

1 NORTH CAROLINA ACUPUNCTURE LICENSING BOARD

2 Friday, January 24, 2020

3 BOARD MEETING

4 The January 2020 Board meeting of the North Carolina Acupuncture Licensing Board took place on
5 Friday, January 24, 2020 at 9:00 a.m. by conference call, with the following Board members present:
6 Chairperson Junie Norfleet, L.Ac.; Shay Cline, L.Ac.; Toni Rittenberg, L.Ac.; Gilda Hunt, L.Ac.; and Chester
7 Phillips, L.Ac.. Keli Jones, M.D.; Marc Cutler, L.Ac.; and Ji Fei Wang, L.Ac. were absent.

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9 Also present at the meeting were Board Counsel, Michael Tadych, Esq. and Pat Pritchard, Executive
10 Director.

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12 The following members of the public were present: Abby Wear, L.Ac.; Crystal Cliff, L.Ac.; Alison Colberg,
13 L.Ac.; and Sara Mills, L.Ac.

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15 J. Norfleet called the meeting to order at 9:13 a.m. After taking roll and establishing a quorum, J.
16 Norfleet read the Ethics Awareness and Conflict of Interest Statements.

17
18 **General Discussion**

19 After welcoming the public members to the meeting, Ms. Norfleet invited Ms. Wear to speak. She read a
20 statement requesting that the Board intercede on their behalf with regard to a letter that she, Ms. Cliff,
21 Ms. Colberg, Ms. Mills and others had received from the NC Board of Pharmacy, requesting the removal
22 of terms including "apothecary," "pharmacy" and "herbal pharmacy" from, among other things, their
23 practice names, signage, advertising and websites. Mr. Tadych noted that this request to the NCALB
24 essentially asks that this Board interpret its own scope of practice pursuant to the recent ruling by the
25 NC Supreme Court in the lawsuit involving the NCALB and the NCBPTE. Mr. Tadych indicated that he
26 would review the matter and make a recommendation to the Board, but reminded Ms. Wear and the
27 other public members present that neither he nor the Board can act as their legal counsel, and urged
28 them to find their own counsel. After some additional discussion about the use of the word apothecary,
29 and the past and current position of the NC Secretary of State's office with regard to acupuncture
30 business names including the word "apothecary", the discussion concluded.

31
32 **Ethics Committee**

33 In Dr. Jones' absence, Ms. Norfleet inquired if the Ethics Committee had any matters to report. When
34 none were reported, Ms. Norfleet noted the report of an RN that may be practicing acupuncture in the
35 Cashiers area without an acupuncture license. Mr. Tadych indicated that once we have additional
36 information, including the RN's address and invoices for services rendered, the Board has two options:
37 to sue for unlawful practice or to turn our information over to law enforcement. Ms. Pritchard will
38 attempt to obtain the additional information, and this will be discussed further at the next meeting.

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41 **Standards and Licensing Committee**

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43 **New License Applications**

44 S. Cline, in Mr. Wang's absence, reported that the Committee had received two new license
45 applications, and both had been reviewed and approved by two committee members. S. Cline moved
46 for approval of the licenses of Margaret Steele and Chutima Zhao. G. Hunt seconded the motion and the
47 new license applications of Margaret Steele and Chutima Zhao were unanimously approved.

1 License Renewals
2 S. Cline reported that the Standards and Licensing Committee received and reviewed license renewal
3 applications from two licensees, Zane Zynda and Jiang Du. After discussion, it was determined by the
4 Board that Zane Zynda had not submitted any core acupuncture credits. S. Cline moved to approve the
5 25 adjunctive credits submitted, and to require Zane Zynda to submit 15 core acupuncture credits. T.
6 Rittenberg seconded the motion and the motion passed unanimously. S. Cline moved for approval of
7 the license renewal of Jiang Du. T. Rittenberg seconded the motion and the motion passed unanimously.

8
9 CEU Class Approval

10 With regard to courses submitted for CEU approval, S. Cline advised the Board that three new courses
11 had been submitted to the Standards and Licensure Committee and had been approved by all members:

12
13 Course Title: 12 Spirits, 13 Ghosts and 14 Dragons

14 Lecturer: Paul Fraser
15 Provider: Paul Fraser, LLC
16 Location: 795 Merrimon Ave., Asheville, NC
17 Date: February 21-23, 2020
18 Requested Amount of CEUs: 15

19
20 Course Title: Reiki Level I

21 Lecturer: Deborah Dixon
22 Provider: Duke Integrative Medicine
23 Location: Duke Integrative Medicine, Durham, NC
24 Date: March 21, 2020
25 Requested Amount of CEUs: 5

26
27 Course Title: Reiki Level II

28 Lecturer: Deborah Dixon
29 Provider: Duke Integrative Medicine
30 Location: Duke Integrative Medicine, Durham, NC
31 Date: May 8-9, 2020
32 Requested Amount of CEUs: 9.5

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34 S. Cline moved to approve all three courses for adjunctive credits. T. Rittenberg seconded the motion
35 and the motion passed unanimously.

36
37 S. Cline reported that the Standards & Licensing Committee had received and approved one request for
38 CEU teaching credits, from Jessica Mund, for teaching Herbal Medicine 2 at Daoist Traditions for the
39 Spring Semester, January through May, 2020: S. Cline moved to approve the request for 10 CEU teaching
40 credits; T. Rittenberg seconded the motion and the motion passed unanimously.

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42 Following the Standards and Licensing Committee's report, J. Norfleet noted that Ms. Hunt's
43 contributions to the committee have been substantial, allowing her to move Mr. Cline to the Ethics
44 Committee, and appointed Mr. Cline as Chair of the Ethics Committee.

1 **Operations Committee**
2 J. Norfleet reported that it has been determined that the Board, as a state agency, must go through the
3 broker agency appointed by the State Department of Insurance for its D&O Liability policy. J. Norfleet
4 also reported that Cissy Majebe had sent a letter requesting donations to all NC licensed acupuncturists
5 as an individual, after NCSAAM declined her request that the letter be sent by the association. In
6 response to asking how the individual Board members were doing in with the challenge Dr. Majebe had
7 issued, G. Hunt asked about the possibility of holding a Community Clinic for which a nominal fee could
8 be charged to raise money for the donation fund, without the need to take patient histories and a full
9 medical intake. It was determined that this possibility be looked into further. J. Norfleet also noted that
10 she and C. Majebe were working on a letter to present to patients who might have an interest in
11 donating, and offered that to any other Board members that might be interested.
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13 **Ratification of the December 6, 2019 Meeting Minutes**
14 The minutes for the December 6, 2019 meeting were presented to the Board for review. S. Cline moved
15 to approve the minutes as written; G. Hunt seconded the motion and the motion passed unanimously.
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17 G. Hunt moved to go into closed session pursuant to N.C. Gen. Stat. §143-318.11(a)(3), to preserve
18 attorney client privilege while consulting with counsel; S. Cline seconded the motion and the vote to
19 move to closed session was unanimous. At 9:58 a.m., the Board adjourned the open session of the
20 meeting.
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22 **Closed Session**
23 At 10:00 a.m. the Board commenced a closed session meeting based on attorney client privilege. The
24 closed session adjourned at 10:22 a.m.
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26 **General Discussion**
27 J. Norfleet noted the following scheduled upcoming meetings: February 28; March 27; April 24; May 22;
28 June 19 and July 10. J. Norfleet thanked all Board members for their work and requested that Mr.
29 Tadych and Ms. Pritchard gather more information regarding the Pharmacy Board's letters and that Mr.
30 Tadych provide the Board with a memo regarding recommendations.
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32 At 10:32 a.m., S. Cline moved to adjourn the meeting, T. Rittenberg seconded and the motion passed
33 unanimously. The meeting adjourned at 10:32 a.m.
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35 Attested to by: _____