



Arkansas State Board of Acupuncture and Related Techniques

11701 West 36th Street
Little Rock, AR 72211
Tel: (501) 687-1396 Fax: (501) 372-4505

May 6, 2011 Meeting Minutes

The meeting was called to order by President W. Martin Eisele at 1:27PM. In attendance were: W. Martin Eisele, LAc (President); JoAnn Mangione (Secretary / Treasurer); Mark Arouh, LAc (Professional Member); René Sparrow, LAc (Professional Member); Cynthia Wolfe, (Public Member); Jonathan Norcross, MD (Ex Officio Member); Christina Hamilton (Executive Director).

The board reviewed minutes from the board meeting that occurred on December 10, 2010. C. Wolfe made a motion to approve the minutes as submitted. The motion was seconded by R. Sparrow and passed unanimously with M. Arouh absent from the vote.

C. Hamilton presented the financial report through April 30, 2011. R. Sparrow made a motion to approve the financial report as presented. The motion was seconded by C. Wolfe and passed unanimously.

W. Eisele provided an update regarding the board's draft Rules & Regulations, stating the Arkansas State Medical Board's attorney representative sent a letter confirming that the State Medical Board has no objections to the most recent revision of the Rules & Regulations, in which all references to "Oriental Medicine" were removed, with the exception of the references to the National Certification Commission for Acupuncture and Oriental Medicine (NCCAOM). W. Eisele stated a notice was received from the plaintiffs' attorney representative in the matter of Case No. CV 2010-350-2, advising that the revisions to the draft Rules & Regulations are in violation of antitrust laws. C. Wolfe made a motion to table the discussion of the board's Rules & Regulations until such time as the board's Attorney General representative can be reached for an opinion. The motion was seconded by J. Mangione and passed unanimously. W. Eisele will write a letter to Attorney General representative seeking an opinion on proceeding with approval procedures for the draft Rules & Regulations.

The board reviewed license renewal documentation for Zhijiang Chen, LAc, related to Professional Development Activity (PDA) points from NCCAOM for teaching and clinical supervision. C. Hamilton will request that Z. Chen submit an official letter from the school detailing the information related to his teaching and clinical supervision. The board reviewed a license application for M. Bergman. C. Hamilton will notify the applicant that application is missing the following: a second affidavit from reputable acupuncturist attesting to character; proof of successful completion of not less than sixty (60) semester credit hours of college education, to include a minimum of thirty (30) semester credit hours in the field of acupuncture; certified copy of certificate or diploma from an accredited educational institution evidencing completion of required program of study in acupuncture and Oriental medicine.

The board discussed process and procedures for receiving an official complaint. As the process is outlined in the draft Rules & Regulations and needs to be revised, the discussion of specific revisions was tabled until the board has a response from Attorney General representative regarding whether to proceed with seeking approval of draft Rules & Regulations. The board reviewed a Motion to Dismiss from the respondent in Complaint No. 11-001. C. Wolfe made a motion to dismiss Complaint No. 11-001 upon receipt of proof that the complainant is now deceased. The motion was seconded by R. Sparrow and passed unanimously. C. Hamilton will send a certified letter to the respondent requesting proof of the complainant's death. The board reviewed a letter that was sent to ASBART regarding use of the term "Doctor of Oriental Medicine" on a licensee's business website. The board reviewed the website in question and found that the reference to "Doctor of Oriental Medicine" is no longer on the website. C. Hamilton will respond to the letter advising that the reference has been removed from the website, and



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that a form is available through ASBART if the individual wishes to proceed with filing an official complaint.

The board discussed officer appointments for the 2012 fiscal year. R. Sparrow made a motion to approve retaining W. Eisele as President of the Arkansas State Board of Acupuncture and Related Techniques for the 2012 fiscal year. The motion was seconded by C. Wolfe and passed unanimously. R. Sparrow made a motion to approve retaining J. Mangione as Secretary / Treasurer of the Arkansas State Board of Acupuncture and Related Techniques for the 2012 fiscal year. The motion was seconded by C. Wolfe and passed unanimously.

The board scheduled the next meeting for September 23, 2011 at 1:00PM.

There being no further business, the meeting was adjourned at 3:24PM.

Approved