



Texas State Board of Acupuncture Examiners

BOARD MEETING

FRIDAY, September 16, 2022

The meeting was called to order on September 16, 2022 at 9:01 a.m. by Donna S. Guthery, L.Ac., Presiding Officer. Board members present were Grant E. Weidler, MAOM, L.Ac; Elisabeth Lee "Ellee" Carlson, D.A.O.M., L.Ac; Maria M. Garcia; Samantha Gonzalez; Mary E. Hebert, M.D.; and Rey Ximenes, M.D. Raymond J. Graham and Sheri J. Davidson, L.Ac did not attend. Staff members present were Stephen "Brint" Carlton, J.D., Executive Director; Scott Freshour, J.D., General Counsel; Robert Bredt, M.D., Medical Director; and various other staff.

Agenda Item #2, Board Member Report. Nothing to report.

Agenda Item #3, Executive Director's Report.

Budget update. Joey Estrada, CFO, gave an update on the agency's budget. The agency was able to execute 100% of its budget and collected 30% more in revenue than anticipated. The budget for 2023 is looking pretty good and department budgets are being finalized. The agency's LAR was submitted back in July.

Internal Audit Update. Mr. Carlton gave an update on the findings of the Internal Audit of the Texas Physician Health Program.

New Building Update. Mr. Carlton gave an update on the new building TMB is due to move in on October 24th.

Mr. Carlton proposed to the board recommendations to reduce the number of Acupuncture Board meetings per year. The board directed staff to carry out the recommendations as discussed.

Agenda Item #4, Medical Director Report. Nothing to report.

Agenda Item #5, Consideration and possible action regarding pending litigation. Nothing to report.

Agenda Item #6, Discussion, recommendation and possible action regarding referrals from the Texas Physician Health Program. Nothing to report.

Agenda Item #7, Discussion, recommendation, and possible action regarding requests to become approved providers. Dr. Ximenes moved to recommend to the full board that ACE

Acupuncture be accepted as an approved provider. Ms. Guthery seconded the motion. All voted in favor and the motion passed.

Agenda Item #8, Report from staff on renewal of approved providers. Ms. Unterborn reported that two providers, Academy of Oriental Medicine at Austin and American College of Acupuncture & Oriental Medicine, were renewed as an approved provider.

Agenda Item #9, Report from staff of continuing education courses approved. Ms. Unterborn provided a report on approved continuing education courses.

Agenda Item #10, Discussion, recommendation, and possible action regarding requests for approval of continuing acupuncture education courses. There were none.

Agenda Item #11, Discussion, recommendation and possible action regarding applicants appearing concerning eligibility. There were none.

Agenda Item #12, Discussion, recommendation, and possible action regarding applicants for a Texas Acupuncture License. Ms. Unterborn reported that there were 20 applicants who met all requirements to be considered for permanent licensure by the full Board. **Dr. Ximenes moved to recommend that the 20 acupuncture licensure applicants determined to meet eligibility requirements by staff be approved.** Ms. Guthery seconded the motion. All voted in favor and the motion passed.

There were no items for Agenda Items Agenda Item #13-16.

Agenda Item #17, Consideration and Approval of Remedial Plans. After discussion, Dr. Weidler moved, Ms. Guthery seconded and the motion passed to approve the Remedial Plan for Dong-Rae Park, AC.

There were no items for Agenda Items Agenda Item #18-27.

Agenda Item #29, Consideration and Approval of the May 6, 2022 Board Meeting Minutes. After consideration, Ms. Guthery moved, Mr. Weidler seconded, and the motion passed to approve the May 6, 2022 board meeting minutes.

Agenda Item #30, Discussion, recommendation, and possible action related to board meeting dates. Mr. Carlton reported that the next meeting will be in August 2023 per the board's previous discussion.

Agenda Item #28, Open forum for Public Comments. Wally Doggett made public comments.

Agenda Item #31, Adjourn. There being no further items, **Dr. Ximenes moved, Ms. Hebert seconded, and the motion passed to adjourn the meeting at 9:37 am.**