



## **Texas State Board of Acupuncture Examiners**

### **BOARD MEETING MINUTES**

October 25, 2013

The meeting was called to order at 12:18 p.m. by Allen D. Cline, L.Ac., Presiding Officer. Board members present were Raymond J. Graham, Secretary/ Treasurer; Rodrigo Ceballos, M.D., L.Ac., Assistant Presiding Officer; Suehing Yee Chiang; Linda Drain; Jingyu Gu, L.Ac.; Karen Siegel, L.Ac.; Rachelle Webb, L.Ac. and Rey Ximenes, M.D., L.Ac. Staff members present were Robert Bredt, M.D., Medical Director; Scott Freshour, General Counsel; Tonie Knight, Manager of Licensure; Megan Goode, Special Projects Manager; Rob Blech, Assistant General Counsel; Sarah Tuthill, Assistant General Counsel; and various other staff.

**Agenda item #2, Board Member Report.** Deferred to later in the meeting.

**Agenda item #3, Executive Director's Report.**

**Budget update.** Ms. Goode presented the August 2013 budget and reported the budget end FY13 in good-standing.

**Legislative update.** Ms. Goode gave an update on the bills that were passed during legislation; as specified at the prior board meeting, there was no legislation relating to the practice of acupuncture.

**Audit update.** Ms. Goode reviewed the Internal Audit Plan for FY 14 that will focus on Finance issues specifically cash receipts and mail processing.

Ms. Goode also reported on the completion of the Fiscal Year 2013 Annual Internal Audit plan that focused on Governance.

There were no items under Agenda item #4.

**Agenda item #5, Discussion, recommendation, and possible action regarding Outreach presentations.** Ms. Knight requested guidance on how to pursue to offer presentations to acupuncturists. After discussion, **the Board directed staff to draft two mock presentations and present them at the next meeting for the board to review.**

**Agenda item #6, Discussion, recommendation, and possible action regarding the response from Attorney General for an opinion.** The Board discussed the response from OAG.

**Agenda item #7, Discussion, recommendation, and possible action regarding assessment options for acupuncturists in relation to diagnosis and CPT coding.** The Board discussed concerns for CPT coding, terminology on the agency's website regarding the use of "doctor", who can call themselves a doctor and how it relates to assessment diagnostics. After discussion, **the Board directed staff to research assessment options for acupuncturists in relation to diagnosis and CPT coding, possibly present a clarifying statement at the following meeting.**

There were no items for Agenda items #8-9.

**Agenda item #10, Consideration and Approval of Agreed Board Orders.** After discussion, **Mr. Graham moved, Ms. Siegel seconded, and the motion passed to approve the Agreed Board Order for Gary L. Swan as presented.**

There were no items for Agenda items #11-18.

**Agenda item #19, Consideration and approval of Remedial Plans.** After discussion, **Mr. Gu moved, Ms. Siegel seconded, and the motion passed to approve the Remedial Plan for Yung C. Yeh, as presented.**

**Agenda item #20, Discussion, recommendation, and possible action regarding a petition for a rule change, including proposed amendments to 22 T.A.C. Chapter 183.** Mr. Freshour presented a summary of the petition for a rule change. After discussion, **Ms. Siegel moved, Mr. Graham seconded, and the motion passed to forward proposed amendments to 22 T.A.C. Chapter 183 to the Medical Board for their consideration.**

**Agenda item #21, Public Comments.** Lisa Lin, Mary Boone, Chris Butler, L.Ac; and John Finnel signed-in and presented oral comments.

After discussion, **the Board directed staff to add an agenda item to work on clarifying the use of "doctor"**

**Agenda item #22, Consideration and approval of May 17, 2013 Board Meeting Minutes.** After consideration, **Ms. Siegel moved, Dr. Ceballos seconded, and the motion passed to approve the May 17, 2013 Board Meeting minutes and action items.**

**Agenda item #2, Board Member Report.**

**Resolutions.** Mr. Cline presented a board resolution to Karen Siegel, L.Ac., thanking her for her service and dedication as a member of the Acupuncture Board.

**Agenda item #23, Committee reports and the consideration and approval of committee action items.**

Ms. Webb gave a report of the Education Committee meeting. **Mr. Graham moved, Dr. Ceballos, seconded, and the motion passed to approve the Education Committee minutes and action items.**

Mr. Cline gave a report of the Licensure Committee meeting. **Dr. Ximenes moved, Ms. Webb seconded, and the motion passed to approve the Licensure Committee minutes and action items.**

Mr. Siegel gave a report of the Disciplinary and Ethics Committee meeting. **Mr. Cline moved, Mr. Graham seconded, and the motion passed to approve the Disciplinary and Ethics Committee minutes and action items.**

**Agenda item #24, Adjourn. There being no further agenda items, the meeting adjourned at 2:05 p.m.**