

**State of New Hampshire**  
**OFFICE OF PROFESSIONAL LICENSURE AND CERTIFICATION**  
**DIVISION OF LICENSING AND BOARD ADMINISTRATION**

**Board of Acupuncture Licensing**

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LINDSEY B. COURTNEY  
Executive Director

JOSEPH G. SHOEMAKER  
Director



**PUBLIC MEETING MINUTES**  
**June 16, 2022**

The May 13, 2022, meeting of the Board of Acupuncture Licensing (the "Board") convened at 10:00AM at the Office of Professional Licensing and Certification, 7 Eagle Square, Concord, New Hampshire, 03301.

**Members Present:**

Cindy Theroux-Jette (CTJ)  
Diane Chase (DC)  
Jody Bell (JB)  
Amy Goldstein (AG)

**Others Present:**

Jenna Wilson, Board Admin. (JW)  
Jessica Whelehan, Board Admin. (JMW)

**Absent:** Vicki Irwin

**CALL TO ORDER:** Chairperson Cindy Theroux-Jette called the meeting to order at 10:01AM.

1. **REVIEW OF PUBLIC MINUTES:** On motion of AG and second by DC, the Board voted unanimously\* to approve the public minutes of from meeting held on May 13, 2022, as amended by CTJ.
2. **ADMINISTRATIVE RULEMAKING:**
  - a. CTJ suggested that the Board should move forward with incorporating the statutory changes into the final proposals for **Acp 400** and **Acp 500** now that **HB 1192** has been signed into law. Follow up with Tina Kelley, OPLC rules staff is needed. Licensees who possess a Doctorate of Acupuncture may now use the title "Doctor".
  - b. CTJ relayed information from Lindsey Courtney from the most recent chairpersons' meeting about the most recent **Plc 200** rulemaking. The Plc 200 rules are procedural, and Boards may choose to adopt the rules for consistency with OPLC processes and repeal Board-specific Chapter 200 rules. On motion of CTJ and second by JB, the Board voted to adopt Chapter Plc 200 to replace Acp 200 if possible. JW will find out the formal process and if a hearing is necessary.
  - c. JW and JMW relayed to the Board that OPLC Executive Lindsey Courtney has asked that all Boards **pause rulemaking** unless it is a statutory change, an expiring rule, or a matter which would substantially impact the workforce.

- d. The Board discussed adding an **annual audit rule** to Acp 400 would be allowed since discussions about renewals shed light on the CE review process. The Board would like Acp 402.07 rule to be similar to the dental board and allied health rules. CTJ asked JW to inquire with Executive Director Courtney about permission for this rulemaking.
- e. The Board would like to change Acp 402.01 to clarify that a PDA and a CEU are the same thing. This rulemaking is not a priority, but the Board would like to add it to the list of rules for Executive Director Courtney.
- f. The Board discussed amending Chapter Acp 700 to expand on auriculotherapy and ADS by adding ear points for use with emotional health, addiction, and emotional trauma.

### 3. **LEGISLATION:**

- a. The Board discussed working on draft legislation to related to auriculotherapy and ear points within the scope for Acu-Detox Specialists (ADS) and the training required for licensure. CTJ indicated she will try to find a legislative sponsor to assist the Board. On motion of JB and seconded by DC, the Board voted to establish a **legislative subcommittee** to work on draft language for Board review at meetings. The subcommittee members are CTJ and DC.

### 4. **LICENSING:**

- a. **Krystal Couture:** On motion of JB and second by DC, the Board voted to accept Ms. Couture's application and grant licensure.

### 5. **OLD BUSINESS**

- a. The Board discussed the recent SB290 interim study committee meeting held on 6/6/22. CTJ relayed that the committee indicated they want the Board to promulgate rules to address the legislation brought forth by unregulated auriculotherapy supporters during the most recent session. The Board discussed that a tiered system could be a solution for paraprofessionals treating addition disorders, but that the language would need to be specific about authorized uses within the scope of practice. The legislative subcommittee will work on this and the Board will work on it at the July meeting.

**RECESS:** At 12:06, CTJ announced that the Board was in recess. The Board resumed public session at 12:22PM.

- b. **Out of State license reciprocity:** The Board discussed the current website listing of which states do not meet or exceeded NH's requirements for licensure. The state of California should be removed from the list. The Board decided it will divide up the states on the list at a future meeting and task each Board member with researching the licensure requirements and bring the information back to the Board to update the list.
- c. **Board elections:** CTJ indicated that Board elections are done biennially (per RSA 328-G:6) and will be due in December. CTJ also reminded that Board that her term expires 10/14/2022 and could be replaced by the Governor's office after proper G&C appointment and approval. AG & DC suggested the Board might consider nominating Vicki Irwin (VI) to be the next Board Chairperson at the next meeting. The Board did not want to nominate and appoint VI to the position until she is present.

**NON-PUBLIC SESSION:** At 12:57PM, pursuant to RSA 91-A:3, upon motion by CTJ and second by DC, the Board voted unanimously by roll call to enter non-public session for the purpose of discussing investigations of alleged licensee misconduct and other confidential Board business. Such a non-public

session is authorized by RSA 91-A:3, II (c) &(e); RSA 91-A:5, IV; Lodge v. Knowlton, (1978); and the Board's executive and deliberative privileges.

**RESUME PUBLIC SESSION:** The Board returned to public session at 1:05PM.

**SEAL THE MINUTES OF THE NON-PUBLIC SESSION:** On motion by CTJ and second by JB, the Board voted unanimously by roll call vote to seal the non-public minutes to maintain the privacy of the items discussed in non-public session pursuant to RSA 91-A:3, on the grounds that public disclosure may adversely affect the reputation of a person other than a Board member or render the proposed action ineffective.

**ADJOURNMENT**

Chairperson Cindy Theroux-Jette adjourned the meeting at 1:17PM.

*Next meeting: 10:00AM on July 22, 2022*