



Texas State Board of Acupuncture Examiners

BOARD MEETING
FRIDAY, MAY 8, 2020
9:30 A.M.
TELEPHONIC
AUSTIN, TEXAS

Notice for May 8, 2020

The Texas State Board of Acupuncture Examiners is posting the following Notice per Texas Government Code Sec. 551.041, 551.045, and 551.125.

On March 13, 2020, the Governor of Texas certified COVID-19 as posing an imminent threat of disaster to the public health and safety and declared a state of disaster in all counties of Texas. Therefore, an emergency or public necessity exists within the meaning of Texas Government Code Section 551.045. Further, travel limitations necessary to mitigate the risk of exposure to COVID-19 render the convening at one location of a quorum of the Acupuncture Examiners Board, an advisory board to the Medical Board, difficult or impossible.

Additionally, there is an urgent public necessity for the Acupuncture Examiners Board to carry out the functions and duties of the Board, pursuant to Tex. Occ. Code Sec. 204.101, including, but not limited to, licensing acupuncturists, who are needed to provide patient care and ensure adequate staffing at healthcare facilities. In addition, there are a number of disciplinary actions pending that need to be considered and reviewed for possible Board action in order for the Board to effectively and efficiently resolve such pending matters and monitor those licensees.

Accordingly, the meeting will proceed by telephone conference, as allowed under Texas Government Code, Sec. 551.125(b). The public and members may attend by telephone. The telephone number for the May 8, 2020 meeting is:

Toll-Free: 888-240-3210
Access Code: 5651794

1. Full Board call to order and roll call.
2. Board Member Report.
3. Executive Director's Report.
 - Budget update
 - Internal Audit update

4. Medical Director Report.
5. Consideration and possible action regarding pending litigation.
6. Discussion, recommendation, and possible action regarding requests to become approved providers.
7. Report from staff on renewal of approved providers.
8. Report from staff of continuing acupuncture education courses approved.
9. Discussion, recommendation, and possible action regarding requests for approval of continuing acupuncture education courses.
10. Discussion, recommendation, and possible action regarding applicants for a Texas Acupuncture License.
11. Review, discussion, and possible action regarding selected files and cases.
12. Discussion, recommendation, and possible action regarding referrals from the Texas Physician Health Program.
13. Consideration and Approval of Default Orders.
14. Consideration and Approval of Proposal for Decision.
15. Consideration and Approval of Agreed Board Orders.
16. Consideration and Approval of Non-Public Rehabilitation Orders and Modification Request/Termination Request of Non-Public Rehabilitation Orders.
17. Consideration and Approval of Modification Request/Termination Request Orders.
18. Consideration and Approval of Reinstatement Request Orders.
19. Consideration and Approval of Nunc Pro Tunc Orders.
20. Consideration and Approval of Mediated Settlement Agreement Orders.
21. Consideration and Approval of Termination of Suspension Orders.
22. Consideration and Approval of Proposal for Decision.
23. Report on Temporary Suspension/Automatic Orders/Automatic Actions.

24. Consideration and approval of cease and desist orders.
25. Consideration and approval of Remedial Plans.
26. Discussion, recommendation, and possible action regarding proposed rule amendments and rule review to 22 T.A.C. Chapter 183.
27. Discussion, recommendation, and possible action regarding adoption rule review and proposed amendments to 22 T.A.C. Chapter 183. Acupuncture.
28. Open Forum for Public Comments.
29. Consideration and Approval of the January 31, 2020 Board Meeting Minutes.
30. Committee reports and the consideration and approval of committee action items.
31. Adjourn.



Executive Sessions: The Texas State Board of Acupuncture Examiners may close the meeting to the public and continue in executive session for the following reasons:

- a. Private consultation and advice of counsel concerning pending or contemplated litigation, settlement offers, and/or legal matters subject to the attorney-client privilege under the authority of the Open Meetings Act Section 551.071, Government Code.
- b. Deliberations concerning personnel matters under the authority of the Open Meetings Act Section 551.074, Government Code.

While in executive session, the Board will not take any action, make any decision, or vote with regard to any matter that may be considered or discussed. A certified agenda of any executive session will be made.

