



Arkansas Department of Health

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Governor Asa Hutchinson
José R. Romero, MD, Interim Secretary of Health

ASBART

Arkansas State Board of Acupuncture and Related Technique

Board Meeting Minutes

April 8, 2022

12:00 pm CST

Jana Brady L.Ac., President / Professional Member
Michele Fincher L.Ac., Vice President / Professional Member
Michael Buffington M.D. / Ex-Officio
Michael Sims / Public Member
Wendy Poole / Public Member

Members Present

Jana Brady
Wendy Poole
Michele Fincher
Michael Buffington
Michael Sims

Other Attendees

Russell Burns (ADH)
Sara Farris (AG Office)
Matt Gilmore (ADH)
James Maguire (Applicant)
Charles Moulton (Hearing Officer)
Amanda Brown (Court Reporter)
Rep. Gayla McKenzie (AR Legislator)
Martin Eisele

Call to Order: The meeting was called to order by President Jana Brady at 12:05 pm CST.
Russell Burns announced the attendees at today's meeting.

Licensure Denial Appeal Hearing: James Maguire (Applicant)

Mr. Moulton assigned the hearing a docket number of **482022**. Mr. Maguire served as his own counsel and Ms. Farris served as counsel for the Board. The Board heard deliberations from both sides. The Board had a discussion off the record. The following motions were made on the findings of fact and conclusions of law addressed in the submitted Draft Order.

A motion was made and unanimously approved that the findings of facts show:

1. James Maguire applied for a reciprocal acupuncture license.
2. Mr. Maguire submitted evidence that he had taken and passed the NCCAOM examination in Acupuncture with Point Location.
3. Mr. Maguire has not passed the NCCAOM examination in Biomedicine.
4. Mr. Maguire has not passed the NCCAOM examination in Foundations of Oriental Medicine.
5. Mr. Maguire has not passed the NCCAOM examination in Chines Herbology.
6. The State of Colorado did not require Mr. Maguire to pass the exams described in paragraphs 3-5.

Motion: Jana Brady

2nd: Michele Fincher

A motion was made and unanimously approved to accept the conclusion of law that Mr. Maguire does not meet the qualifications for licensure under Board Rule: Title III, D, (a), (1), and James Maguire's request for licensure is denied.

Motion: Jana Brady 2nd: Michele Fincher

Mr. Moulton requested Mr. Burns to reduce the decision of the Board to writing and be sure Mr. Maguire gets a copy of the decision along with a cover letter informing him of his appeal rights. Mr. Moulton called the hearing to a close.

Financial Report: February and March 2022 Financial Reports were unanimously approved. After the meeting had dismissed, Russell discovered that the March Reconciliation had a wrong figure. The correct figure should have read "**\$27.30**" and not "\$28.78".

Motion: Jana Brady 2nd: Michele Fincher

Review/Approval of February 11, 2022 Minutes: The minutes from the previous board meeting were unanimously approved.

Motion: Jana Brady 2nd: Wendy Poole

Licensure Report:

1. 39 Active Licenses (No change)

Additional Business:

1. The next meeting was confirmed for May 13, 2022 at 12:00 pm CST (Noon)

Adjournment: Jana Brady adjourned the meeting at 1:28 pm CST.