

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, June 13, 2019

Time: 1:00 p.m.

Place: Princess Likelike Conference Room
King Kalakaua Building, 3rd Floor
335 Merchant Street
Honolulu, Hawaii 96813

Members Present: Jayne Tsuchiyama, D.A.O.M, D.Ac., Chairperson
Joni Kroll, D.Ac., Vice-Chairperson
Deborah McMenemy, L.Ac., D.A.O.M
James Corcoran, Ph.D., Member

Excused: Ellen Roos-Marr, Member

Staff Present: Relley Araceley, Executive Officer
W. Max Levins, Esq., Deputy Attorney General (“DAG”)
Jessica Mullin, Secretary

Guests: Dr. Wai Low, Institute of Clinical Acupuncture and Oriental Medicine (ICAOM)

Call to Order: There being a quorum established, Dr. Tsuchiyama called the meeting to order at 1:05 p.m.

Approval of the Minutes: It was moved by Dr. Corcoran, seconded by Dr. Kroll, and unanimously carried to approve the Board meeting minutes of April 4, 2019 with changes.

After some discussion, the following changes to the minutes were requested (underlined material added, while bracketed material is to be deleted):

Subchapter 6 Examinations

§16-72-33 Examination. (a) Effective Jan 2020, all licensed acupuncture practitioners must provide proof of active diplomat status of Oriental Medicine with NCCAOM or its successor testing agency.

Subchapter 3 Authorized Practice; Scope of Practice; License

§16-72-4 An acupuncture practitioner is authorized to examine and diagnose for the purpose of treatment of the human body by piercing and/or stimulating certain acupuncture point or points to regulate the [flow and balance of energy,] neurovascular, immunological, endocrine and pain pathways and the flow and balance of energy.

Executive Officer's Report:

a. Inquiry regarding ordering lab work

Executive Officer Araceley informed the Board that he had received an inquiry about whether acupuncturists in Hawaii are allowed to order lab work. The Board explained that the current scope of practice does not include the ability to order lab tests.

b. Inquiry into "battlefield acupuncture" by the Veteran Affairs Department

Executive Officer Araceley informed the Board that he had received an inquiry about "battlefield acupuncture," and whether it required a license to practice.

The Board discussed "battlefield acupuncture" and "battlefield acupuncture," which Uniformed Services University has purview over and uses interchangeably. When it is done on federal land, the practice falls under federal law.

In Hawaii, an individual must have a license in acupuncture to practice "battlefield acupuncture" and/or "battlefield acupuncture."

c. Clarification on testing requirements

Executive Officer Araceley asked the Board if the Foundation of Oriental Medicine (FOM) exam is equivalent to the Acupuncture Comprehensive Exam (ACE) scores. The Board does recognize the ACE score in place of the FOM.

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 1272 Elena Y. Kozmidi
ACU 1273 Danika Cheryl Yuko Odama
ACU 1274 Sandra G. Gil Romero

Interns

439 Bret Shimizu

b. Applications

Allison Kozlowski

Executive Officer Araceley informed the Board that there was no longer a need to discuss this application.

DAG Levins left the room at 1:30 p.m.

New Business: a. ACAOM Changes to Accredited/Pre-accredited Program Degree Structure

Chair Tsuchiyama shared news from the Accredited Commission for Acupuncture and Oriental Medicine (ACAOM) regarding degree structure and naming conventions for the professional acupuncture community. ACAOM approved a revised degree structure with title designations that will bring consistency to the field and profession of acupuncture.

Ongoing Business: a. Finalizing Hawaii Administrative Rules (HAR) Chapter 16-72 Revisions

After some discussion, the following changes were requested (underlined material added, while bracketed material is to be deleted):

Subchapter 3 Authorized Practice; Scope of Practice; License

§16-72-4 Authorized practice of acupuncture. An acupuncture practitioner is authorized to ~~conduct~~ examine and diagnose for the

purpose of treatment of the human body by means of stimulation of a piercing and/or stimulating certain acupuncture point or points to regulate neurovascular, immunological, endocrine and pain pathways and for the purpose of controlling and regulating the flow and balance of energy in the body. The practice includes cutaneous or invasive stimulation of specific points on the skin with needles. Techniques included are the techniques of piercing the skin by inserting needles and point stimulation by the use of acupressure, electrical, mechanical, thermal therapy, moxibustion, cupping, laser acupuncture, acupuncture injection therapy, auricular acupuncture, lifestyle and dietary consultation and or traditional therapeutic means-, including prescribing and dispensing herbal medicine.

Subchapter 6 Examinations

DAG Levins entered the room at 2:02 p.m.

§16-72-33 Examination. Effective January 2020, all applicants applying for license as an acupuncturist shall pass all exams administered by the National Certification Commission for Acupuncture and Oriental Medicine's (NCCAOM), or its successor testing agency, necessary to obtain an Oriental Medicine Diplomate or its equivalent as determined by the board.

Dr. Corcoran left the room at 2:17 p.m.

Subchapter 7 License Renewal

There was discussion relating to the inability of previous licensees to meet NCCAOM Diplomate status. The Board noted that the intent of the examinations changes is to require continuing education courses.

§16-72-46 Renewal. Upon renewing their license all licensees licensed after January 1, 2020 must show proof of current NCCAOM diplomate status.

- (a) Licensees licensed prior to January 1, 2020 may choose to provide 30 continuing education credit hours approved by the NCCAOM wherein 1 credit hour must be in Ethics and 1 credit hour in Acupuncture Safety. Licensees must hold a current, valid CPR (cardiopulmonary resuscitation) certification approved by the American Red Cross or the American Heart Association.

It was moved by Dr. Kroll, seconded by Dr. Corcoran, and unanimously carried to approve the abovementioned changes.

Next Meeting: Thursday, August 1, 2019
1:00 p.m.
Princess Likelike Conference Room
King Kalakaua Building, 3rd Floor
Honolulu, Hawaii 96813

Adjournment: Dr. Tsuchiyama adjourned the meeting at 3:58 p.m.

Taken and recorded by:

/s/Jessica T. Mullin

Jessica T. Mullin, Secretary

Reviewed and approved by:

/s/Relley Araceley

Relley Araceley, Executive Officer

RA:jtm
07/12/19

- Minutes approved as is.
 Minutes approved with changes. See minutes of the October 3, 2019 meeting.