



1747 N. Market Blvd., Suite 180
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Members of the Board

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Vacant, Licensed Member
Vacant, Public Member

BOARD MEETING

Action may be taken on any item listed on the agenda

October 25 - 26, 2018

LOCATION:

Alta Bates Summit Medical Center
2450 Ashby Avenue
Auditorium # 3
Berkeley, CA 94705
(this meeting will not be webcast)

AGENDA – 9:30 a.m., Thursday, October 25, 2018

- 1. Call to Order, Roll Call, and Establishment of Quorum (Dr. Amy Matecki, President)**
- 2. President’s Remarks (Dr. Amy Matecki)**
Welcoming message and meeting information
- 3. Public Comment on Items Not on the Agenda (Dr. Amy 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 a Surrendered Acupuncture License – Pill Han (AC# 14493) – 9:30 a.m.**
- 5. Petition for Reinstatement of a Revoked Acupuncture License – Steven Chen Jing Xia (AC# 8907) – 11:30 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



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7. Discussion on Whether to Proceed with Previously Discussed Rulemaking Packages and Prioritization (Marc Johnson, Policy Coordinator)

(A) To Amend Existing Section, Title 16, CCR §1399.451(a) –

Treatment Procedures: Hand Hygiene Requirements

(B) To Amend Existing Section, Title 16, CCR §1399.455 –

Advertising Guidelines: Display of License Number in Advertising

(C) To Adopt New Section, Title 16, CCR §1399.469.4 –

Prohibited Sexual Acts

8. Discussion on Amending Title 16, CCR §§ 1399.483, 1399.489 (Continuing Education Ethics Requirements) (Marc Johnson)

9. Discussion 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 (Low and Hill)**

Acupuncture Licensure Act: Acupuncture Board

(E) **SB 1448 (Hill)**

Healing arts licensees: probation status: disclosure

10. Possible Approval of the June 28-29, 2018 Meeting Minutes (Marc Johnson)

Recess until Friday, October 26, 2018 at 9:00 a.m.



AGENDA – 9:00 a.m., Friday, October 26, 2018

- 11. Call to Order, Roll Call, and Establishment of Quorum (Dr. Amy Matecki)**
- 12. President’s Report (Dr. Amy Matecki)**
 - (A) Welcoming message and meeting information
 - (B) 2019 Meeting Calendar
- 13. Public Comment on Items Not on the Agenda (Dr. Amy Matecki)**

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- 14. Executive Officer’s Report (Ben Bodea, Executive Officer)**
 - (A) Staff Update
 - (B) Budget Update
 - (C) Outreach Update
- 15. Enforcement Report (Kristine Brothers, Enforcement Coordinator)**
 - (A) Q4 17-18 Enforcement Report
 - (B) Q1 18-19 Enforcement Report
- 16. Education Report (Jay Herdt, Education Coordinator)**
 - (A) Status of Curriculum Reviews
 - (B) Continuing Education and Audit Report
 - (C) Update on the Continued Collaboration with the Bureau for Private Post-Secondary Education and the Accreditation Commission for Acupuncture and Oriental Medicine
- 17. Update on Transition to Computer-Based Testing for the California Acupuncture Licensing Exam (Tammy Stadley, Exam Analyst)**
- 18. Update from the National Certification Commission for Acupuncture and Oriental Medicine (NCCAOM) (Dr. Kory Ward-Cook, CEO of NCCAOM)**
- 19. Updates from Acupuncture Professional Associations**
- 20. Possible Approval of Amendments to the 2018-2022 Acupuncture Board Strategic Plan (Ben Bodea)**



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- 21. Discussion of Acupuncture Licensure Standards and Reciprocity Throughout the United States (Ben Bodea and Marc Johnson)**
- 22. Discussion on the Following Previously Discussed Rulemaking Package (Kristine Brothers and Marc Johnson)**
 - (A) To Amend the Title of Division 13.7 of Title 16 of the California Code of Regulations;
 - (B) To Adopt “Article 6.1. Citations” of Division 13.7 of the California Code of Regulations to Include Title 16, CCR §§ 1399.463-1399.468;
 - (C) To Adopt “Article 6.2. Enforcement” of Division 13.7 of the California Code of Regulations to Include Title 16, CCR §§ 1399.469-1399.469.3;
 - (D) To Amend Title 16, CCR § 1399.469 (Disciplinary Guidelines and Uniform Standards Related to Substance Abusing Licensees)
- 23. Future Agenda Items (Dr. Amy Matecki)**
- 24. Adjournment (Dr. Amy Matecki)**

Informational Notes:

Discussion and action may be taken on any item on the agenda. 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. 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. If you wish to participate or to have a guaranteed opportunity to observe, please plan to attend at the physical location.

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.