Minutes

BOARD OF CHIROPRACTIC
January 12, 2010 9:00 p.m.
5th Floor Board Room
Lucas State Office Building
Des Moines, Iowa 50319

Call to Order:

Meeting called to order by Michael Powell, D.C., Board Chairperson, at 9:05 a.m.

Roll Call:

Members Present:

Michael Powell, D.C.; John Calisesi, D.C.; Dori Rammelsberg-Dvorak, D.C.; Bradley Brown, D.C.; Rex Jones D.C.; Sharon Tate, and Leslie Duinink

Staff Present:

Pierce Wilson, Board Executive; Barb Huey, Bureau Chief; Julie Bussanmas, AAG; Meghan Gavin, AAG; and Karla Hoover, Licensure Specialist

Public Present: None

The meeting was turned over to Laura Lockhart, ALJ who asked if the licensee Ronald Pehl, D.C. wanted to have the hearing open to the public or closed.

Hearing:

Attorney for Ronald Pehl, D.C. requested the hearing be held in closed session.

The Board returned to open session following the hearing.

Review Agenda:

The agenda was approved as amended by consensus.

Approval of Minutes:

Delayed discussion of October 13, 2010 meeting minutes .

Reports:

Delayed reports.

Committee Reports

Licensure Committee

Dr. Jones reported that he had contacted D'Youville College regarding their request to be recognized by the Board for their graduates to be accepted for the Iowa licensure application

process. Dr. Jones recommended that The physiologic therapeutics class pluss their chiropractic rehabilitations class meets Iowa's physiotherapy requirement. Following discussion the Board agreed that their program meets Iowa requirements for graduates to be able to apply for licensure. Jones Calisesi moved that the program be accepted for meeting th 100 hours physiotherapy requirement for licensure.

New Business

Administrative Rule changes recommended for section 41.8(1) removes renewal notification requirements in the rules which is consistent with Code of Iowa changes where such notification was removed. There was Board consensus to notice the rule change.

Administrative Rule Change 4.3(5) is to remove the requirement to follow Robert's Rules of Order. There was Board consensus to notice the rule change.

The Board discussed the FCLB and NBCE delegate and alternative nominations. Dr. Powell, D.C. agreed to be the delegate and Dr. Calisesi agreed to be the alternative. The Board recognized that at this time none of the Board members felt that their schedules would allow attendance at the meetings this year.

The Board discussed Dr. Nelson's, D.C. request for reconsideration of order conditions. The Board decided to communicate with the Dr. Nelson some conditions needing to be addressed prior to final decision regarding reconsideration of order conditions. Staff was directed to send Dr. Nelson, D.C. that he was to identify the consultant he had identified as well as to show he had a customer satisfaction survey that was administered actively and addressed the issues relating to chiropractic services he personally provided.

The issues of continuing education, travel to treat and the webinar con ed discussion were tabled for a later meeting.

Dr. Brown, D.C. and Leslie Duinink made a motion to enter into closed session in accordance with Iowa Code 21.5. The Board will go into closed session to discuss confidential records and disciplinary issues, which are required to be kept confidential. The Board went into closed session at 6:54 p.m.

Closed Session:

Open Session:

Dr. Brown, D.C. motions and Dr. Rex Jones, seconds that the Board asks Judge LaMarshe to draft the hearing board recommendations for board review. Motion approved unanimously.

Motion to close cases

Motion by Calisesi seconded by Dr. Brown to close case numbers 09-017 and 10-011 as discussed in closed session. Motion was unanimously approved.

Dr. Calisesi, D.C. moved and Dr. Jones, D.C. seconded a motion to approve the amendment to the Final Order for Dr. Dennis Boerjan to change from quarterly reports to annual reports. Motion was unanimously approved.

Dr. Calisesi, D.C. moved and Dr. Jones, D.C. seconded a motion to file a statement of charges and notice of hearing for Eblesheiser with suggested changes in closed session by the AAG. Motion was unanimously approved.

Dr. Calisesi, D.C. moved and Dr. Jones, D.C. seconded a motion to approve the application of Dr. Allen, D.C. Motion was unaniously approved.

Calisesi moved and seconded by Dr. Jones, D.C.Move to approve a statement of charges for Troy Fugere D.C. case number 09-022

Adjournment

Motion by Duinink and seconded by Calisesi to adjourn the meeting. Motion approved unanimously approved. Board adjourned at 7:44 p.m.

Future Board Meetings

April 13, 2011
July 13, 2011
October 12, 2011

All meetings held by the Iowa Department of Public Health are accessible to everyone. If you have special needs to participate, please call 515 281-0254 (TDD: 515 242-6156) at least five working days prior to the meeting.