

BOARD OF ACUPUNCTURE
Professional & Vocational Licensing Division
Department of Commerce and Consumer Affairs
State of Hawaii

MINUTES OF MEETING

The agenda for this meeting was filed with the Office of the Lt. Governor, as required by §92-7(b), Hawaii Revised Statutes ("HRS")

Date: Thursday, October 4, 2012
Time: 1:00 p.m.
Place: King Kalakaua Conference Room
King Kalakaua Building, 1st Floor
335 Merchant Street
Honolulu, Hawaii 96813

Members Present: Michael Howden, L.Ac., Chairperson
Mike Hashimoto, D.Ac., Member
Jayne Tsuchiyama, L.Ac., Member

Staff Present: Christine Rutkowski, Executive Officer
Steven H. Levins, Deputy Attorney General
Alice Worthy, Secretary

Absent: Dr. James Corcoran, Member

Guests: Christina Kapothanasis, HOMAA

Call to Order: There being a quorum established, Chair Howden called the meeting to order at 1:13 p.m.

Agenda Additions
or Revisions: None.

Election of Officers: With a motion by Dr. Hashimoto, seconded by Ms. Tsuchiyama, it was unanimously carried to defer the election of officers until all members of the board are present.

Minutes of
Previous Meeting: Minutes of the August 2, 2012 Meeting

It was moved by Ms. Tsuchiyama, seconded by Dr. Hashimoto, and unanimously carried to approve the minutes of the August 2, 2012 meeting, as amended:

Page 2, under agenda items Election of Officers and Minutes of Previous Meeting: the motions were made by Dr. Hashimoto and seconded by Dr. Corcoran.

At 1:16 p.m., it was moved by Dr. Hashimoto, seconded by Ms. Tsuchiyama, and unanimously carried to enter into Executive Session to consider and evaluate personal information relating to the individual applying for licensure in accordance with Chapter 92-5(a) (1), and to consult with the Board's attorney on questions and issues pertaining to the Board's powers, duties, privileges, immunities, and liabilities in accordance with Chapter 92-5(a) (4), Hawaii Revised Statutes.

Executive Session
George Montes, Jr.

At 1:21 p.m., it was moved by Ms. Tsuchiyama, seconded by Dr. Hashimoto, and unanimously carried to return to the Board's order of business.

Applications:

Intern Permit

George Montes, Jr.

Board members reviewed the application and supporting documents submitted by applicant.

After discussion, it was moved by Ms. Tsuchiyama, seconded by Dr. Hashimoto, and unanimously carried to approve the application for an acupuncture intern permit for George Montes, Jr.

Ratifications

Board members reviewed the list of licenses and intern permits. It was moved by Ms. Tsuchiyama, seconded by Dr. Hashimoto, and unanimously carried to ratify the applications of the individuals as listed for respective approvals sought (attached).

Chair's Report:

None.

Executive Officer's Report:

The Executive Officer reconfirmed with the members who will be attending the October 24, 2012 orientation. Dr. Hashimoto stated that he will be attending, and Ms. Tsuchiyama stated that she will not be able to attend the orientation. The Chair attended a similar orientation last year.

New Business:

September 13, 2012 Request from Andre Sorger Requesting Active/Inactive Status be made Available to Hawaii Acupuncturists

In response to Mr. Sorger's request, the Executive Officer explained that there is no inactive license status for Hawaii licensed acupuncturists.

The Executive Officer referred to a discussion the Board had at its August 2011 meeting and §436B-13.3, HRS, regarding inactive/reactivation of licenses.

Dr. Hashimoto provided copies of proposed draft provisions for inactive license status.

The Executive Officer also referred to a similar email request in which the Board discussed on whether an inactive status should be created, and if it did, would the inactive licensee be required to complete additional requirements on reactivation. It was suggested that the inactive licensee could be required to complete continuing education, demonstrate that the licensee is currently licensed in another jurisdiction and that its license is in good standing. The Executive Officer stated that chapter 436B, HRS, has a provision that the Board could use as a means to implement an inactive status; however, the Board's rules would have to be revised if the Board wanted the licensees to meet additional requirements, when reactivating the license.

After a brief discussion, members agreed to study inactive status for acupuncture licensees. Board members agreed by consensus that licensees should be required to show proof of continued competency on reactivation. Therefore, based on §436B-13.3, HRS, the Board is required to revise its administrative rules in order to impose the requirement. Board members agreed to include this in the discussion of rule revisions. The Executive Officer was requested to respond to Mr. Sorger and relay the Board's decision.

Unfinished Business: Possible Amendments to Ch. 436E, HRS, §§436E-2, 3, 3.6, 4, 5, 6, 10, 12, 13 and 14

Discussions continued on the proposed amendments to Ch. 436E.

Dr. Hashimoto provided copies of a proposed draft regarding the inactive license provisions.

There was discussion regarding renaming the board, intern permit requirements, exemptions and use of the doctor of acupuncture title.

Due to time constraints, the Board agreed to continue its discussion on the rule revisions at its next meeting.

Report of the Rules Investigative Committee Regarding §§16-72-3, 4, 5, 11, 14, 17, 20.1, 23, 33 and 57

Due to time constraints, the Committee's report was deferred until the next meeting.

Open Forum: None.

Next Meeting: Thursday, December 6, 2012
1:00 p.m.
King Kalakaua Conference Room
King Kalakaua Building, 1st Floor
Honolulu, Hawaii 96813

Adjournment: Chairperson Howden adjourned the meeting at 2:57 p.m.

Taken and recorded by:

/s/ Alice Worthy

Alice Worthy, Secretary

Reviewed and approved by:

/s/ Christine Rutkowski

Christine Rutkowski, Executive Officer

CR:aw
11/2/12

[X] Minutes approved as is.
[] Minutes approved with changes. See Minutes of _____.

ACUPUNCTURE RATIFICATION OCT. 2012

NAME	TYPE	APPROVED
Shinichi Yoshida	intern	7/20/12
Jacqueline Haenschke	intern	7/20/12
Maria Norman	license	8/16/12
Kathy Edwards	license	8/23/12
Melanie Biddle	license	7/16/12
Whitney Horstman	license	8/23/12
Randall Johnson	license	8/23/12
Erica Dicosmo	license	8/30/12
Vanessa Stretton	license	8/30/12
Colleen Smith	license	8/24/12