



Members of the Board

Dr. Amy Matecki,
M.D., L.Ac., President
Kitman Chan,
C.P.A., Vice President
John Harabedian, Esq.
Ruben Osorio
Hyun “Francisco” Kim,
M.S., L.Ac.
Shu Dong Li, Ph.D.
Dr. Yong Ping Chen, Ph.D

ACUPUNCTURE BOARD MEETING

AGENDA

Friday, June 26, 2020
9:30 a.m. to 5:00 p.m.
(or until the close of business)

LOCATION:

Web Ex Teleconference

Link to Join Event: <https://dca-ca.webex.com/dca-ca/onstage/g.php?MTID=ed67b3daf26873232bc0b936a9bb2c90e>

Action may be taken on any item listed on the full board meeting agenda.

NOTE: Pursuant to the provisions of Governor Gavin Newsom’s Executive Order N-25-20, dated March 12, 2020, neither a public location nor teleconference locations are provided.

- 1. Call to Order, Roll Call, and Establishment of Quorum (Dr. Amy Matecki, President)**
- 2. President’s Remarks (Dr. Matecki, Board President)**
 - Welcoming message and meeting information
- 3. Public Comment on Items Not on the Agenda (Dr. Matecki)**

The Board may not discuss or take action on any matter raised during the Public Comment section that is not included on this agenda, except whether to decide to place the matter on the agenda of a future meeting. (Gov. Code, §§ 11125, 11125.7(a).)
- 4. Review and Possible Approval of the August 15-16, 2019 Board Meeting Minutes (Dr. Matecki)**
- 5. Executive Officer’s Report (Ben Bodea, Executive Officer)**
 - (A) COVID-19 Update**
 - (B) Budget Update - Fund Condition**
 - (C) Staff Update Regarding Vacancies**
 - (D) Board Member Services Update**
 - (E) Business Modernization Update**
 - (F) AB 434 Web Accessibility Requirements of State Agencies**
- 6. Enforcement Report (Bodea)**
 - (A) Q1, FY 19-20 Enforcement Report**
 - (B) Q2, FY 19-20 Enforcement Report**

(C) Q3, FY 1920 Enforcement Report

7. 2019 Acupuncture Board Annual Report (Bodea)

- (A) FY 18/19 Staffing Updates**
- (B) FY 18/19 Accomplishments**
- (C) FY 18/19 Licensing Statistics**
- (D) FY 18/19 Enforcement Statistics**

8. Licensing Report (Jay Herdt, Licensing Manager)

- (A) Q1, FY 19-20 Licensing Report**
- (B) Q2, FY 19-20 Licensing Report**
- (C) Q3, FY 19-20 Licensing Report**

9. Legislative Report (Alex Dodge, Policy Analyst)

- (A) Report of 2020 Legislative Calendar**
- (B) Report of 2020 Legislative Bills of Interest to the Board**
 - i) AB 613 (Low) Professions and vocations: regulatory fees**
 - ii) AB 778 (Low) Acupuncture: Continuing education**
 - iii) AB 888 (Low) Opioid prescriptions: Information: Nonpharmacological treatment for pain**
 - iv) AB 1263 (Low) Contracts: Consumer services: Consumer complaints**
 - v) AB 1616 (Low) Department of Consumer Affairs: Boards: Expunged Convictions**
 - vi) AB 1665 (Bonta) Athletic trainers**
 - vii) AB 1850 (Gonzalez) Worker classification: employees and independent contractors**
 - viii) AB 1909 (Gonzalez) Healing arts licensees: Virginity examinations or tests**
 - ix) AB 2028 (Aguiar-Curry) State agencies: Meetings**
 - x) AB 2113 (Low) Refugees, asylees, and immigrants: Professional licensing**
 - xi) AB 2185 (Patterson) Professions and vocations: Applicants licensed in other states: reciprocity**
 - xii) AB 2214 (Carrillo) Administrative Procedure Act: notice of proposed action**
 - xiii) AB 2411 (Nazarian) Healing arts licensees: Remuneration: Drug or device companies: disclosure**
 - xiv) AB 2631 (Cunningham) License fees: Military partners and spouses**
 - xv) AB 2704 (Ting) Healing arts: Licensees: Data collection**
 - xvi) AB 2748 (Fong) Consumer credit reports: Security freezes: Protected consumers**

- xvii) AB 2978 (Ting) Department of Justice: arrest and conviction records: review
- xviii) AB 3045 (Gray) Department of Consumer Affairs: Boards: Veterans: military spouses: Licenses
- xix) AB 3298 (Brough) Frauds of medical credentials: penalty
- xx) SB 878 (Jones) Department of Consumer Affairs Licensing: Applications: wait times
- xxi) SB 937 (Hill) State agencies: Web accessibility
- xxii) SB 1097 (Durazo) Medical services: Credit or loan
- xxiii) SB 1432 (Glazer) Clinical laboratories

10. Regulations Update (Dodge)

(A) Review of the Board's Submitted 2020 Rulemaking Calendar

- i) Substantial Relationship and Rehabilitation Criteria (Title 16 CCR sections 1399.469.4, 1399.469.5, 1399.469.6)
- ii) Disciplinary Guidelines; Uniform Standards for Substance Abusing Licensees; Probation Disclosure (Title 16 CCR section 1399.469)
- iii) Align Curriculum Standards and Approval Related Regulations with Statute (Title 16 CCR sections 1399.415, 1399.416, 1399.434, 1399.435, 1399.437, 1399.438, 1399.439)
- iv) Application Process, Criteria, and Procedures for Approval of a Credential Evaluation Service (Title 16 CCR sections 1399.411, 1399.413, 1399.414, 1399.415, 1399.416, 1399.416.1, 1399.416.2)
- v) Board Fee Schedule (Title 16 CCR sections 1399.460, 1399.461, 1399.462)
- vi) Application for Retired Status; Retired Status (Title 16 CCR section 1399.419.3)
- vii) Continuing Education Requirements (Title 16 CCR sections 1399.483, 1399.489)

(B) Board Regulations Progress Tracker

11. Strategic Plan Progress Report (Bodea)

12. Discussion and Possible Action Regarding the Repeal of Title 16 Division 13.7 Article 1.5 (Free & Sponsored Health Care Events)

13. **Discussion and Possible Action regarding the following Rulemaking Packages (Dodge)**
 - i) **Adopt Section 1399.469.4 Substantial Relationship Criteria under Title 16, California Code of Regulations**
 - ii) **Adopt Section 1399.469.5 Denial of Licensure under Title 16, California Code of Regulations**
 - iii) **Adopt Section 1399.469.6 Criteria for Rehabilitation- Suspensions or Revocations under Title 16, California Code of Regulations**
14. **Consumer and Professional Associations Reports**
15. **Election of Board President and Vice-President (Bodea)**
16. **Establishment of the 2020 Meeting Calendar (Bodea)**
17. **Future Agenda Items (Dr. Matecki)**
18. **Adjournment (Dr. Matecki)**

Informational Notes:

Discussion and action may be taken on any item on the full board meeting agenda. The agenda, as well as any available Board meeting minutes and materials, can be found on the California Acupuncture Board website: www.acupuncture.ca.gov. The time and order of agenda items are approximate and subject to change at the discretion of the Board President; agenda items scheduled for a particular day may be moved or continued to an earlier or later noticed meeting day to facilitate the effective transaction of business.

In accordance with the Bagley-Keene Open Meeting Act, all meetings of the Board are open to the public. The Board plans to webcast this meeting at: <https://thedcapage.wordpress.com/webcasts/>. Webcast availability cannot, however, be guaranteed due to limitations on resources or other technical difficulties that may arise. If you wish to participate or to have a guaranteed opportunity to observe, please plan to attend at a physical location. Adjournment, if it is the only item that occurs after a closed session, may not be webcast.

Government Code section 11125.7 provides the opportunity for the public to address each agenda item during discussion or consideration by the Board or prior to the Board taking any action on said item. Members of the public will be provided appropriate opportunities to comment on any issues before the Board, but the Board President may, at his or her discretion, apportion available time among those who wish to speak. Individuals may appear before the Board to discuss items not on the agenda; however, the Board can neither discuss nor take official action on these items at the time for the same meeting. (Gov. Code, §§ 11125, 11125.7(a).)

Board meetings are open to the public and are held in barrier free facilities that are accessible to those with physical disabilities in accordance with the Americans with Disabilities Act (ADA). If you are a person with a disability requiring disability-related modifications or accommodations to participate in the meeting, including auxiliary aids or services, please contact Alex Dodge, Policy Analyst – (916) 515-5200; Fax: (916) 928-2204. Requests should be made as soon as possible, but at least five (5) working days prior to the scheduled meeting. You may also dial a voice TTY/TDD Communications Assistant at (800) 322-1700 or 7-1-1.