Chiropractic Meeting Minutes
IOWA BOARD OF CHIROPRACTIC
January 11, 2012
Lucas State Office Building, 5th Floor Conference Room #526
Des Moines, Iowa

Call to Order:
The meeting was called to order at 9:15am by Michael Powell, Chairperson.

Roll Call:
Members Present:
Michael Powell, D.C.
John Calisesi, D.C.
David Gehling, D.C.
Sharon Tate, Public Member
Nancy Kahle, D.C.
Julie Mueller, Public Member
Bradley Brown, D.C.

Staff Present:
Pierce Wilson, Board Executive
Barb Huey, Bureau Chief
Karla Hoover, Licensure Specialist
Barb Christiansen, Administrative Assistant
Meghan Gavin, AAG

Guests Present:
Dean Upton, Iowa Board of Veterinary Medicine
David Schmidt, Iowa Board of Veterinary Medicine
Daniel Garnett, Iowa Chiropractic Society
AAG Intern

Review of Agenda:
Move Chiropractic care to animal's agenda item to after the Approval of the Minutes.

Approval of the Minutes:
A motion was made by Dr. Calisesi, D.C. to approve the minutes for October 12 and December 2, 2011 minutes as corrected. A second was received from Mueller. All ayes, opposed – none, motion carried. Corrections: October 12th under Staff Present, correct spelling of Meghan Gavin's name, and under members present, add Julie Mueller to list.

Chiropractic Care to Animals:
Dr. Powell, D.C. distributed a handout. Dean Upton, Iowa Board of Veterinary Medicine, and David Schmidt, Iowa Board of Veterinary Medicine were in attendance to discuss the issue as it relates to the Chiropractic profession. Meghan Gavin noted some code changes would need to be made to the Veterinary board language. Pierce Wilson suggested this may be best served as a team approach with parties from each profession meeting together. Dr. Powell noted that chiropractors would need to have specific training specific to animal adjusting if they were to adjust animals. Dr. Upton stated that both professions would need changes to current Code language. Under current Veterinary rules there are no restrictions to animal chiropractic. He noted that there was going to be a public hearing for some rule changes on February 14th 10:00am at the Wallace State Office Building. Pierce stated that the Chiropractic Board needs to review the proposed rules to ensure it doesn't remove opportunities for both Boards to work together. Dr. Powell asked Meghan to prepare what a Code change would look like and bring it to the next full board meeting.

Dan Garrett indicated that the Iowa Chiropractic Society (ICS) does not support opening up the Iowa's Chiropractic practice act. He indicated the ICS feels Iowa's Code language is one of the best in the country. ICS feels that opening the Code opens it up for changes that are not needed. ICS would like the board to leave things as they are and only treat humans. Dr. Brown asked for a letter from the society stating its position on this issue.

Pierce stated the Veterinary Board has referred chiropractors to the Board for investigation in the past. The Chiropractic Board has conducted investigations in such cases and has taken such cases very seriously. Dr. Gehling reported that he agrees with being able to do animal adjustments if no fee is charged. Dr. Powell wrapped up the discussion with a review of requests. Meghan Gavin, AAG was asked to do draft language for code changes that would be needed. Time permitting Meghan and Pierce could research and draft a position paper for Board review to be put on the Board's web site. Pierce stated the importance of keeping the lines of communication open between both boards.

Public Comment: None

Reports:
Chair – A letter was received from FCLB requesting the board to designate a delegate and alternate by April 4, 2012. The meeting is on May 5 in San Antonia, TX. Dr. Powell will serve as the delegate and Dr. Kahle as alternate. No members want to attend the meeting.

A letter was received from NBCE requesting the board to designate a delegate and alternate. The meeting is on May 4 in San Antonia, TX. Dr. Powell will serve as the delegate and Dr. Kahle as alternate.

Board Executive – Pierce reported the discipline committee has been reviewing a large amount of cases and is working very hard to get all the outstanding complaints through the discipline process.

Bureau Chief – Barb Huey reported that the Department of Administrative Services has increased the lodging reimbursement to $83.00 + tax effective January 1, 2012.

AAG – Meghan Gavin gave a report on the Governor's Office Orientation for New Board Members. The materials distributed at the orientation can be sent to board members by e-mail if they would like. Ms. Gavin also discussed fines that could be given for open meeting laws that are not followed and also explained the required language that must be stated in the motion for going into closed session.

Committee Reports – none

Old Business:
Iowa Chiropractic Society Request – still pending Dr. Brown, D.C. did make a suggestion to include wording of live interactive web conference and strike classroom type presentation to ICN.
Consensus of board members proceed with filing notice on this change

Discussion regarding the Chiropractic Assistant Training rule discussion and adoption. A motion was made by Dr. Brown, D.C. to adopt the rule change. A second was received from Dr. Gehling, D.C.. All ayes, opposed, none, motion carried. Pierce will file it as an adopted rule.

Applications/Unlicensed Individual Cases – None

A Hearing is scheduled for 11:00am. Pierce reviewed some of the procedures of the hearing process.

A motion was made by Dr. Calisesi, D.C. to enter into closed session to discuss confidential material related to complaints according to Iowa Code Chapter 21.5(1) d at 10:22am. A second was received from Sharon Tate. Roll call was taken:
Calisesi – aye
Tate – aye
Brown – aye

Gehling – aye
Mueller – aye
Kahle – aye
Powell – aye
Motion carried.

Returned to Open Session at 10:55am

The Board took a five minute recess to get organized for the hearing at 11:00 a.m.

Board returned to open session after the hearing at 3:45 p.m.

Motion was made by Dr. Calisesi, D.C. to go enter into closed session at 3:59 p.m. to discuss confidential material related to applications and complaints according to Iowa Code Chapter 21.5 (1) a & d. A second was received from Julie Mueller. Roll Call was taken Dr. Kahle, D.C. has left the meeting.
Powell – Aye
Calessi – Aye
Brown – Aye
Tate – Aye
Gehling – Aye
Mueller - Aye
Motion Carried.

Board returned to open session at 4:20 p.m.

Motion was made by Dr. Calisesi, D.C. to close Case #11-016. A second was received from Julie Mueller. All ayes, opposed none, motion carried.

Motion was made by Dr. Calisesi, D.C. to direct Meghan Gavin, AAG to draft a confidential order regarding Case #10-009. A second was received from Dr. Gehling, D.C.. All ayes, opposed none, motion carried.

Future board member dates reviewed.

Motion was made by Julie Mueller to adjourn the meeting at 4:22 p.m. A second was made by Dr. Calisesi, D.C.. All ayes, opposed none, motion carried.