LA BOARD OF CHIROPRACTIC EXAMINERS

SUMMARY OF MINUTES

**BOARD MEETING – JANUARY 29, 2015**

Members Present: Dr. Wynn T. Harvey, President; Dr. Jon E. Zeagler, Secretary-Treasurer; Dr. Michael Cavanaugh, Dr. Mark B. Kruse; Dr. Joseph E. Turk; Dr. R. Buckley VanBreemen.

Members Absent: Dr. Ned J. Martello, Vice-President.

Staff Present: Patricia A. Oliver, Executive Director

Shellie Hebert-Schmidt, Administrative Assistant

Legal Counsel: Angelique Freel, Asst. Attorney General.

Audience: Kathy Chittom, CAL.

Meeting called to order at 8:37 a.m., Dr. Wynn T. Harvey, President, presiding.

The **minutes** of the 12/09/2014 meeting were mailed to all Board members. Motion made by Dr. Cavanaugh, seconded by Dr. VanBreemen, to accept the minutes as prepared. With no objections, motion carries unanimously.

**PUBLIC COMMENT:**

#### None.

**STANDING COMMITTEE REPORTS**

1. **FINANCE COMMITTEE REPORT** **by Ms. Oliver:**

**Financial statement** for December 2014 was prepared by Ms. Oliver and provided to the Board members. Motion made by Dr. Kruse, seconded by Dr. VanBreemen, to accept the statement as prepared. With no objections, motion carries unanimously.

Ms. Oliver notes money collected for **delinquent renewals**. Discussion held on increasing number of delinquent renewals and possibilities to solve the growing problem. Dr. VanBreemen volunteers the complaint/penalty schedule as:

* 1st time delinquent renewal, the licensee pays renewal fee and delinquent fee;
* 2nd time delinquent renewal within 5 years, the licensee will be suspended for the same number of days as delinquent;
* 3rd time delinquent renewal within 5 years; the licensee will be suspended for twice the number of days delinquent.

Ms. Oliver directed to bring this complaint schedule plan draft to Celia Cangelosi for review. If Celia Cangelosi does not approve the plan, then the previous procedure should be utilized.

**CD report** was given by Dr. Zeagler – one CD’s renewed since last meeting, however 2 will be maturing in February. Dr. Kruse adds there is a bank in New Orleans area which is offering good CD rates - he will provide Dr. Zeagler with the name of the bank for future reference.

Dr. Zeagler reviewed the **expense and expenditure reimbursements** submitted by Ms. Oliver and notes all are in order and substantiated by receipts.

* **PEER REVIEW COMMITTEE REPORT BY Dr. Martello**:

Due to the absence of Dr. Martello, Ms. Oliver notes receipt of new PR case.

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* **COMPLAINT COMMITTEE REPORT by Dr. Harvey**:

Dr. Harvey reports no new complaints for the Board’s action.

* **STANDARDS & PRACTICES by Dr. Kruse:**

No report at this time.

* **LAW & LEGISLATION:**

Relative to “**dry needling**” opinion request by the Board, Ms. Oliver notes no new developments. Dr. Kruse requests this matter be taken off the agenda until response is received from AG’s office.

Relative to amending “**reciprocity**” language, Dr, Turk provides the info from Rep. Mickey Guillory and that the 2015 Legislative Session is a “fiscal session”.

Relative to CAL’s **scope of practice** changes, Ms. Chittom discusses planned language which is relative to “diagnosing and treating the conditions associated with the neuromusculoskeletal conditions” wording. Ms. Chittom will provide the Board office with the exact proposed language once she meets with the legislator who may author the bill.

* **TESTING**:

Relative to **NBCE’s Part IV Exam**, the NBCE has made a petition for 2 board members to participate as “examiners”. Upcoming test dates are May 15-17, November 13-15. Test writing committee meeting date is June 12-13, 2015.

Relative to the **biannual licensure exam**, Ms. Oliver notes there are 11 candidates for the licensure exam to be held today. Board will recess for “testing”.

* **ADMINISTRATIVE OVERSIGHT:**

Dr. Zeagler reviewed the leave records for the employees and stated all leave records of **Ms. Oliver** and **Ms. Hebert-Schmidt** are in order.

* **SEMINAR REVIEW by Dr. Zeagler:**

Ms. Oliver reports Dr. Zeagler reviewed 33 seminars since the last meeting, however, 8 seminars review requests require full Board review due to all speakers not on post graduate faculty as follows:

Request from **CAL** to review the seminar entitled, “Chiropractic Pediatrics”. Motion made by Dr. Zeagler, seconded by Dr. Kruse, to approve the seminar for CE credits. With no objections, motion carries unanimously.

Request from **NWHSU** to review the seminar entitled, “Radiographic Considerations”. Dr. Zeagler notes the speaker is not on post grad faculty. Motion made by Dr. Zeagler, seconded by Dr. Cavanaugh, to approve the seminar for CE credits. With no objections, motion carries unanimously.

Request from **CAL** to review the seminar entitled, “Contemporary Integrative Dry Needling”. Dr. Zeagler notes the speaker is not on post grad faculty. Motion made by Dr. Zeagler, seconded by Dr. Cavanaugh, to approve the seminar for CE credits. With no objections, motion carries unanimously.

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* **SEMINAR REVIEW by Dr. Zeagler (Cont’d.):**

Request received from **NWHSU** to review the seminar entitled, “Cardiometabolic Advanced Practice Module”. Dr. Zeagler notes the speaker is not on post grad faculty. Motion made by Dr. Zeagler, seconded by Dr. Kruse, approve the seminar. With no objections, motion carries unanimously.

Request received from **NWHSU** to review the seminar entitled, “Applying Functional Medicine in Clinical Practice”. Dr. Zeagler notes the speaker is not on post grad faculty. Motion made by Dr. Zeagler, seconded by Dr. Cavanaugh, approve the seminar. With no objections, motion carries unanimously.

Request received from **NWHSU** to review the seminar entitled, “Immune Advanced Practice Module”. Dr. Zeagler notes the speaker is not on post grad faculty. Motion made by Dr. Zeagler, seconded by Dr. VanBreemen, approve the seminar. With no objections, motion carries unanimously.

Request received from **ICPA/CCC** to review the seminar entitled, “Pediatric Certification Program”. Dr. Zeagler notes the speaker is not on post grad faculty. Motion made by Dr. Zeagler, seconded by Dr. Kruse, approve the seminar. With no objections, motion carries unanimously.

Request from **CAL** to review the seminar entitled, “X-ray Proficiency”. Dr. Zeagler notes the speaker is not on post grad faculty. Motion made by Dr. Zeagler, seconded by Dr. VanBreeman, to approve the seminar for CE credits. With no objections, motion carries unanimously.

* GENERAL CORRESPONDENCE:

None to discuss.

**OLD BUSINESS:**

Dr. Kruse requests to remove from the agenda until further notice the discussion relative to request received from **Irshan Chaudary, D.C**., Lake Charles, LA, if he can administer “vitamins, minerals, and/or herbs (anything natural) by IV” to a patient for a condition under the scope of chiropractic.

**NEW BUSINESS:**

Request received from the American Board of Chiropractic Sports Physicians relative if **treatment of concussions** is within the scope. The Board states it is within the scope.

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Request received from **ChiroTrust**, a patient referral service. Board would like to review the pledge and contract before any approval will be considered.

Information received from FBI that the fee for “**background checks**” has been reduced. Ms. Oliver notes the fee change will be passed on to applicants.

Request received from **Roshun Glover, D.C**., River Ridge, LA, for an extension to receive his CE because license issuance was delayed due to December scheduling of Board meeting. Motion made by Dr. Zeagler, seconded by Dr. VanBreemen, to grant a 90 day extension. With no objections, motion carries unanimously.

Request received from **Amy Buck, D.C**., Lansing, MI, to apply the application fee she submitted for the January exam to the April exam. Motion made by Dr. Cavanaugh, seconded by Dr. Kruse, to apply the application fee to the April exam. With no objections, motion carries unanimously.

Request received from **Andre Broussard, D.C**., Lubbock, TX, to waive the “RM” requirements for 2015 as he lives/works in TX which does not have “RM” CE requirements. Motion made by Dr. Martello, seconded by Dr. Kruse, to waive the “RM” requirements for 2015 for Dr. Broussard. With 4 yeas, 1 nay, motion passes.

Request received from **Anthony Bastecki, D.C**., Lexington, KY, to waive the “RM” requirements for 2015 as he lives/works in KY which does not have “RM” CE requirements. Motion made by Dr. Cavanaugh, seconded by Dr. Kruse, to waive the “RM” requirements for 2015 for Dr. Bastecki. With 4 yeas, 1 nay, motion passes.

Request received from **Richard Myers, D.C**., Waynesboro, PA, to waive the “RM” requirements for 2015 as he lives/works in PA which does not have “RM” CE requirements. Motion made by Dr. Kruse, seconded by Dr. Cavanaugh, to waive the “RM” requirements for 2015 for Dr. Myers. With 4 yeas, 1 nay, motion passes.

The Board would like new information gathered on each state’s “**RM” requirements.**  Further, the correspondence sent to licensees relative to CE waivers should state if the licensee returns to LA, the “RM” hours will be required to be obtained.

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Request received from **Jon Eiland, D.C**., Gadsden, AL, for an extension to receive his CE because of illness and poor health. Motion made by Dr. Kruse to approve the extension request. Ms. Oliver notes no info has been received from the treating physician. Motion is withdrawn by Dr. Kruse. Ms. Oliver directed to send letter requesting “treating physician” information and upon receipt to of that info, the Board will revisit his request.

Request received from **Tim Levin, D.C**., Shreveport, LA, for a delinquent waiver request. Ms. Oliver is directed to send a “cease and desist” letter to Dr. Levin to be in effect until the Board receives proof of attendance of his 12 hours of approved CE. Motion made by Dr. Kruse, seconded by Dr. Zeagler, to submit a letter for “cease and desist” letter until the 12 hours CE voucher is received and further, to grant a 60 day extension to obtain the required “RM” hours. With no objections, motion carries unanimously.

Request received from **Paul Lancon, D.C**., Lake Charles, LA to waive the delinquent fee for his 2015 renewal. Motion made by Dr. Cavanaugh, seconded by Dr. Zeagler, to deny the delinquent waiver request. With no objections, motion carries unanimously.

Ms. Oliver notes late receipt of several items which were not included on the posted agenda. Motion made by Dr. Kruse, seconded by Dr. VanBreemen, to amend the posted agenda to include those items noted. Roll call vote: Kruse – Yes; Zeagler – Yes; Cavanaugh – Yes; VanBreemen – Yes; Harvey – Yes. With 6 yeas, 0 nays, agenda is amended.

Ms. Oliver notes the **FCLB** National Congress will be held May 6-10, New Orleans, LA. Reservations and registration will be processed in the near future.

Ms. Oliver notes receipt of the preliminary **budget draft for 2015-16** and that copies have been provided to the Board. The Board will review in the interim and discuss at the April meeting.

Ms. Oliver notes information received from her attendance at the annual **FARB** conference recently held in Tucson, AZ

Dr. Kruse would like the **Board’s webpage** user-friendliness and content to be reviewed and possibly modified.

Anglique Freel notes a **severability clause** to possibly be included in future “consent agreements” to inform licensees of possible disclosure to the “**National Practitioner Databank**” as required by federal law.

Dr. Zeagler notes he will attend the LA Veterinary Board June meeting to address that board about **direct supervision of chiropractor** by vet – he will be attending as an individual licensee and not as Board representative.

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Request received from **Brandi LeBlanc**, Baton Rouge, LA, to approve and accept the x-ray proficiency course she attended and successfully passed and to issue the x-ray proficiency certificate. Motion made by Dr. VanBreemen, seconded by Dr. Zeagler, to approve the course and issue the certificate. With no objections, motion carries unanimously.

**Upcoming Events:**

* Next Board meeting, 04/02/2015
* Additional offering of biannual licensure exam, 04/02/2015, time to be announced.
* FCLB National Congress, New Orleans, LA , May 6-10, 2015
* Biannual licensure exam, 7/30/2015, time to be announced
* X-Ray Proficiency Certificate renewal, 07/31/2015
* Annual license renewal deadline, 12/31/2015.

Motion made by Dr. Cavanaugh, seconded by Dr. VanBreemen, to adjourn. With no objections, motion carries unanimously.

MEETING ADJOURNED AT APPROXIMATELY 12:04 p.m.