



Texas State Board of Acupuncture Examiners

BOARD MEETING

FRIDAY, AUGUST 2, 2024

9:00 A.M.

1801 Congress 9th Floor, Room 900/ Videoconference
Austin

This meeting will be open to the public at the above location and will proceed by videoconference, as allowed under Texas Government Code Sec. 155.127. The location above shall have two-way audio video communication with each of the other locations during the meeting. The President or Presiding Officer of the board will be physically present at the location and room listed above.

Please note that accommodation will be available for members of the public to physically attend the meeting at the above location but will be subject to limitations set out by the Texas Facilities Commission seating. Members of the public are encouraged to attend the meeting by accessing the videoconference or audio link below.

8/02/2024 Acu link: <https://bit.ly/080224ACU>

Dial in by phone (audio only)

[+1 512-596-3865](tel:+15125963865),201839967# United States, Austin

For instructions using Microsoft Teams, please go to
<https://techhelp.tmb.state.tx.us/Documentation/Teams/Publicmeeting.aspx>

- 9:00 a.m.
1. Full Board call to order and roll call.
 2. Board Member Report.
 3. Executive Director Report.
 - Budget Update
 - Legislative Update
 - Internal Audit
 - Rules Update
 4. Medical Director Report.
 5. Consideration and possible action regarding pending litigation.
 6. Discussion, recommendation, and possible action regarding referrals from the Texas Physician Health Program.
 - A. Discussion, recommendation, and possible action regarding referrals

- B. Report on Emergent Referrals
 - C. Other Discussion Items - Program Activity and Drug Screening Reports
7. Discussion, recommendation, and possible action regarding applicants appearing concerning eligibility.
 8. Report on acupuncture licenses issues by Board Staff.
 9. Report from staff on initial request to become an approved provider.
 10. Report from staff on renewal of approved providers.
 11. Report from staff of continuing acupuncture education courses approved.
 12. Discussion, recommendation, and possible action regarding approval of English Proficiency testing service.
 13. Reports and discussion regarding the Investigation, Litigation and Compliance Departments.
 - A. Enforcement Activity Report
 - B. Warning Letters Report
 - C. Criminal Case Review Report
 - D. Report Regarding Cases Over One Year Old
 - E. Report on Temporary Suspensions
 - F. Report on Rehearing Requests
 14. Discussion and Possible Action Regarding Review of Probationers' Appearances
 15. Follow-up Files.
 16. Cases Recommended for Dismissal.
 17. Appeals.
 18. Consideration and Approval of Default Orders.
 19. Consideration and Approval of Proposal for Decision.
 20. Consideration and Approval of Modification Request/Termination Request Orders.
 21. Consideration and Approval of Remedial Plans.
 22. Consideration and Approval of Agreed Orders.
 23. Consideration and Approval of Mediated Settlement Agreed Orders.
 24. Discussion, recommendation, and possible action regarding Rule Review and proposed changes to 22 T.A.C., Chapter 183 Acupuncture.

25. Discussion, recommendation, and possible action, including rule review and adoption of proposed amendments to 22 T.A.C. Chapter 183 Acupuncture.
26. Open Forum for Public Comments.
27. Consideration and Approval of the March 7, 2024 Board Meeting Minutes.
28. Adjourn.

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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.

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Persons requiring special accommodations, including the use of an interpreter, due to a disability should contact Laura Fleharty at the Board office phone 512-305-7174 or laura.fleharty@tmb.state.tx.us at least five (5) working days prior to the Board meeting.