



ACUPUNCTURE BOARD
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(916) 515-5200 FAX (916) 928-2204 www.acupuncture.ca.gov

Members of the Board

Dr. Amy Matecki, M.D., L.Ac.,
President, Licensed Member
Kitman Chan, Vice President,
Public Member
John Harabedian,
Public Member
Ruben Osorio,
Public Member
Vacant, Licensed Member
Vacant, Licensed Member
Vacant, Public Member

NOTICE OF ACUPUNCTURE BOARD MEETING
June 28 & 29, 2018

LOCATION:
Handlery Hotel San Diego
The Tower Room
950 Hotel Circle North
San Diego, CA 92108

AGENDA – 9:30 a.m., Thursday, June 28, 2018

- 1. Call to Order, Roll Call, and Establishment of Quorum (Dr. Matecki)**
- 2. President's Remarks (Dr. Matecki)**
Welcoming message and meeting information
- 3. Public Comment on Items Not on the Agenda (Dr. Matecki)**
The Board may not discuss or take action on any matter raised during the Public Comment section that is not included on this agenda, except whether to decide to place the matter on the agenda of a future meeting. (Government Code §§ 11125, 11125.7(a).)
- 4. Petition for Reinstatement of Acupuncture License –**
Brian Kim (aka Byung Chang Kim) –9:30 a.m.
- 5. Petition for Early Termination of Probation –**
Kyung Kim (AC# 14723) – 11:00 a.m.

CLOSED SESSION

- 6. Pursuant to Government Code section 11126(c)(3), the Board will convene in closed session to deliberate on a decision to be reached in the above Petitions.**

RECONVENE OPEN SESSION

- 7. Review and Approval of October 20, 2017 Board Meeting Minutes (Marc Johnson)**
- 8. Review and Approval of November 17, 2017 Board Meeting Minutes (Marc Johnson)**
- 9. Review and Approval of December 15, 2017 Board Meeting Minutes (Marc Johnson)**
- 10. Review and Approval of March 30, 2018 Board Meeting Minutes (Marc Johnson)**
- 11. Review and Approval of April 13, 2018 Board Meeting Minutes (Marc Johnson)**
- 12. Recess until Friday, June 29, 2018 at 9:00 a.m.**

AGENDA – 9:00 a.m., Friday, June 29, 2018

- 13. Call to Order, Roll Call, and Establishment of Quorum (Dr. Matecki)**
- 14. President’s Report (Dr. Matecki)**
- 15. Public Comment on Items Not on the Agenda (Dr. Matecki)**
The Board may not discuss or take action on any matter raised during the Public Comment section that is not included on this agenda, except whether to decide to place the matter on the agenda of a future meeting. (Government Code §§ 11125, 11125.7(a).)
- 16. Executive Officer’s Report (Ben Bodea)**
 - (A) Staff Update
 - (B) Budget Update
 - (C) Outreach Update
- 17. Enforcement Report (Kristine Brothers)**
 - (A) Q1 17-18 Enforcement Report
 - (B) Q2 17-18 Enforcement Report
 - (C) Q3 17-18 Enforcement Report
- 18. Education Report (Jay Herdt)**
 - (A) Status of Curriculum Reviews
 - (B) Continuing Education and Audit Update
 - (C) Sunset Review Recommendations
- 19. Examination Report (Tammy Stadley)**
 - (A) Examination Statistics
 - (B) Transition to Computer-Based Testing for the California Acupuncture Licensing Exam
- 20. Regulatory Update (Marc Johnson)**
 - (A) Title 16, CCR §1399.451(a) –
Hand Hygiene Requirements
 - (B) Title 16, CCR §1399.455 –
Advertising Guidelines: Display of License Number in Advertising
 - (C) Title 16, CCR §1399.469.4 –
Prohibited Sexual Acts
 - (D) Title 16, CCR §1399.482.2 –
Continuing Education Ethics Requirement
- 21. Discussion and Possible Board Action on Current Legislation (Marc Johnson)**
 - (A) **AB 767 (Quirk-Silva)**
Master Business License Act
 - (B) **AB 1659 (Low)**
Healing arts boards: inactive licenses

(C) **AB 2138 (Chiu and Low)**

Licensing boards: denial of application: revocation of licensure: criminal conviction

(D) **AB 3142 (Committee on Business and Professions) -**

Acupuncture Licensure Act: Acupuncture Board

(E) **SB 762 (Hernandez)**

Healing arts licensee: license activation fee: waiver

(F) **SB 1448 (Hill) –**

Healing arts licensees: probation status: disclosure

22. Discussion and Possible Board Action on 2018-2021 Acupuncture Board Strategic Plan (Ben Bodea)

23. Discussion and Possible Board Action on Proposed Acupuncture Board 2018 Update to Disciplinary Guidelines and Implementation of Uniform Standards Related to Substance-Abusing Licensees (Kristine Brothers and Marc Johnson)

(A) Proposed text to amend the title of Division 13.7 of Title 16 of the California Code of Regulations; create new Article 6.1 of Chapter 13.7 of Title 16 of the California Code of Regulations; create new Article 6.2 of Chapter 13.7 of Title 16 of the California Code of Regulations; and amend Section 1399.469 of Article 6.2 of Chapter 13.7 of Title 16 of the California Code of Regulations

(B) Acupuncture Board Disciplinary Guidelines (Rev. June 2018)

(C) California Acupuncture Board Uniform Standards Related to Substance-Abusing Licensees (June 2018)

24. Future Agenda Items (Dr. Matecki)

25. Adjournment

Informational Notes:

The agenda, as well as any available Board meeting minutes and materials, can be found on the California Acupuncture Board's website: www.acupuncture.ca.gov. Discussion and action may be taken on any item on the agenda. The time and order of agenda items are approximate and subject to change at the discretion of the Board President; agenda items scheduled for a particular day may be moved or continued to an earlier or later day to facilitate the effective transaction of business.

In accordance with the Bagley-Keene Open Meeting Act, all meetings of the Board are open to the public. The Board plans to webcast this meeting at: <https://thedcapage.wordpress.com/webcasts/>. Webcast availability cannot, however, be guaranteed due to limitations on resources or other technical difficulties that may arise. If you wish to participate or to have a guaranteed opportunity to observe, please plan to attend at a physical location. Adjournment, if it is the only item that occurs after a closed session, may not be webcast.

Government Code section 11125.7 provides the opportunity for the public to address each agenda item during discussion or consideration by the Board or prior to the Board taking any action on said item. Members of the public will be provided appropriate opportunities to comment on any issues before the Board, but the Board President may, at his or her discretion, apportion available time

among those who wish to speak. Individuals may appear before the Board to discuss items not on the agenda; however, the Board can neither discuss nor take official action on these items at the time of the same meeting. (Government Code sections 11125, 11125.7(a)).

Board meetings are open to the public and are held in barrier free facilities that are accessible to those with physical disabilities in accordance with the Americans with Disabilities Act (ADA). If you are a person with a disability requiring disability-related modifications or accommodations to participate in the meeting, including auxiliary aids or services please contact Erica Bautista, Administrative Coordinator at (916) 515-5202; Fax: (916) 928-2204. You may dial a voice TTY Communications Assistant at 711. Requests should be made as soon as possible, but at least five (5) working days prior to the scheduled meeting.