

FLORIDA | Board of Acupuncture

Meeting Minutes
March 10, 2017

Sheraton Tampa, East
10221 Princess Palm Avenue
Tampa, FL 33610
(813) 246-7139



Herman Vega, AMD, PhD, AP, LMHC
Chair

Kathy Veon, AP
Vice-Chair

Kama Monroe
Executive Director

FRIDAY, March 10, 2017

Meeting called to order by Dr. Herman Vega at 9:03 a.m.

MEMBERS PRESENT:

Herman Vega, Chair, AMD, PhD, AP, LMHC
Kathy Veon, AP
Greg Gunter, Consumer Member
Steve Moreau, AP
Rodney Dunetz, AP
Janine Margewicz, AP

STAFF PRESENT:

Kama Monroe, J.D. Executive Director
Carol Taylor, Program Administrator
Dianne Guillemette, Esq., Board Counsel

COURT REPORTER:

Integra Reporting
Jacqui Reichert
813-868-5130

INTRODUCTION OF BOARD MEMBERS AND BOARD STAFF

Board members and board staff introduced themselves and provided a brief statement.

REVIEW AND APPROVAL OF MINUTES

1. January 20, 2017 Teleconference General Business Meeting Minutes

Motion: by Rodney Dunetz, seconded by Greg Gunter, to approve meeting minutes with verbal amendment. Motion carried.

REVIEW OF BOARD LIAISON MEMBERS

Dr. Vega reviewed the board liaison committee members.

PROSECUTION SERVICES REPORT

2. The prosecution services report was placed on the agenda for informational purposes. Ms. Monroe presented the report.

Motion: by Greg Gunter, seconded by Kathy Veon, to allow PSU to continue prosecuting cases that are one year and older. Motion carried

GENERAL BUSINESS

3. Ratification of Licensure

Motion: by Kathy Veon, seconded by Greg Gunter to approve ratification of licenses issued from November 29, 2016 through March 2, 2017. Motion carried.

REPORTS

4. **Board Chair Report** – No report at this time.

Board Counsel Report

5. February 2017 Rules report

Ms. Guillemette noted the board previously reviewed the rules and redid the application, which is streamlined. Ms. Guillemette commended the board on this action.

7. **Rule Discussion**

Ms. Guillemette reported that JAPC pointed out that the disciplinary guidelines had not been addressed. The board reviewed the guidelines item by item and determined the minimum and maximum penalties for each item.

Motion: by Greg Gunter, seconded by Kathy Veon, that the proposed changes will not make an adverse impact on small business and proposed changes would not directly or indirectly increase regulatory costs to any entity including government in excess of \$200,000.00 in aggregate in Florida within one year after the implementation of the rule. Motion carried.

Motion: by Rodney Dunetz, seconded by Greg Gunter, to notice rule for development and language. Motion carried.

Executive Director Report – Kama Monroe

Ms. Monroe identified Carol Taylor as the new Program Office Administrator.

6. Travel Update

Ms. Monroe noted that the latest travel update is being provided for the board's benefit. Ms. Monroe stated that the significant piece is the information regarding the rental car. The attachment must be signed by the Department; therefore, board members need to timely notify the board staff when they will need a signed attachment and it will be provided. If board members have any questions, the travel team will be happy to assist.

8. **Board Liaison Reports**

- **Application - Exam & Endorsement** – Herman Vega
No updates at this time.

- **Budget** – Greg Gunter

Greg Gunter inquired whether the board was in danger of being swept. Ms. Monroe reported no knowledge of any danger. Dr. Vega voiced concern and noted that the surplus needs to be utilized.

- **Community Relations** – Kathy Veon

No updates at this time.

- **Consumer Protection** – Greg Gunter

No updates at this time.

- **Continuing Education** – Janine Margewicz & Steve Moreau

Ms. Monroe informed the board that, in addition to the approximate twenty-two cases the board was aware of, an additional twenty-two continuing education course applications were discovered and would be forwarded to the committee in the near future.

- **Legislative & Rules** – Herman Vega

No updates at this time.

- **Unlicensed Activity** – Steve Moreau

No updates at this time.

- **Healthy Weight Initiative** – Kathy Veon

Kathy Veon called the board's attention to the Healthiest Weight Initiative Florida. Kathy Veon encouraged the board to visit the website and to share information with their patients.

OLD BUSINESS

Survey:

Dr. Vega noted that he took upon himself the task of creating a community awareness incentive survey to determine the best manner to utilize funds. Dr. Vega noted a belief the funds should be used to benefit the profession and that the survey would assist in increasing education. Discussion ensued regarding the purpose of the board, what actions the board is allowed to take and how the board is allowed to spend funds. The board office will identify the costs for distributing the survey and whether the costs can be absorbed through existing board resources. The board office will distribute the survey to licensees and gather the raw data. Ms. Monroe will work with Dr. Vega to determine what can be distributed and how much can be spent on distribution. Further discussion ensued regarding how much discretion the board has in utilizing the funds. It was determined that board members will submit any suggestions regarding the survey to the board office who will create a report.

PUBLIC COMMENT

Gururas Khalsa introduced herself as an Acupuncture Physician member of the People's Organization Community Acupuncture (POCA). Ms. Khalsa provided a brief explanation of POCA to the board. Ms. Khalsa announced POCA will be holding a Semi-Annual meeting in St. Petersburg Beach and invited board members to attend.

NEW BUSINESS

Janine Margewicz asked if ozone therapy is included under injectables. Ms. Guillemette stated that the question is better handled through a Petition for Declaratory Statement and noted that the practitioner would need to submit the Petition.

The process to request items be placed on the board agenda was reviewed.

Janine Margewicz requested clarification regarding course approval. Ms. Guillemette directed the board to Rule 64B1(6). Ms. Guillemette specifically identified Rule 64B1-6.006 and Rule 64B1-6.005(2) as the rules that address the provider and the requirement for a bachelor's degree. Ms. Guillemette will add continuing education course requirements to the Rules Report and the board can discuss needed changes.

Steve Moreau requested the statutes be reviewed regarding acupoint injection.

ADJOURN at 12:17

Next meeting: June 16, 2017