

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 February 15, 2018
- Time: 1:00 p.m.
- Place: Princess Likelike Conference Room  
King Kalakaua Building, 3<sup>rd</sup> Floor  
335 Merchant Street  
Honolulu, Hawaii 96813
- Members Present: Jayne Tsuchiyama, D.A.O.M, D.Ac., Chairperson  
Joni Kroll, Member, D.Ac., Vice-Chairperson  
Mike Hashimoto, D.Ac., Member  
Ellen Roos-Marr, Member  
James Corcoran, Ph.D., Member
- Staff Present: Carol Kramer, Executive Officer  
Krishna Jayaram, Esq., Deputy Attorney General (“DAG”)  
Ronni-Ann Bumgarner, Secretary
- Guest: Koji Kajiwara, President of Hawaii Acupuncture Association
- Call to Order: There being a quorum established, Dr. Tsuchiyama called the meeting to order at 1:14 p.m.
- Approval of the Minutes: It was moved by Dr. Kroll, seconded by Dr. Hashimoto, and unanimously carried to approve the Board meeting minutes of December 7, 2017.
- Executive Officers Report: a. 2018 Legislative Session Delegate
- Executive Officer Kramer asked for a volunteer who would represent the Board as legislative delegate. The delegate would testify on behalf of the Board should the need arise.
- Chairperson Tsuchiyama volunteered to be the legislative delegate and Dr. Kroll volunteered to be the back-up.
- Applications: a. Ratifications
- It was moved by Dr. Kroll, seconded by Dr. Tsuchiyama, and

unanimously carried to ratify the following list of licensees that have been issued:

Acupuncturists

ACU 1224 COURTNEY M DUSSCHEE  
ACU 1225 SARAH YU  
ACU 1226 DEANNA R AHIGIAN  
ACU 1227 OLENA BILOKON  
ACU 1228 MAILE HORITA  
ACU 1229 RACHEL E MOTTA  
ACU 1230 KRISTEN R MCCORMACK

Interns

415 SVETLANA BRUSOVANIK  
417 BRIAN D PIERCE  
416 RABAKKA FULKERSON  
418 BARBARA J AKANA

Old Business: a. Proposed Rule Revisions, HAR Title 16, Chap. 72 Subchapters 1-11

The Board discussed and revised Subchapters below:

Subchapter 2 Definitions

Add "Acupuncture school means a college, institute or school that is accredited or recognized as a candidate for accreditation to ACAOM for first professional acupuncture/Oriental medicine and post-professional programs."

§ 16-72-3 Definitions

Add definition of a foreign school under "Acupuncture School."

- (3) In the case of a foreign school an acupuncture school means institute, school or college which is licensed, approved, or accredited by the appropriate governmental authority or an agency recognized by a governmental authority of that country and whose curriculum is approved by the board.

Subchapter 3 Authorized Practice; Scope of Practice; License

§ 16-72-4 Authorized practice of acupuncture

An acupuncture practitioner is authorized to diagnose and treat the human body by piercing and stimulating certain acupuncture point or points to regulate the flow and balance of energy, neurovascular, immunological, endocrine and pain pathways. Techniques included acupressure, electrical, mechanical, thermal therapy, moxibustion,

cupping, laser acupuncture, auricular acupuncture, lifestyle and dietary consultation and traditional therapeutic means, including prescribing and dispensing herbal medicine.

At 2:15 p.m. DAG Jayaram joined the meeting.

§ 16-72-5 Scope of practice of acupuncture

Acupuncture is used in a wide range of treatment. However, the board recognizes that guidelines on the scope of practice of an acupuncture practitioner should be imposed and establishes the following permissible practices of authorized treatment which consists of pain relief and analgesia; functional and musculoskeletal disorders, including functional components of diseases; and the maintenance of well-being, promotion of health, and physiological balance. Permanently implanted needle procedures are not allowed.

§ 16-72-6 Records

A licensee shall keep accurate and secure records of each patient the licensee treats. If paper files, shall be stored in a locked cabinet. If electronic records, shall be digitally secured. The records shall include the name of the patient, date of birth, date/date(s) treatment was performed, the indication and nature of treatment given, supplements and herbal prescription and any other relevant data deemed important by the licensee. Records shall be kept on file for at least five years and shall be open to inspection at any time by the board or a duly authorized representative.

§ 16-72-11 Add "Acupuncture student in clinical practice"

- a) An acupuncture student intern shall be authorized to engage in the practice of acupuncture provided that the intern is under the on-site, direct supervision of the licensee who is registered with the board to supervise the student. The clinic and licensee must be under the umbrella of the acupuncture school.

Add new section:

§ 16-72- Duties and minimum standards of a supervising license/acupuncturist/acupuncture practitioner:

A supervising acupuncturist/acupuncture practitioner shall:

- (1) supervise all acupuncture treatments provided by an acupuncture student intern;
- (2) be responsible for managing all aspects of the acupuncture treatment provided by the acupuncture student intern;

- (3) shall permit only individuals with a current student intern permit to engage in the practice of acupuncture in the clinic of the accredited program;
- (4) shall inform all patients that treatment they will be receiving will be provided by a student intern;
- (5) ensure that every student intern wears a name tag that identifies the student by their name and the term "acupuncture student intern". The term "acupuncture student intern" shall be at least one-half inches in height.
- (6) Any violation of this section shall constitute professional misconduct in violation of this chapter and chapter 436E, HRS.

#### Subchapter 4 Education and Training Requirements

Replace (a) with:

§ 16-72-14 Formal education and training requirements. (a) An applicant shall submit satisfactory proof of graduation from an acupuncture school with satisfactory proof of completing a course of study of formal education and clinical training equal to or higher than current ACAOM requirements.

- (1) To satisfy formal the educational requirements, the applicant shall complete an acupuncture and traditional herbal medicine course of study equal to or higher than current ACAOM requirements.
- (2) To satisfy the clinical training requirements the applicant shall complete a course of training consisting of equal to or higher than current ACAOM requirements. The clinical training requirements shall be obtained at an approved acupuncture school and shall not be obtained from a licensed acupuncturist in private practice or another clinical setting unless it is part of the clinical training curriculum of such school.

Delete (b), (c)

§ 16-72-17 Academic standards for the use of titles. (a) Subject to the provisions herein, a licensee may use an earned degree title if the licensee has completed education in an approved acupuncture school.

Replace (b) with:

- (b) A licensee who was previously authorized by the board to use a doctoral designation D.Ac. may continue to use that designation.
- (c) No licensee shall be allowed to use the doctoral designations "Doctor of Acupuncture", D.Ac. or similar title, unless that licensee has applied to and received the approval of board to use the designation. In order for the licensee to receive the board's

approval, the licensee shall demonstrate that the licensee has an earned doctoral degree from an approved acupuncture school.

Delete (c)(1) and (2)

At 2:56 p.m. Mr. Corcoran was excused from the meeting.

Next Meeting:

Thursday, April 5, 2018  
1:00 p.m.  
Princess Likelike Conference Room  
King Kalakaua Building, 3<sup>rd</sup> Floor  
Honolulu, Hawaii 96813

Adjournment: Dr. Tsuchiyama adjourned the meeting at 2:59 p.m.

Taken and recorded by:

/s/Ronni-Ann Bumgarner

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Ronni-Ann Bumgarner, Secretary

Reviewed and approved by:

/s/Carol Kramer

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Carol Kramer, Executive Officer

CK:rb  
02/23/17

- [ x ] Minutes approved as is.  
[ ] Minutes approved with changes. See Minutes of \_\_\_\_\_.