

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: April 11, 2024

Time: 1:00 p.m.

In-Person Meeting Location: PVL Exam Room 330
HRH King Kalakaua Building
335 Merchant Street, Third Floor
Honolulu, Hawaii 96813

Members Present: Deborah McMenemy, L.Ac., D.A.O.M.
Brooke Foreman, L.Ac., D.A.C.M., Vice Chair
Marta Rebella, Public Member
Steven Rosenblatt, Public Member

Excused: None

Staff Present: Risé Doi, Executive Officer (“EO”)
Christopher Leong, Deputy Attorney General (“DAG”)
Lorna Eugenio, Secretary

Guest(s): None

1. Call to Order: A quorum was established, and Chair McMenemy called the meeting to order at 1:00 p.m.

2. Approval of Minutes: Chair McMenemy opened the floor to discuss the minutes of the February 1, 2024, meeting.

Chair McMenemy noted that on page 1, under “Approval of Minutes,” it should read (deleted material is bracketed and strikethrough, underlined material is added): “[~~Chair McMenemy~~] Vice Chair Foreman opened the floor to discuss the minutes of the December 7 meeting.”

It was moved by Ms. Rebella, seconded by Vice Chair Foreman, and unanimously carried to approve the minutes of February 1, 2024, as amended.

3. Executive Officer’s a. Update on Hawaii Administrative Rules (“HAR”) 16-72

Report:

EO Doi stated the draft from the Attorney General's office was approved as to form. The next step is for the Small Business Regulatory Review Board ("SBRRB") to review the draft at a scheduled SBRRB board meeting.

4. Applications:

a. Ratifications

Acupuncturists

ACU-1430-0 Sharon C. Pae
ACU-1431-0 Connie Jo Hamilton
ACU-1432-0 Tianan McGuire
ACU-1433-0 Leah B. Baggao
ACU-1434-0 Marc Reznikoff
ACU-1435-0 Kyoko Kato

Interns

None.

Upon a motion by Ms. Rebella, seconded by Vice Chair Foreman, it was voted on and carried by the majority to approve the ratification list. Chair McMenemy, Vice Chair Foreman, and Ms. Rebella voted to approve the ratification list and Dr. Rosenblatt abstained from voting on this matter.

Executive Session:

It was moved by Ms. Rebella, seconded by Vice Chair Foreman, and unanimously carried to enter executive session at 1:08 p.m., in accordance with HRS §92-5(a)(1), to consider and evaluate personal information relating to individuals applying for professional licenses cited in HRS §26-9 and, pursuant to HRS §92-5(a)(4), to consult with the Board's attorney on questions and issues pertaining to the Board's powers, duties, privileges, immunities and liabilities.

At 1:16 p.m., it was moved by Ms. Rebella, seconded by Vice Chair Foreman, and unanimously carried to move out of executive session.

b. Applications

Diedre O'Malley

Upon a motion by Vice Chair Foreman, seconded by Ms. Rebella, it was unanimously carried to approve Deidre O'Malley's application for licensure.

6. New Business: a. The Acupuncture National Discipline Database

All Board members expressed support for NCCAOM's Acupuncture National Discipline Database ("ANDD"). This database is a free search engine that captures and publishes state and national public information on disciplinary matters pertaining to licensed and certificated acupuncturists in the United States.

Chair McMenemy asked if DCCA could require the ANDD as part of the application process. EO Doi and DAG Leong explained that applicants currently submit license verifications and are required to report any disciplinary action on a license or any criminal conviction. EO Doi noted that the Hawaii Medical Board requires the applicant to submit a report from the National Practitioner Data Bank ("NPDB"), but there is language in their rules requiring that document from the applicant. EO Doi explained that DCCA reports disciplinary action on licenses for healthcare related professions to NPDB. EO Doi noted that viewing the information from NPDB may be confidential, whereas the information on ANDD is free and public. EO Doi and DAG Leong noted that requiring an acupuncture applicant to submit a report from ANDD or NPDB would require a rule change. Ms. Rebella stated that ANDD is a useful tool, however, some states might not publish information that ANDD is able to capture.

7. Unfinished Business: a. None

8. Next Meeting: June 6, 2024
1:00 p.m.
King Kalakaua Conference Room
HRH King Kalakaua Building
335 Merchant Street, First Floor
Honolulu, HI 96813

9. Adjournment: Chair McMenemy adjourned the meeting at 1:38 p.m.

Taken and recorded by:

/s/Risé Doi

Risé Doi
Executive Officer

Reviewed and Approved by:

/s/Risé Doi

Risé Doi
Executive Officer

04/12/24

[X] Minutes approved as is.

[] Minutes approved with changes, see minutes of _____.