

Minutes

BOARD OF CHIROPRACTIC

April 12, 2011 at 9:00 a.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 9:15 a.m.

Dr. Powell, D.C. turned the meeting over to Judge LaMarsh. Hearing was closed at the request of the licensee.

Hearing ----- Jiras ----- 10:00 a.m.

Following hearing the meeting returned to open session. Dr. Jones, D.C. motioned and Dr. Calisesi, D.C. seconded the motion to instruct Judge LaMarsh to draft the order regarding Jiras as discussed in closed session.. Motion was unanimously approved.

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, Leslie Duinink

Staff Present:

Pierce Wilson, Board Executive, Meghan Gavin, AAG, Karla Hoover, Licensure Specialist, Maggie LaMarsh, Assistant Law Judge, Edie Daniels, court reporter

Public Present: None

Review Agenda:

The agenda was reviewed.

Approval of Minutes:

Leslie Duinink noted that the January 12, 2011 minutes had several edits that needed to be made. The date of the meeting needed to be changed to 2011 from 2010 and her name on the second page near the bottom needed to be corrected.

Dr. Jones, D.C. motioned and Dr. Calisesi, D.C. seconded a motion to approve the August 12, 2010 Teleconference Minutes, September 2, 2010 Teleconference Minutes, October 13, 2010 Minutes, January 12, 2011 Minutes and February 8, 2011 Teleconference Minutes as amended. Unanimous approval of the motion.

Reports:

Dr. Powell, D.C. reported that he attended the National Board of Chiropractic Test Committee. He indicated that if anyone hadn't had a chance to go to one of the meetings it was well worth it. He reviewed briefly what happened at the meeting.

Pierce Wilson reported the changes that were now being required regarding the administrative rules process. Proposed rules need to be sent first to the Governor's office for pre-review prior to submission to the code editor's system. Several rules have been submitted by other boards and the new process didn't delay the rules.

Meghan Gavin, AAG reported that at the next meeting she will review with the Board some legal changes that the Board will need to be aware of in the future.

Committee Reports

Dr. Brown, D.C. reported that the Chiropractic Society is continuing to work on the webinar process and soon should be able to verify that on webinar presentations participants are still on the webinar.

New Business

Dr. Brown, D.C. reported that he had contacted the National Board of Chiropractic Examiners to discuss the Ethics and Boundaries Examination. The Board discussed the examination and agreed that such an examination would be a useful educational tool in some types of discipline cases.

The Board discussed and approved to notice the administrative rules on deferred judgement.

Travel to treat rules were discussed. Meghan indicated that it was her opinion that the type of change that would allow a temporary license for less than a year would require a Code of Iowa change. The Board tabled the issue until a later time.

The Board discussed the petition for waiver for Brett Fehr. Dr. Brown, D.C. motioned and Dr. Calisesi, D.C. seconded a motion to deny the petition for waiver. Motion was unanimously approved.

The Board discussed the petition for waiver for Kyle Sprecher. Dr. Calisesi, D.C. motioned and Dr. Dori Rammelsberg-Dvorak, D.C. seconded a motion to deny the petition for waiver. Motion was unanimously approved.

Old Business

The Board discussed the administrative rule changes regarding renewal notices. Dr. Calisesi, D.C. motioned and Dori Rammelsberg-Dvorak, D.C. seconded a motion to adopt the changes. Motion was unanimously approved.

The Board briefly discussed the comments received regarding the type of continuing education hours being required related to on-line courses. No action was taken at this time but would discuss in the future as necessary.

Closed Session:**Open Session:**

The Board approved a motion to close cases 08-059, 10-007, 10-010, 10-014, 10-015, 10-024, 10-025, 10-026, 10-027, 10-028, 10-030, 10-031, 10-032, 11-005, 11-007. Dr. Brown, D.C. motioned and Dr. Dori Rammelsberg-Dvorak, D.C. seconded the motion. Motion was unanimously approved.

Dr. Calisesi, D.C. motioned and Dr. Dori Rammelsberg-Dvorak, D.C. seconded a motion to approve Trent Fugere's Settlement Agreement and Final Order. Motion was unanimously approved.

Adjournment

Dr. Calisesi, D.C. motioned and Leslie Duinink seconded the motion to adjourn. Motion was unanimously approved. Meeting adjourned at 3:54 p.m.

Future Board Meetings

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.