

Meeting Minutes
Iowa Board of Chiropractic
October 10, 2012
Lucas State Office Building, 5th Floor Conference Rooms 517 & 518
Des Moines, Iowa

Call to Order:

The meeting was called to order at 9:03a.m. by John Calisesi, Chairman.

Roll Call:

Members Present:

John Calisesi, DC

Bradley Brown, DC

Joellen Jenson, Public Member

David Gehling, DC

Julie Mueller, Public Member

Aaron Martin, DC

Nancy Kahle, DC

Staff Present:

Pierce Wilson, Board Executive

Meghan Gavin, AAG

Barb Christiansen, Administrative Assistant

Barb Huey, Bureau Chief

Guests Present:

Denise Hoffman– Iowa Chiropractic Society

Review Agenda:

Approval of Minutes:

A motion was made by Brown to approve the July 11, 2012 meeting minutes. A second was received from Martin. All ayes, opposed none, motion carried.

A motion was made by Mueller to approve the July 19, 2012 teleconference meeting minutes with corrections. A second was received from Jenson. All ayes, opposed none, motion carried.

Public Comment: None

Reports:

Chair: Dr. Calisesi reviewed the committee appointments that were made at the last meeting.

Discipline: Bradley Brown, Chair, Aaron Martin and Julie Mueller

Licensure: Nancy Kahle, Chair, David Gehling and Joellen Jenson

Continuing Education: Aaron Martin, Chair, Nancy Kahle and Julie Mueller

Rules: David Gehling, Chair, Bradley Brown and John Calisesi

Board Executive: Pierce discussed Executive Order 80 with the members. Executive Order 80 deals with the requirement of agencies to bring together stakeholders to give input on the rule changes when the change is deemed controversial. Barb Huey explained that Dr. Miller-Meeks, as Department Director, will review all rules to determine, along with the Governor's office, if a stakeholder's meeting will be convened for additional input. Meghan reported that the AAG's office is working towards a process of implementing this order. The Bureau always holds a public hearing for each rule.

Bureau Chief: No report

AAG: No report

Committee Reports:

Rules: No report

Licensure: No report

Continuing Education: No report

New Business:

Continuing Education Administrative Rules: 44.3(2) a1: added language regarding online instruction. It was not the board's intent to allow 100% of continuing education be completed on-line, but that is now how the rule reads. The Board believes in-person training is important so will draft rules to change the rules back. Meghan suggested adding a sentence that states the number of hours that would be allowed to be completed by independent study which includes on-line instruction. The intent of the board was that of the 36 clinical hours only 12 hours could be on-line hours with the remaining 24 hours in-person classroom hours. Dr. Martin expressed his concern about the gray issues in the rule. He would really like to make the rule more black and white while the board has the chance. Dr. Gehling suggested a change to the reporting form so that it flows and guides the doctors through the continuing education process. Dr. Calisesi asked Dr. Martin to review and make changes to continuing education hours in order to clarify and simplify the rules, and then bring the recommendations back to the board. Pierce asked Dr. Martin to send any drafts of the changes to him and Meghan.

Applications:

Cassiema Rachel Bradley is suspected to be practicing without a license. The Board was considering a consent agreement but prior to the board approving the agreement Pierce suggested that this licensure be delayed until the DIA investigation report is received. DIA interviewed Ms. Bradley who denied that she is practicing without a license. DIA reported that Ms. Bradley denied practicing continually during the interview then when presented evidence of such admitted it. Dr. Brown asked about sending a Cease and Desist Order. Meghan suggests the board wait and review the report at the next meeting in a month.

Members took a break at 10:10am.

Closed Session:

A motion was made by Brown to enter into closed session at 10:21am to discuss confidential material related to applications and complaints according to Iowa Code Chapter 21.5(1) a and d. A second was received from Gehling. Roll call taken

Martin – aye

Calisesi - aye

Brown - aye

Jenson - aye

Mueller - aye

Gehling - aye

Kahle- aye

Motion carried.

Board returned to open session at 11:50am.

Follow-up of closed session:

A motion was made by Gehling to close the following cases #12-003, 12-008, 12-016 and 12-017. A second was received from Kahle. All ayes, opposed none, motion carried.

A motion was made by Brown to approve the Settlement and Final Order as discussed in closed session of case #09-018. A second was received from Gehling. All ayes, opposed none, motion carried.

A motion was made by Kahle to approve the Statement of Charges for case #10-009 as discussed in closed session. A second was received from Mueller. All ayes, opposed none, motion carried.

A motion was made by Brown to approve the Statement of Charges as discussed in closed session. A second was received from Gehling. All ayes, opposed none, motion carried.

Pierce distributed motions from a case and instructed Board not to discuss the motions at this time.

A motion was made by Gehling to adjourn the meeting at 12:55am. A second was received from Mueller. All ayes, opposed none, motion carried.