



NOTICE OF ACUPUNCTURE BOARD MEETING

February 16, 2012

Department of Consumer Affairs
1747 North Market Boulevard
1st Floor Hearing Room
Sacramento, CA 95834

Acupuncture Board Members

Robert Brewer, Chair, Public Member
Charles Kim, Vice Chair, Public Member
AnYork Lee, L.Ac.
Paul Weisman, Public Member
George Wedemeyer, Public Member

AGENDA

FULL BOARD MEETING - 8:30 a.m.

1. Call to Order and Establishment of a Quorum
2. Election of Officers
3. 8:30 a.m HEARING: Petition for Early Termination of Probation or Modification
Petitioner: Raul L. Caoili (Case No. PETP-1A-2009-30)

CLOSED SESSION

4. Pursuant to Government Code Section 11126(c)(3) the board will convene in closed session to deliberate on the Petition and take action on disciplinary matters.

OPEN SESSION – Announcement Regarding Closed Session

5. Approval of November 17, 2011 Meeting Minutes – (Discussion/Action) **Tab A**
6. Executive Officer's Report **Tab B**
 - Board Update
 - DCA Update
 - Budget Update
 - Sunset Review
7. Legislation Update - (Discussion/Action)
 - a. SB 628 (Yee) - Chinese Medicine Traumatology
 - b. AB 1431 (Committee on Accountability and Administrative Review) – Government Reports

8. **Enforcement Business** – (Discussion/Action)
 - a. Enforcement Case Report
 - b. Blue Ribbon Panel Task Force Report

9. **Education Business** – (Discussion/Action)
 - a. Education Committee Report
 - b. Proposed Regulatory Language to add Ethics CE Requirement

10. **Examination Business** – (Discussion/Action)
 - a. Examination Committee Report
 - b. February 23, 2012 Examination

11. **Future Agenda Items**

12. **Public Comments**

Tab C

CLOSED SESSION

13. **The Board will convene in closed session to evaluate the Executive Officer (Government Code Section 11126(a)(1)).**

OPEN SESSION

14. **Adjournment**

Public Comment on items of discussion will be taken during each item. Time limitations will be determined by the Chairperson. Times are approximate and subject to change. Action may be taken on any item listed on the Agenda.

**THIS AGENDA, AS WELL AS BOARD MEETING MINUTES, CAN BE FOUND ON THE
ACUPUNCTURE BOARD'S WEBSITE AT
*www.acupuncture.ca.gov***

Please Note: 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 need additional reasonable accommodations, please make your request no later than five (5) business days before this meeting. Please direct any questions regarding this meeting to the Administrative Technician at (916) 515-5200; FAX (916) 928-2204.



Draft
**ACUPUNCTURE BOARD
MEETING MINUTES**

DCA Headquarters, Sacramento

FULL BOARD MEETING
November 17, 2011

Members Present

Robert Brewer, Public Member, Chair
Charles Kim, Public Member
Anyork Lee, L.Ac,
Paul Weisman, Public Member
George Wedemeyer, Public Member

Staff Present

Janelle Wedge, Executive Officer
Spencer Walker, Staff Counsel
Kristine Brothers, Enforcement Coordinator
Benjamin Bodea, Education Coordinator

Guest List on File

1. Call Meeting to Order and Establishment of Quorum

Quorum Established Meeting called to order at 8:46 am

**2. Hearing: Petition for Reinstatement of Surrendered License
Petitioner: Byung Chang Kim (Case No. PRRL-1A-2011-150)**

The Board heard the Petition.

3. CLOSED SESSION

4. Approval of August 25, 2011 Meeting Minutes

ANYORK LEE MOTIONED TO APPROVE THE AUGUST 25, 2011 MINUTES. GEORGE WEDEMAYER SECONDED.

5-0-0 MOTION PASSED

5. Chair's Report

Chair Brewer reported on the increased workload on office staff with three vacancies. He noted that the hiring freeze is still in effect.

6. Executive Officer's Report

Executive Officer Janelle Wedge gave her report to the Board.

7. Legislation Update

a. SB 628 (Yee) - Chinese Medicine Traumatology

Chair Brewer stated that the need for this does not make sense and that it would lend to create more confusion than help the public. Bill Mosca, representing CSOMA and CCAA, agreed explaining that there is no certification for exam, no defined scope of practice and no CE requirement. He added that it would confuse jurisdictional authority between boards and practitioners, as well as significant fiscal concerns regarding revenues from fees. He urged the board to oppose. Ted Priebe stated NGAOM opposes the bill.

**PAUL WEISMAN MOTIONED TO OPPOSE SB 628. CHARLES KIM SECONDED.
4 – 0 – 1 ANYORK LEE ABSTAINED. MOTION PASSED**

8. Regulatory Update

a. Proposed Regulatory Language to Eliminate Multi Language Exam

Bill Mosca, representing CSOMA, shared concerns that limiting to English may cause the loss of the Chinese & Korean technical terminology. He asked the Board take great effort to retain these source terms. He also noted that this would limit the practitioners that California receives that come from overseas. CSOMA recommends a period of three years prior to instantiation to allow for currently matriculating students. Carol Chen of Nine Star University asserted that it would be impossible for students in the other language tracks to learn their material in that language then test in English. She also warned that eliminating Chinese, Korean or Pinyin would limit the education. Chair Brewer clarified that the aim is not to do away with the source of the practice but to ensure that licensees are fully proficient in the English language in their practice. Michael, also from Nine Star University, stated there is no need for this restriction, as all students in the Chinese or Korean track need to take and pass TOEFL to be eligible to sit for the exam. Executive Officer Janelle Wedge noted an English-only exam would allow for a more equal field as translations from English can actually give more information to examinees in Korean and Chinese. Johnny Wong of UCPCM reported that their Board opposes the English-only licensing exam. Ted Priebe of NGAOM stated their organization is in support of the bill. Ron Zaidman, President of Five Branches, urged the Board realize that California's leadership in alternative healthcare has been a result of the multi-cultural/lingual environment. He also notes that translations to English vary with each translator, within native English speakers as well as native Chinese and Korean speakers. Sunny Kim, president of Golden State University, stated that Chinese and Korean students forced to take the English exam will no longer study Chinese or Korean texts, causing them to lose knowledge of the classic texts. Instead she urged greater English proficiency requirements. She opposed limiting the exam to English-only. James Berlino, the English Program Director at Dongguk University, stated that he is only speaking for himself when he says that English proficiency is a real issue yet the multi-lingual exam is beneficial for the profession. He urged the board to pursue pathways to even the exam playing field. Member Wiesman noted that the Acupuncture exam

should be fair to all students. He stated that this Board is the only Board to offer the exam in multiple languages. He believes that students currently in the Chinese or Korean language track should be given a few years to finish out their program but that this English-only exam change should be put on notice to all students in acupuncture. Member Wedemeyer also noted the TOEFL exam is in place to insure proficiency. He continued to note that the authors of the Acupuncture Act were aware that the multi-lingual exam was expected to be phased out at some point. Member Lee shared that the Board should look at short-term, mid-term and long term solutions ultimately leading to English only.

Chair Brewer noted that the loss of two Board members has prevented the Examination and Education Committees from convening. He suggested appointing a new committee to discuss the exam. He appointed AnYork Lee and himself as members for the English Language Exam Committee. He dissolved the now incomplete Examination Committee until the time that it's needed again. The Committee intends to meet before the next meeting in February.

b. Proposed Regulatory Language to Implement AB 2699 – Sponsored Events

Legal Counsel Spencer Walker suggested breaking up the issue into smaller actions accounting for the fee, the educational requirements, and the number of times to be used.

PAUL WEISMAN MOTIONED TO SET \$25.00 AS THE PROCESSING FEE. CHARLES KIM SECONDED.

5 – 0 – 0 MOTION PASSED

CHARLES KIM MOTIONED TO NOT REQUIRE ANY ADDITIONAL EDUCATION REQUIREMENTS FOR THE TEN DAY HEALTH EVENT PASS. GEORGE WEDEMEYER SECONDED.

5 – 0 – 0 MOTION PASSED

PAUL WEISMAN MOTIONED TO SET THE LIMIT TO FOUR TIMES IN A CALENDAR FOR USE OF THE SPONSORED HEALTH EVENT EXEMPTION. GEORGE WEDEMEYER SECONDED.

5 – 0 – 0 MOTION PASSED

GEORGE WEDEMEYER MOTIONED TO APPROVE THE SPONSORED FREE HEALTH FAIR EXEMPTION REGULATION AS AMENDED, GIVING THE EXECUTIVE OFFICER AUTHORIZATION TO MAKE NON-SUBSTANTIAL CHANGES. PAUL WEISMAN SECONDED.

5 – 0 – 0 MOTION PASSED

9. Enforcement Business

a. Enforcement Case Report

Kristine Brothers provided the Board with the Enforcement Case Report.

b. Primary Care Definition

George Wedemeyer asked why the Blue Ribbon Panel has not yet met. Chair Brewer responded that staff and budgetary constraints have held up the process. Member Wedemeyer stated that arriving at a definition of Primary Care would allow a more rapid development of acupuncture especially with regards to integration with western medicine. Chair Brewer asked Member Wedemeyer if his definition of primary care will do away with practices of acupuncture that are at odds with western medicine. Ted Priebe responded that primary care as currently defined requires knowledge in greater competencies than current Acupuncture Programs are teaching. Chair Brewer asked if this would encompass adding courses to the curriculum or removing current courses. Mr. Priebe responded that more courses would be added. Chair Brewer asked what additional courses would be added. Mr. Priebe responded that standardized physiology, anatomy and pathology courses and biomedical courses. This would allow practitioners the ability to work in specialty centers as well as more hospital settings.

Counsel Walker states that the term primary care is used only once in the Acupuncture Act to establish intent. The Board does not have the authority to change the definition. It must be changed by statute. Member Lee suggests that instead of arguing over a definition we can push for more in-depth in anatomy, physiology and pathology. This will greatly help Acupuncturists especially when communicating with other health care professionals. Greg Sperber, of Pacific College, shared that current studies are moving away from evidence-based medicine, as is being used to define primary care, towards evidence-informed. Ron Zaidman suggested that a balance be reached between eastern to western medicine while properly preparing the practitioner in their specialty of eastern medicine. Member Wedemeyer also noted the high un/under-employment of graduating acupuncturists. Bill Mosca notes that access to acupuncture is a reason for reason the workforce issue. He acknowledged that there is no magic bullet for this issue but if systems, like Medicare, start covering a new modality, like acupuncture in the US, the modality grows much more rapidly.

Counsel Walker suggested that focusing on a definition on primary care would ultimately mislead an employer as to where an practitioner's competencies lie. Focusing on the education practitioners should receive would likely yield results in line with what everyone is hoping to be addressed. Counsel Walker suggested tabling the Primary Care issue and setting up a committee to address the education. Chair Brewer tabled the discussion and creates the Education Committee. Chair Brewer appointed Member Lee and himself to the Education Committee. If the staff and resources allow, they would like to meet twice before the next Board Meeting.

10. Education Business

a. Golden State University

The last approval of Golden State University's Acupuncture Program was invalidated by the non-confirmation of the two Board Members Nancy Carroll and Frank He and must be voted on again. Education Coordinator Benjamin Bodea presented to the Board that the school has met all the Board's requirements and are awaiting their approval. Counsel Walker recommends that the Board ratify the Board's previous action to approve Golden State University.

ROBERT BREWER MOVED TO RATIFY THE BOARDS APPROVAL OF GSU. PAUL WEISMAN SECONDED.

3 – 0 – 2 ANYORK LEE AND CHARLES KIM ABSTAINED. MOTION PASSED

GOLDEN STATE UNIVERSITY'S ACUPUNCTURE PROGRAM HAS BEEN APPROVED AND RATIFICATION TAKES THE APPROVAL DATE BACK TO THE ORIGINAL MOTION AT THE PREVIOUS AUGUST 25, 2012 MEETING.

b. Continuing Education/Competency

Member Weisman stated that he's researched other Board's ethics requirements as a part of their continuing education. He's found several that do require it and would like the Board to motion to include an ethics requirement as a part of continuing education.

PAUL WEISMAN MOTIONS TO DIRECT JANELLE TO DRAFT LANGUAGE FOR AN ETHICS COMPONENT BE REQUIRED AS PART OF CONTINUING EDUCATION FOR L. AC'S. CHARLES KIM SECONDED.

5 - 0 - 0 MOTION PASSED

Member Wedemeyer pointed out several approved continuing education classes he felt were not a part of the scope for acupuncturists or miscategorized. He asked that Board staff review these courses.

Bill Mosca recommends that the Board set forth requirements for advertisements for continuing education.

c. Supplemental Education for Foreign Students

Member Kim stated that cultural differences among the foreign trained practitioners leaves many of them in the dark with how practices are conducted here. He suggests requiring certain competencies be required for foreign students. Carla Wilson, professor at ACTCM, approved of the additional education including studies in ethics/jurisprudence, counseling skills, cultural acclimation, OSHA standards and HIPAA regulations. Bill Mosca also suggested the topics Medical Billing due to the fraud potential and English language medical terminology.

d. Acupuncture Research

Chair Brewer asked for an appraisal of research in the field of acupuncture today, encouraging more to be conducted, tying it into the educational institutions and thus the educational curriculum. Benjamin Deerhoef recommended looking into Outcomes-based research that is beginning to be carried out.

11. Examination Business

a. August 16, 2011 Examination

Executive Officer, Janelle Wedge, stated the results of the August examination.

12. Petitions Pursuant to B& P Code Section 4967(b)

a. Sung Soo Kim (license cancelled 12/1/02)

CHARLES KIM MOTIONS TO AWARD MIKE KIM A NEW LICENSE. ROBERT BREWER SECONDS.

2 - 3 - 0 PETITION DENIED

b. Gou Chen Cheng (license called 2/1/11)

PAUL WEISMAN MOTIONS TO DENY AWARDING GOU CHEN CHENG A NEW LICENSE WITHOUT TAKING THE EXAM. CHARLES KIM SECONDS.

4 – 0 – 1 ANYORK LEE ABSTAINS PETITION DENIED

c. Jaehee Kim (license cancelled 8/1/09)

PAUL WEISMAN MOTIONS TO DENY AWARDING JAEHEE KIM A NEW LICENSE WITHOUT TAKING THE EXAM. CHARLES KIM SECONDS.

4 – 0 – 1 ANYORK LEE ABSTAINS PETITION DENIED

d. Roy Dittmann (license cancelled 11/1/01)

PAUL WEISMAN MOTIONS TO DENY AWARDING ROY DITTMAN A NEW LICENSE WITHOUT TAKING THE EXAM. CHARLES KIM SECONDS.

4 – 0 – 1 ANYORK LEE ABSTAINS PETITION DENIED

13. Set 2012 Acupuncture Board meeting Dates

The Board Meetings for 2012 have been scheduled as follows: Thursday, February 16 in Sacramento, Thursday, May 17 in Los Angeles, Thursday, August 9 in Sacramento, and Thursday, November 15 in San Francisco.

a. Board Member Training

Member Wedemeyer asked for this to be tabled to the next meeting.

14. Future Agenda Items

Board Member Training and School Review

15. Public Comments

16. Adjournment

Meeting adjourned at 4:56 pm.

ACUPUNCTURE BOARD Executive Officer's Report

Agenda Item: 6.0
Date: February 2012

- **Board Updates**

It is my understanding that the Governor's Office is actively working to fill our two board member vacancies. Hopefully we will have new appointments by our next meeting in May.

Kristine Brothers has started a years' maternity leave. This is in addition to our other three vacancies. We have just received approval to fill two of these vacancies and hopefully have them filled within the next couple of months.

I wanted to take this opportunity to acknowledge and commend the hard working staff of the Acupuncture Board.

- **DCA Update**

Major changes have occurred within DCA. Brian Stiger has left DCA to become the Director of the Los Angeles County Consumer Affairs.

Denise Brown has been appointed as the new DCA Director. Ms. Brown has served in DCA in multiple position from 1977 to 2009, including Chief Deputy Director from 1999-2004.

Awet Kidane has been appointed Chief Deputy Director of DCA. Mr. Kidane most recently was Chief of Staff to Assembly member Steven Bradford and was Senior Advisor to Speaker of the Assembly Karen Bass from 2008 to 2009.

Reichel Everhart has been appointed as Deputy Director for Board and Bureau Relations. Prior to her appointment, Ms. Everhart had been Senior Advisor to the Director of DCA since 2011 and served as Chief of Staff to Assembly member Cathleen Galgiani from 2006 to 2011.

- **Budget Update**

Attached please find the 2011/12 Expenditure Projection Report which was prepared as of December 31, 2011. Also attached is an Analysis of our Fund Condition.

- **Sunset Review**

The Board is still waiting to be given a hearing date for our Sunset Review with the Senate Committee on Business, Professions and Economic Development. I have been notified that the consultant assigned to review our report has left the Senate B & P Committee so it is anticipated there will be a delay in scheduling a hearing.

Fund # 0108

Expense Index # 6500

**ACUPUNCTURE BOARD
BUDGET REPORT
2011/12 EXPENDITURE PROJECTIONS
Dec-2011**

December 31, 2011

MONTH 6

OBJECT DESCRIPTION	FY 2010/11		FY 2011/12				
	Actual Expend (MONTH 13)	PY EXPENDITURES AS OF 12/31/10	BUDGET ALLOTMENT	CY EXPENDITURES 12/31/2011	Percent of Budget SPENT	PROJECTIONS TO YR END	Unencumbered Balance
PERSONNEL SERVICES							
Salary & Wages	255,951	136,831	333,247	122,319	37%	249,189	84,058
Temp Help 907	8,667	3,478		4,142		9,941	(9,941)
Statutory Exempt	76,385	37,407	80,347	39,607	49%	80,473	(126)
Board 901,920	2,000	700	7,463	1,100	15%	2,400	5,063
Overtime	42	42		77		200	(200)
Benefits	137,817	73,102	206,918	66,487	32%	131,933	74,985
Salary Savings			(14,698)		0%		(14,698)
TOTAL PERS SVS	480,862	251,560	613,277	233,732	38%	474,136	139,141
OPERATING EXPENSES & EQUIPMENT							
General Expense	11,577	2,978	51,004	3,994	8%	12,000	39,004
Minor Equipment	5,200		0	1,554		1,554	(1,554)
Fingerprints	816	102	20,045	1,020	5%	3,500	16,545
Printing	4,428	402	21,708	276	1%	5,200	16,508
Communication	6,239	2,479	19,458	1,618	8%	6,400	13,058
Postage	24,657	9,746	34,773	11,456	33%	26,000	8,773
Noc-Insurance	0						0
Travel In state	29,692	9,843	42,141	10,916	26%	26,198	15,943
Travel Out of state	0		0				0
Training	1,141	13	3,129	88	3%	1,000	2,129
Facilities Ops	171,180	59,152	65,195	57,741	89%	87,000	(21,805)
C&P Serv. Internal	0		11,264		0%	11,264	0
C&P Serv. External	0		3,965		0%	3,965	0
PRORATA							
DP Billing (OIS)	72,972	37,582	82,980	42,102	51%	82,980	0
Indirect Distrib Costs (OAS)	71,598	33,731	73,347	36,062	49%	73,347	0
Interagency Services	0	0	650		0%	650	0
Interagency Agreeemt (OER)	203,246	203,246	333,119	210,824	63%	210,000	123,119
DOI Prorata	2,353	1,352	2,972	1,486	50%	2,972	0
Public Affairs (Formally CED)	5,013	3,448	5,044	2,522	50%	5,044	0
CCRD	3,262	1,634	5,210	2,605	50%	5,210	0
OPP Support Svcs	0						0
Consol. Data Cen (Teale)	737	830	2,642	173	7%	1,000	1,642
Information Technology	10,337		3,494		0%	8,000	(4,506)
Cental Admin Svcs (Statewide Pr	82,078	41,039	102,748	51,374	50%	102,748	0
EXAMS							
Exam supplies & freight			25		0%		25
Exam Contracts (admin ext ser	308,525	308,525	286,772	289,498	101%	289,498	(2,726)
Expert Examiners/SMEs	28,619	13,139	83,944	14,190	17%	30,000	53,944
Interest Penalties							0
ENFORCEMENT							
Attorney General	211,950	109,605	379,123	81,027	21%	235,000	144,123
Off of Admin Hearings	26,605	7,355	106,670	5,824	5%	28,000	78,670
Evidence/Witness	10,573	994	10,795	9,450	88%	10,600	195
Court Reporter Svcs	1,385	410		1,081		1,500	(1,500)
Div of Investigations	214,733	125,081	209,691	104,846	50%	209,691	0
Major Equipment							0
Special Adjustments (ARF)							0
Vehicle Operations	190		2,650		0%	300	2,350
Total OE & E	1,509,106	972,686	1,964,558	941,727	48%	1,480,621	483,937
Total Personal Services	480,862	251,560	613,277	233,732	38%	474,136	139,141
TOTAL EXPENDITURES	1,989,968	1,224,246	2,577,835	1,175,459	46%	1,954,757	623,078
Sch Reimbursements	(5,749)	(2,747)	(23,000)	(2,960)	13%	(6,000)	(17,000)
Unsch Reimbursements	(39,108)	(18,763)		(26,446)		(26,446)	
TOTAL	1,945,111	1,202,736	2,554,835	1,146,053	45%	1,922,311	632,524
Surplus/Deficit							24.8%
Prorata: Budget = Expenditure							

0108 - Acupuncture Analysis of Fund Condition

Prepared 12/9/2011

(Dollars in Thousands)

12-13 Proposed Gov Budget

	Actual 2010-2011	CY 2011-2012	Governor's Budget BY 2012-2013	BY+1 2013-2014	BY+2 2014-15
BEGINNING BALANCE	\$ 5,286	\$ 5,764	\$ 670	\$ 444	\$ 167
Prior Year Adjustment	\$ (7)	\$ -	\$ -	\$ -	\$ -
Adjusted Beginning Balance	\$ 5,279	\$ 5,764	\$ 670	\$ 444	\$ 167
REVENUES AND TRANSFERS					
Revenues:					
125600 Other regulatory fees	\$ 36	\$ 39	\$ 37	\$ 37	\$ 37
125700 Other regulatory licenses and permits	\$ 716	\$ 786	\$ 786	\$ 786	\$ 786
125800 Renewal fees	\$ 1,641	\$ 1,577	\$ 1,707	\$ 1,707	\$ 1,707
125900 Delinquent fees	\$ 12	\$ 12	\$ 12	\$ 12	\$ 12
141200 Sales of documents	\$ -	\$ -	\$ -	\$ -	\$ -
142500 Miscellaneous services to the public	\$ 2	\$ 2	\$ 2	\$ 2	\$ 2
150300 Income from surplus money investments	\$ 27	\$ 52	\$ 4	\$ 3	\$ 1
150500 Interest Income From Interfund Loans	\$ -	\$ -	\$ -	\$ -	\$ -
160400 Sale of fixed assets	\$ -	\$ -	\$ -	\$ -	\$ -
161000 Escheat of unclaimed checks and warrants	\$ 3	\$ 3	\$ 3	\$ 3	\$ 3
161400 Miscellaneous revenues	\$ -	\$ -	\$ -	\$ -	\$ -
Totals, Revenues	\$ 2,437	\$ 2,471	\$ 2,551	\$ 2,550	\$ 2,548
Transfers from Other Funds					
GF 11-12 Loan Repayment					
Transfers to Other Funds					
Proposed GF P Proposed GF Loan		\$ -5,000			
Totals, Revenues and Transfers	\$ 2,437	\$ -2,529	\$ 2,551	\$ 2,550	\$ 2,548
Totals, Resources	\$ 7,716	\$ 3,235	\$ 3,221	\$ 2,994	\$ 2,715
EXPENDITURES					
Disbursements:					
8840 FSCU (State Operations) - DOF update	\$ 5	\$ 3	\$ 3		
8860 FSCU (State Operations)	\$ -	\$ -	\$ -	\$ -	\$ -
8880 Financial Information System for CA (State Operations)	\$ 2	\$ 8	\$ 2		
1110 Program Expenditures (State Operations)	\$ 1,945	\$ 2,554	\$ 2,772	\$ 2,827	\$ 2,884
Total Disbursements	\$ 1,952	\$ 2,565	\$ 2,777	\$ 2,827	\$ 2,884
FUND BALANCE					
Reserve for economic uncertainties	\$ 5,764	\$ 670	\$ 444	\$ 167	\$ -169
Months in Reserve	27.0	2.9	1.9	0.7	-0.7

NOTES:

- A. ASSUMES WORKLOAD AND REVENUE PROJECTIONS ARE REALIZED
- B. EXPENDITURE GROWTH PROJECTED AT 2% BEGINNING FY 2012-13

Continuing Education Ethics Requirement

In 2000, CCR section 1399.489.2, which related to continuing education in practice management and medical ethics was repealed. The reason provided for the repeal was as follows:

Goals and Objectives of Proposed Regulation(s):

"Existing regulation limits the amount of hours in continuing education classes to be taken by an acupuncturist in acupuncture practice management or medical ethics to four hours.

The proposed regulatory change would repeal this section in order to eliminate the limitation on the amount of continuing education hours which can be taken in practice management and medical ethics."

The language of section 1399.489.2 prior to its repeal was as follows:

1399.489.2. Continuing Education: Courses in Practice Management and Medical Ethics.

(a) An acupuncturist shall be allowed to use up to four (4) hours of continuing education in acupuncture practice management or medical ethics per year to meet his or her continuing education requirements.

It is recommended to resurrect section 1399.489.2 with the following, revised language:

1399.489.2. Continuing Education: Course in Medical Ethics.

(a) An acupuncturist shall take no less than ____ () hours of continuing education in medical ethics per year to meet his or her continuing education requirements.