



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

### **BOARD MEETING MINUTES**

October 26, 2012

The meeting was called to order at 11:16 a.m. by Allen D. Cline, L.Ac., Presiding Officer. Board members present were Terry G. Rascoe, M.D., Assistant Presiding Officer; Raymond J. Graham, Secretary/ Treasurer; Chun-Hwei Chernly, L.Ac.; Karen Siegel, L.Ac.; Rachelle L. Webb, L.Ac.; and Reynaldo Ximenes, M.D. Suehing Yee Chiang and Linda Drain were not present. Staff members present were Mari Robinson, Executive Director; Robert Bredt, M.D., Medical Director; Tonie Knight, Manager of Licensure; Jennifer Kaufman, Assistant General Counsel; Megan Goode, Special Projects; and various other staff.

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

**Review of Chiropractic Acupuncture Specialty Meeting.** Mr. Cline gave a brief summary on a chiropractic acupuncture specialty meeting that he and Ms. Webb attended.

**Title Usage Update.** Mr. Cline gave an update on the title usage statement that is now located on the agency's website.

**Agenda item #3, Executive Director Report.** Ms. Robinson introduced Medical Director, Dr. Robert Bredt, M.D.

**Budget.** Ms. Robinson presented a budget update report.

**Legislative update.** Ms. Robinson gave a brief statement on Interim Charge 1 related to House Public Health in which the prescriptive delegation relationships between PAs, APNs and Physicians are being reviewed. House Public Health is looking to streamlining current delegation requirements on PAs/APNs.

Staff will be tracking bills related to the board during the legislative session.

Ms. Robinson gave a brief report of the Strategic Plan being submitted for fiscal years 2013-2017 as well as the Legislative Appropriations Request (LAR) for FY14-15.

Ms. Robinson gave an overview of the creation of the Institute for Health Care Quality & Efficiency Committee that was created from Senate Bill 7. The committee is currently reviewing how to collect healthcare data and plan to submit a report in the near future.

Ms. Robinson gave a brief summary of House Bill 300 and the requirements related to Health Information Technology (HIT). HIT is still in the initial stages but will be working on standardizing formats for the electronic release of requested health records.

**Enforcement report.** Ms. Robinson presented the August 2012 Enforcement Report and reviewed the Investigation, Litigation, and Compliance statistics related to acupuncturists.

**Chiropractic rule update.** Previously discussed during agenda item # 2.

**Agenda item #4, Medical Director Report.** Dr. Bredt, new Medical Director, introduced himself to the board.

**Agenda item # 5, Discussion, recommendation, and possible action regarding a request for an Attorney General's opinion related to advertising as herbal pharmacies.** Ms. Kaufman gave a background summary on the final draft letter to Attorney General's office, seeking the AG's opinion related to advertising as herbal pharmacies. Ms. Lisa Lin, the Texas Association of Acupuncturists, signed in and gave oral comments. After discussion, the Board directed staff to send the issue to the stakeholders for their opinion before sending the drafted letter to the AG's office.

**Agenda item #6, Discussion, recommendation, and possible action regarding expanding treatment options related to acute pain.** Ms. Siegel reviewed the guidelines for treating chronic pain. After discussion, it was determined that the guidelines are statutory and would require legislative action.

**Agenda item #7, Review, discussion, and possible action regarding selected files and cases.** After discussion, **Dr. Rascoe moved, Mr. Graham seconded, and the motion passed to approve to dismiss Log #12-0467.**

**Agenda item #8, Consideration and Approval of Non-Public Rehabilitation Orders and Modification Request/Termination Request of Non-Public Rehabilitation Orders.** After consideration, **Ms. Siegel moved, Dr. Ximenes seconded, and the motion passed to approve the Termination Granted of Rehabilitation Order #1.**

There were no items for agenda items #9-13.

**Agenda item #14, Consideration and Approval of Remedial Plans.** After consideration, **Dr. Rascoe moved, Ms. Siegel seconded, and the motion passed to approve the Remedial Plan for Vanessa Fritz, L.Ac.**

There were no items for agenda items #15-20.

**Agenda item #21, Public Comments.** Wally Doggett, Lisa Lin and Mary Boone, signed-in and presented public comments.

**Agenda item #22, Consideration and approval of May 11, 2012 Board Meeting Minutes.** After consideration, **Mr. Graham moved, Dr. Rascoe seconded, and the motion passed to approve the May 11, 2012 Board Meeting minutes and action items.**

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

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

Dr. Ximenes gave a report of the CPT Coding Committee meeting. **Dr. Ximenes moved, Mr. Graham seconded, and the motion passed to approve the CPT Coding Committee minutes and action items.**

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

**Agenda item #25, Adjourn.** There being no further agenda items, the meeting adjourned at 12:58 p.m.