ACUPUNCTURE ADVISORY COMMITTEE
MEETING AGENDA
BOARD OFFICE/WORKING LUNCH

June 3, 2016
Noon

Committee Members:
Brynn Graham, LAc, Chair
Lena Kuo, MD
Charlotte Lin, MD
Siamak Shirazi, LAc
Laura Ocker, LAc

Staff:
Nicole Krishnaswami, JD, Operations & Policy Analyst
Netia N. Miles, Licensing Manager
Shayne J. Nylund, Committee Coordinator

Guests Present:
David Berkshire, LAc
Sarah Evans, LAc
E. Christo Gorawski, LAc, Oregon Association of Acupuncture and Oriental Medicine (OAAOM)
Beth Howlett, LAc, President, OAAOM
Wade McCulloch, LAc
Aja Ngo, LAc
Shoba Satya, LAc
Collin Stoll, LAc

Ms. Graham called the meeting to order at 12:05 p.m.

Ms. Graham to announce that pursuant to ORS 192.660(2)(f) and ORS 192.660(2)(L), 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

Mr. Brown updated the Committee on licensees currently under investigation.

COMMITTEE RECOMMENDATION: Informational item only. No action taken

COMMITTEE RECOMMENDATION: The Committee recommended granting an active license and issuing a Consent Agreement for Re-Entry to Practice for this application. The Agreement will require the applicant to complete a mentorship under a Medical Director-approved mentor for 30 hours per week for eight consecutive weeks and to earn a total of 60 hours of continuing education units within 12 months. Forward to the full Board for review.

PUBLIC SESSION

Acupuncture Advisory Committee Open Acupuncturist Position Interviews:
1) David Berkshire, LAc
2) Sarah Evans, LAc
3) Wade McCulloch, LAc
4) Aja Ngo, LAc
5) Shoba Satya, LAc
6) Collin Stoll, LAc

COMMITTEE RECOMMENDATION: The Committee recommended Collin Stoll, LAc, for the acupuncture member opening on the Acupuncture Advisory Committee. Forward to the full Board for approval.

OREGON ADMINISTRATIVE RULES (OAR)

In reviewing this rule, please consider the Fiscal Impact

The proposed rule amendment adds a definition for Oriental massage and clarifies the definition for physician.

Mr. Shirazi reviewed the proposed rule amendment, which defines “Oriental massage” in OAR 847-070-0005(6):

(a) "Oriental massage" means methods of manual therapy, including manual mobilization, manual traction, compression, rubbing, kneading and percussion, with or without manual implements, for indications including limited range of motion, muscle spasm, pain, scar tissue, contracted tissue and soft tissue swelling, edema and inflammation, as described in instructional programs and materials of Oriental or Asian health care.

(b) Oriental massage as practiced in Oregon does not include high-velocity, short-amplitude, manipulative thrusting procedures to the articulations of the spine or extremities.
The proposed rule amendment also clarifies the definition for “physician” in OAR 847-070-0005(7) to read: "Physician" means an individual licensed to practice medicine as a medical doctor or doctor of osteopathic medicine pursuant to ORS Chapter 677.

The Committee agreed the proposed rule amendment should have no fiscal impact on the Medical Board or other state agencies. Ms. Ocker stated the proposed rule amendment could potentially have a positive financial impact for licensees and the small businesses in which they practice as they may be able to collect reimbursement from insurance companies for certain services provided. She also pointed out this rule clarification could positively impact the public as it could potentially increase access to covered acupuncture services. The fiscal impact to insurance companies is unknown because it is at their discretion whether or not to provide coverage for Oriental massage performed by acupuncturists.

COMMITTEE RECOMMENDATION: Mr. Shirazi moved to approve the proposed rule amendment to OAR 847-070-0005 as written. Dr. Kuo seconded the motion. The motion unanimously passed. Forward to the Full Board for review.

DISUSSION ITEMS

5 Acupuncturists Treating Family and Friends    Shirazi

Mr. Shirazi requested the Committee discuss how acupuncturists deal with treating family members and friends, specifically whether one should chart when providing limited treatment services outside of the normal office setting. The Committee discussed the need to keep records in some format when providing treatment to family and friends.

COMMITTEE RECOMMENDATION: No amendments were suggested. No action taken.

INFORMATIONAL ITEMS

6 Hearing Officer’s Report on Rulemaking Hearing for OAR 847-070-0021 from December 4, 2015    Graham

COMMITTEE RECOMMENDATION: The Committee acknowledged the Hearing Officer’s Report on Rulemaking Hearing for OAR 847-070-0021 from December 4, 2015. Informational item only; no action taken.

7 Review of Board-Approved Minutes from December 4, 2015 and Proposed Minutes from May 6, 2016 Teleconference    Graham

COMMITTEE RECOMMENDATION: The Committee acknowledged the Board-approved minutes from December 4, 2015 and proposed minutes from the May 6, 2016 teleconference meeting. The May 6, 2016 teleconference meeting minutes will be forwarded to the Board for approval.
### COMMITTEE RECOMMENDATION:

**Approved Needling Privileges for Visiting Acupuncturists**

The Committee reviewed the list of approved visiting acupuncturists. Informational item only; no action taken.

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<td>8</td>
<td>Approved Needling Privileges for Visiting Acupuncturists</td>
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**Approved Clinical Supervisors**

The Committee reviewed the list of approved clinical supervisors. Informational item only; no action taken.

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<td>9</td>
<td>Approved Clinical Supervisors</td>
<td>Lin</td>
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**Future Committee and Board Meeting Dates**

The Committee reviewed the upcoming meeting dates. No amendments were suggested. No action taken.

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<td>10</td>
<td>Future Committee and Board Meeting Dates</td>
<td>Kuo</td>
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**Public Comments**

Beth Howlett, LAc, thanked Mr. Shirazi for his service on the Committee. No additional public comments were made during this portion of the meeting.

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<td>11</td>
<td>Public Comments</td>
<td>Graham</td>
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**Farewell to Siamak Shirazi, LAc**

Ms. Graham presented Mr. Shirazi with a plaque in appreciation for his six years of service on the Acupuncture Advisory Committee.

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<td>12</td>
<td>Farewell to Siamak Shirazi, LAc</td>
<td>Graham</td>
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**ADJOURN at 2:00 p.m.**