



CHRIS CHRISTIE
Governor

KIM GUADAGNO
Lt. Governor

New Jersey Office of the Attorney General

Division of Consumer Affairs
State Board of Medical Examiners
Acupuncture Examining Board
124 Halsey Street, 6th Floor, Newark, NJ 07102



JOHN J. HOFFMAN
Acting Attorney General

STEVE C. LEE
Acting Director

**JANUARY 20, 2016
PUBLIC SESSION MINUTES
HUDSON CONFERENCE ROOM, 6TH FLOOR
NEWARK, NJ 07102
9:00 a.m.**

Mailing Address:
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Newark, NJ 07101
(973) 273-8092

I OPENING STATEMENT AND ROLL CALL

A regular meeting of the New Jersey State Board of Acupuncture was held at 124 Halsey Street, Newark on the 6th floor on Wednesday, January 20, 2016. Ms. Katzman, President of the Board, announced that pursuant to the Open Public Meetings Act, notice of this meeting was prepared in the office of the Board and mailed out to the Secretary of State, the Attorney General, the Star Ledger, the Record, the Press of Atlantic City, the Asbury Park Press, and the Trenton Times. The meeting was called to order at 9:00 A.M. A roll call was taken and the following attendance was recorded and a quorum was present:

PRESENT

Shoshanna Katzman, L.Ac
Karen Wei-Ru Lin, M.D. (Left at 11:00a.m.)
Edith Lee, PhD., L.Ac
Mimi Vassilev-Baker, L.Ac

ABSENT

Henry McCann, L.Ac
Roger Rossi, D.O.
Barbara Montana, M.D.

ALSO PRESENT

Jodi Krugman, DAG
Renee P. Clark, Executive Director

MEMBERS OF THE PUBLIC

**Dennis Marco, Managing Partner of
Hamilton Public Affairs, Public relations
and lobbying firm for Physical Therapists.**

II ELECTION OF OFFICERS

This matter has been tabled to the next scheduled Board meeting.

III MINUTES

A motion was made by Ms. Lee, seconded by Dr. Lin to approve the September 16, 2015 Public Session Minutes with amendments. The motion carried by unanimous vote.

IV OLD BUSINESS

- a. Discussion on Dry Needling

Chair directed that the Board will take no action until advice from the Attorney General is received.

V NEW BUSINESS

- a. Bob Campanelli, Ethics Officer was scheduled to present the mandatory ethics course. No attachment.

This matter has been rescheduled for the next scheduled Board meeting.

- b. Joseph A. Massood, Esq submitted correspondence asking as to whether or not P-STIM therapy is in the scope of practice of an acupuncturist.

After review, a motion as made by Ms. Lee, seconded by Dr. Lin to send Mr. Massood a letter stating that the use of P-stim is within the scope of practice of an acupuncturist with or without needles. The motion carried by unanimous vote.

- c. Lois A. Denmark submits an inquiry in regards to changing the wall certificates to indicate L.Ac instead of certified.

After review, a motion was made by Ms. Vassilev-Baker, seconded by Ms. Lee to agree that wall certificates should be changed. In addition, pursuant to N.J.A.C. 13:35-9.12 an herbology certification is provided via letter, the Board can add a seal to the letter to make it more official. The motion carried by unanimous vote.

V NEW BUSINESS (cont.)

- d. Jillian A. Sparks submitted an inquiry as to whether the Board prohibits the corporate practice of acupuncture. Specifically, does the Board take enforcement action against corporations that are not “professional corporations” and that employ licensed acupuncturists to offer acupuncture services.

After review, a motion was made by Ms. Vassilev-Baker, seconded by Ms. Lee to send Mr. Sparks a letter stating that the Board does not take enforcement actions against companies that are not professional corporations, unless they are engaging in the unlicensed practice of acupuncture. Acupuncture services can only be practiced by licensed acupuncturists and the Board does not regulate the form that the practice takes. The motion carried by unanimous vote.

- e. Prescription Monitoring Program proposed new rules N.J.A.C. 13:45A-35.

The Board reviewed this for informational purposes.

VI FYI

- a. Edith Lee informs the Board that in early September the North Carolina Acupuncture Board filed a complaint in Wake County Superior Court against the North Carolina Physical Therapy Board for dry needling. No attachment.

The Board reviewed for informational purposes.

VII HANDOUTS

- a. Jianzhong Chen submitted correspondence requesting that the Board waive the herbology examination to a later date but allow him to still practice.

After review, a motion was made by Ms. Vassilev-Baker, seconded by Ms. Lee to send Mr. Chen a letter stating that pursuant to N.J.A.C. 13:35-.12a, the period for grandfathering in herbology is over and therefore, he cannot practice herbology until he submits proof of current certification in Chinese Herbology or Oriental Medicine from NCCAOM and obtains a certification letter from the Board. The motion carried by unanimous vote.

VIII ADJOURNMENT

A motion was made by Ms. Lee, seconded by Dr. Lin to proceed to Executive Session to consider and review continuing education, correspondence and other information received pursuant to the Board's investigative authority in order to determine whether violations of law, including Board's regulations, have occurred. The results of these deliberations will be made known when, and if, the Board determined to initiate disciplinary or other enforcement actions. If the Board determines to initiate disciplinary or other enforcement actions. If the Board chooses to issue a Uniform Penalty Letter, the action will be taken in Public Session immediately after the Executive Session.

A motion was made by Ms. Vassilev-Baker, seconded by Ms. Lee to adjourn the meeting at 1:30p.m. The motion carried by unanimous vote.

Respectfully submitted,
NEW JERSEY ACUPUNCTURE EXAMINING BOARD

Renee P. Clark
Executive Director