

TEXAS STATE BOARD OF ACUPUNCTURE EXAMINERS
BOARD MEETING MINUTES
NOVEMBER 1, 2002

The meeting was called to order at 12:15 p.m. by Presiding Officer, Everett G. Heinze, Jr., M.D. Board members present were Pedro (Pete) V. Garcia, Jr.; Dee Ann Newbold, L.Ac.; Claire H. Smith; and Marshall D. Voris, Ph.D., Ed.D., L.Ac. Staff members present were Donald W. Patrick, M.D., J.D., Executive Director; Michele Shackelford, J.D., General Counsel; Jennifer Soffer, J.D., Assistant General Counsel; and various other staff.

Agenda item #2, regarding executive session, was next. It was announced that there was no need for an executive session.

Agenda item #3, regarding the Executive Director's report, was next. Dr. Patrick reported that public scrutiny and recent criticism of the agency has resulted in continued efforts to improve and streamline processes. He announced that plans are being looked at for proficiency testing for physicians; and, although there is opposition by some physicians, the Medical Board is very supportive of the idea and hopes to implement the program in the next several years. Dr. Patrick also reported that he had contacted the Governors Appointments Office regarding the vacancies on the Acupuncture Board and was told that they hope to have those vacancies filled early next year. Ms. Shackelford discussed a legislative proposal from one of the acupuncture associations. Following discussion, Ms. Shackelford asked the board members to provide her with input that she could relay to the association.

Agenda item #4, report on comparison of state education requirements, was next. Tim Speer, Director of Physician Assistants and Acupuncture, presented information comparing acupuncture licensure education requirements in several states.

Agenda item #5, report on procedure for distribution of committee minutes, was next. Following a short report by Ms. Shackelford and discussion by board members, the board directed staff to send out draft minutes to the board members for review within 2-3 weeks following the board meeting. The minutes should be sent by e-mail when possible.

Agenda item #6, rule review and possible amendment to Chapter 183, was next. Ms. Soffer discussed the proposed changes and corrections were made as needed. Ms. Soffer suggested that the board listen to the committee reports prior to making final recommendations regarding the rule changes.

Agenda item #20, regarding the report from the November 1, 2002 Education Committee meeting, was next. Ms. Newbold gave a report, stating that the committee recommended approval of several continuing acupuncture education courses and amendments to □183.20 of board rules regarding CAE requirements. **Mr. Garcia moved, Ms. Smith seconded, and the motion passed to approve the report and action items.**

Agenda item #21, regarding the report from the November 1, 2002 Licensure Committee meeting, was next. Dr. Heinze gave a report, stating that the committee recommended approval of licenses, including one contingent upon receipt of further information, and directed staff to send a letter advising an applicant of his ineligibility. In addition, the committee recommended amendments to □183.4 regarding examinations and Distinguished Professor temporary licenses. **Dr. Voris moved, Mr. Garcia seconded, and the motion passed to approve the report and action items.**

The board returned to agenda item #6 regarding amendments to Chapter 183. Dr. Voris moved, Mr. Garcia seconded, and the motion passed to approve the proposed amendments to Chapter 183 and to refer them to the Standing Orders Committee of the Medical Board for review and publication for comment.

Agenda items #7-15 were not necessary, as there were no orders or cancellations to be considered.

Agenda item #16, regarding the July 19, 2002 Board Meeting minutes, was next. Mr. Garcia moved, Dr. Voris seconded, and the motion passed to approve the minutes.

Agenda item #17, regarding the July 19, 2002 Education Committee Meeting minutes, was next. Ms. Newbold moved, Dr. Voris seconded, and the motion passed to approve the minutes.

Agenda item #18, regarding the July 19, 2002 Licensure Committee Meeting minutes, was next. Mr. Garcia moved, Dr. Voris seconded, and the motion passed to approve the minutes.

Agenda item #19, regarding the July 19, 2002 Discipline and Ethics Committee Meeting minutes, was next. Mr. Garcia moved, Ms. Smith seconded, and the motion passed to approve the minute.

Agenda item #22, regarding the report from the November 1, 2002 Discipline and Ethics Committee meeting, was next. Mr. Garcia gave a report. Dr. Voris moved, Ms. Smith seconded, and the motion passed to approve the minutes and action items.

There being no further business, Dr. Voris moved, Mr. Garcia seconded, and the motion passed to adjourn the meeting at 1:50 p.m.