) exam once they've completed the program.

After hearing testimony from the public, Mr. Shirazi inquired about what POCA Tech's expected role of the Committee would be. Ms. Rohleder responded that she simply wanted the Committee to be aware of what POCA Tech was doing and that their long term goal was to get people into the acupuncture profession. The Executive Director inquired about the time it would take POCA Tech to become accredited through (ACAOM). Ms. Rohleder responded that POCA Tech cannot become fully accredited until their first class graduates and that the accreditation process can take up to several years.

**COMMITTEE RECOMMENDATION:** Informational item only. No action taken.

Time Certain: 1:00 p.m.

5	Animal Acupuncture, Presentation by Gene Bruno, LAc, President, American Board of Animal Acupuncture	Graham
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Gene Bruno, LAc, presented an overview of the American Board of Animal Acupuncture (ABAA) certification program. He stated the ABAA was established to standardize certification in the profession of animal acupuncture. Mr. Bruno introduced Rebecca Seitz, LAc, who presented ABAA's education program. Ms. Seitz stated that the program consists of six, three-day weekend modules, totaling 138 hours of instruction. She pointed out that 95 hours will be hands on training and 43 hours will be didactic classroom instruction. Mr. Bruno confirmed that the program is only designed for current, licensed acupuncturists who have graduated from an accredited acupuncture school or equivalent. The program will be implemented at the end of November 2014.

Mr. Bruno asked the Committee to add a rule that would require a licensed acupuncturist who practices animal acupuncture in Oregon to have current certification from the ABAA or other certification of equal standards. He also stated that ABAA plans on making the same proposal to the Veterinary Board.

**COMMITTEE RECOMMENDATION:** The Committee recommended conducting legal research to determine if it would be appropriate for the Board to add a rule that would require a licensed acupuncturist who practices animal acupuncture in Oregon to have current certification from the ABAA or other certification of equal standards. The Committee will bring the research back to the December 2014 meeting for discussion.

OREGON ADMINISTRATIVE RULES (OAR)

Please review the Fiscal Impact memo prior to conducting a First Review of rules.

6	OAR 847-070-0037: Limited License, Pending Examination	<b>FIRST REVIEW</b>	Shefi
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The proposed rule amendments revises and clarifies the requirements for an acupuncturist applicant to obtain a Limited License, Pending Examination. Specifically, the proposed rule amendments clarifies that the application is subject to the Board's satisfaction and revises the time period from one year to six months.

**COMMITTEE RECOMMENDATION:** The Committee recommends forwarding rule as written. Forward to the Full Board for review.

DISCUSSION ITEMS

7	Re-Entry to Practice	Shefi
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Ms. Shefi asked for clarity regarding the requirements needed for an acupuncturist to re-enter into practice. The Executive Director responded that an acupuncturist who has ceased practice for 24 or more consecutive months would need a full license under a consent agreement spelling out what would be required to successfully re-enter practice. Ms. Shefi questioned if a mentor or clinical supervisor under re-entry rule 847-070-0045 are one of the same. Staff stated under section (d) of the current rule, mentorship and clinical supervisor are used interchangeably, but acknowledge that the rule could use some clarification. Therefore, it was suggested the rule be amended to clearly reflect the need for a Board-approved mentor

**COMMITTEE RECOMMENDATION:** The Committee recommended changing OAR 847-070-0019(2)(e) and OAR 847-070-0045(4)(d) by replacing *Board-approved clinical supervisor* with *Board-Approved mentor*. The changes will come back to the December 2014 meeting for a First Review.

8	Prevention of Re-Usable Needles in Practice	Graham
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Ms. Shefi indicated there are no current rules which state an acupuncturist has to use disposable needles in practice. She further commented that National Certification Commission for Acupuncture and Oriental Medicine (NCCAOM) highly encourages acupuncturists to only use single-use disposable needles in practice. Ms. Graham suggested there be a rule which states that acupuncturists practicing in Oregon must use single-use disposable needles in practice. She pointed out that the NCCAOM clean needle technique manual states single-use disposable needles must be used when practicing acupuncture.

Staff stated the Board can research the possibility of adding a rule; however, pointed out that the Board has to have a statutory basis and suggested that if the Committee would like to move forward, they should hold a public hearing. It

was pointed out if a rule addition is not possible, there are other opportunities to explore, such as publishing an article in a newsletter or adding a statement of philosophy to the Oregon Medical Board website.

**COMMITTEE RECOMMENDATION:** The Committee recommended conducting legal research for possibly of adding a rule which would prohibit re-usable needles in practice.

9	Review of Board Accepted Minutes from December 6, 2013	Shefi
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Ms. Shefi reviewed the December 2013 Acupuncture Advisory Committee meeting minutes before the Committee.

**COMMITTEE RECOMMENDATION:** Mr. Shirazi moved that the Committee approve the December 2013 Acupuncture Advisory Committee meeting minutes as written. Ms. Graham seconded the motion. The motion unanimously passed.

10	Future Committee and Board Meeting Dates	Kuo
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**COMMITTEE RECOMMENDATION:** The Committee reviewed the upcoming meeting dates. No amendments were suggested. No action taken.

INFORMATIONAL ITEMS

11	Oregon Medical Board Strategic Planning: 2014-2016	Shirazi
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**COMMITTEE RECOMMENDATION:** Informational item only. No action taken.

12	Update on Implementation of the Oregon Common Credentialing Program	Graham
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**COMMITTEE RECOMMENDATION:** Informational item only. No action taken.

13	OAR 847-008-0010; 847-008-0040; 847-008-0058: Fraud or Misrepresentation	<b>FIRST REVIEW</b>	Shefi
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**COMMITTEE RECOMMENDATION:** Informational item only. No action taken.

14	Approved Clinical Supervisors	Kuo
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**COMMITTEE RECOMMENDATION:** The Committee reviewed the list of approved clinical supervisors.

15	Approved Visiting Professors	Shirazi
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**COMMITTEE RECOMMENDATION:** The Committee reviewed the list of approved visiting professors.

16	Public Comment	Shefi
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No public comments were made during this portion of the meeting.

**The Committee adjourned at 2:54 p.m.**