

APPROVED

ADVISORY BOARD ON ACUPUNCTURE MINUTES

Wednesday, February 6, 2013
Perimeter Center
9960 Mayland Drive
Board Room 3, 2nd Floor
Henrico, Virginia

The Advisory Board on Acupuncture met on Wednesday, February 6, 2013 at 10:00 a.m. at the Department of Health Professions, Perimeter Center, 9960 Mayland Drive, Henrico, VA.

MEMBERS PRESENT: Elaine Komarow, L. Ac., Chair
Lynn Almloff, L. Ac., Vice Chair
Mari K. Eder
Chheany Ung, MD
Floyd Herdrich, L. Ac.

MEMBERS ABSENT: None

STAFF PRESENT: Alan Heaberlin, Deputy Executive Director-Licensure
Elaine Yeatts, Senior Regulatory Analyst
Beulah Baptist Archer, Licensing Specialist

GUESTS PRESENT: Matthew Stanley -ASVA
Janet L. Borges - ASVA
Jennifer Nemeth, NCCAOM
Stephanie Mills, NCCAOM

CALL TO ORDER

Ms. Komarow called the meeting to order.

EMERGENCY EVACUATION PROCEDURES

Alan Heaberlin announced the Emergency Egress Procedures

ROLL CALL - The roll was called and a quorum was declared.

APPROVAL OF MINUTES FROM October 3, 2012

Mari Eder moved to revise Agenda Item #3 of the minutes from October 3, 2012, to read “Lynn Almloff inquired if current regulations provide for an unlicensed person to perform acupuncture in an educational setting under the supervision of the L.Ac. in Virginia.

Mari Eder moved to approve the minutes of October 3, 2012 as revised. The motion was seconded and carried.

ADOPTION OF AGENDA

Lynn Almloff moved to adopt the agenda. The motion was seconded and carried.

PUBLIC COMMENT ON AGENDA ITEMS

Janet Borges of the Acupuncture Society of Virginia addressed the Advisory Board on agenda item #2. Ms. Borges requested the Advisory Board consider the following 3 items: 1) to update section 18VAC85-110-50 of the Regulations Governing the Practice of Licensed Acupuncturists to reflect the current educational standards set by the Accreditation Commission for Acupuncture and Oriental Medicine (ACAOM); 2) her organization supports requiring NCCAOM certification for licensure and renewal and 3) her organization supports the repeal of language in 18VAC85-110-100 that requires written documentation for a diagnostic evaluation by a physician.

Stephanie Mills of the National Certification Commission for Acupuncture (NCCAOM) addressed the Advisory Board on agenda item #3. Ms. Mills stated that removing NCCAOM certification from the regulations for licensure and renewal of licensure would cause an increase in the number of ethics violations. She further stated that the trend among states is to require recertification by NCCAOM upon renewal of licensure. Lastly, she stated that part of the NCCAOM’s mission is to monitor competency of its members. Requiring membership in NCCAOM will assist the Advisory Board in ensuring that its members are competent and safe to practice.

Jennifer Nieman of NCCAOM opined to the Advisory Board that the thoroughness of the recertification process assures the competency of its members to practice.

NEW BUSIENSS

#1. Regulatory / Legislative Report –Elaine Yeatts

Ms. Yeatts informed the Advisory Board of bills of interest from the 2013 session of the General Assembly. No action was required.

#2. Review of Regulatory Revisions – Elaine Yeatts

As part of the Governor's Regulatory Reform Project, Ms. Yeatts reviewed the Regulations Governing the Practice of Licensed Acupuncturists with the Advisory Board to determine if any regulation could be revised or repealed. Ms. Yeatts reviewed and discussed with the Advisory Board the following changes recommended by Board staff:

- 18VAC85-110-50. Educational Requirements: Graduates of approved institutions or programs in the United States subparagraph B "three quarters" will be changed to "four quarters." Subparagraph C will be revised to reflect the current educational standards set by the Accreditation Commission for Acupuncture and Oriental Medicine (ACAOM).
- 18VAC85-110-60(B) include the language "or by a translating service" at the end of the sentence.
- 18VAC85-110-130. Maintenance of patient records will be repealed. This repeal does not affect 18VAC85-110-176 Patient records.

Dr. Chheany Ung made a motion for fast-track action to amend the regulations as recommended by Board staff. The motion was seconded and carried.

As part of the regulatory review, Ms Yeatts stated that acupuncturists have no authority over Physical Therapists who have a guidance document by which they may practice Dry Needling. Dry needling can be performed by doctors who are qualified to practice acupuncture. Ms. Yeatts reminded the Advisory Board that dry needling is not acupuncture.

3. NCCAOM Renewal

Lynn Almloff retracted her original statement from October 3, 2012 regarding deletion of certification by NCCAOM. She supports NCCAOM's stringent credential process.

4. Review of Applications

Floyd Herdrich moved to table the review applications until the next meeting. The motion was seconded and carried.

ANNOUNCEMENTS

There were no announcements.

NEXT SCHEDULED MEETING: June 5, 2013 at 10:00 a.m.

ADJOURNMENT

The advisory board meeting was adjourned at 12:35 p.m.

Elaine W. Komarow, L.Ac., Chair

William L. Harp, M.D., Executive Director

Beulah Baptist Archer, Licensing Specialist