

Department of Commerce, Community
and Economic Development

Division of Corporations, Business
and Professional Licensing

Alaska Board of Chiropractic Examiners

Annual Report

Fiscal Year 2022



Department of Commerce, Community and Economic Development
Division of Corporations, Business and Professional Licensing
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Alaska Board of Chiropractic Examiners
FY 2022 Annual Report

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Identification of the Board

Board Member	Duty Station	Date Appointed	Term Expires
Dr. Brian Larson, D.C. President	Soldotna, AK	Mar 1, 2017	Mar 1, 2025
Dr. John Lloyd, D.C. Vice-President	Anchorage, AK	Mar 1, 2020	Mar 1, 2024
Dr. Walter Campbell, D.C. Chiropractic Physician	Palmer, AK	Mar 1, 2022	Mar 1, 2026
Dr. Tim Kanady, D.C. Chiropractic Physician	Anchorage, AK	Mar 1, 2021	Mar 1, 2025
Vacant Public Member			

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Identification of Staff

Reid Bowman - Records and Licensing Supervisor

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Jasmin Bautista - Investigator

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**Alaska Board of Chiropractic Examiners
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Narrative Statement

The Board of Chiropractic Examiners consists of five members appointed by the Governor of Alaska. We presently have four licensed chiropractors and one seat for a public member which is currently vacant. Dr. Brian Larson is the Board President, Dr. John Lloyd is the Board Vice-President, Dr. Tim Kanady and Dr. Walter Campbell are the remaining Board Members. Reid Bowman is the licensing examiner.

Our regulatory board acts as a governmental body under the Alaska Statutes. The purpose of the board is to protect the public and promote ethical and responsible practice. Our mission is to foster high professional standards relative to the chiropractic profession in Alaska. Our goal is to protect the public without creating unnecessary barriers to qualified practitioners.

The board is responsible for establishing minimum educational and competency standards, as well as the regulation of chiropractic practice within the state. The board is involved with and proposes changes to regulations, as needed. The board provides regulatory oversight through a utilization review committee review appropriateness of care.

The board met 3 times in 2022 via Zoom and once in person for the purpose of discussing regular board business. The board also met several times via Zoom for individual board concerns or to determine the strategy to deal with professional misconduct.

We will continue to manage the operations of the board and look forward to a great year in 2023.

The board did not participate in meetings with the Federation of Chiropractic Licensing Boards (FCLB), the Association of Chiropractic Board Administrators (ABCA), and the National Board of Chiropractic Examiners (NBCE). Attendance at these national meetings has the benefit of increasing awareness in the current issues concerning the practice of Chiropractic nationally and internationally and to participate in programs involving licensing requirements, professional standards, public protection, regulation and discipline. Next year, it is likely our participation in these meetings will resume.

The board will help with the participation of chiropractors in Alaska to address a continual source of substance addiction. With Alaskans dealing with pain from injury, illness and lifestyle, estimates of as high as 70% of new addicts come from prescription narcotic treatment from primary health care providers. Research clearly demonstrates that chiropractic treatment is at least as effective for short and long term care of low back pain and accomplishes that without the use of opioid medication.

Chiropractic physicians are able to relieve many physical burdens, freeing other healthcare practitioners to address the psychological needs and improve the individual's ability to cope. Chiropractic physician's placement on research panels, boards and commissions focusing on opioid addiction is critical to help decrease addiction. Additionally, with the ever increasing demand for professional health care, chiropractic physicians are uniquely qualified to meet that demand.

There is a great need to upgrade statutes and regulations to recognize the training, the developments and accomplishments of the chiropractic profession to better meet the needs of Alaskans as a whole, and a general desire by chiropractic physicians to step up to those roles. Efficiency in the statutory and regulatory process will be needed. Involvement with national organizations such as the NBCE and FCLB will be needed. Chiropractic physicians having a place on councils, boards and commissions for opioid addiction will be needed. This board will continue to strive to protect and benefit the public while remaining vigilant of new trends in chiropractic practice and be proactive in need for regulation while staying current with technology, trends and issues as they develop.

Respectfully submitted,

Alaska Board of Chiropractic Examiners

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Budget Recommendations for FY 2023

Budget Recommendations section anticipates the board's fiscal priorities for the upcoming year. Please complete all parts of this section with details about anticipated meetings, conferences, memberships, supplies, equipment, to other board requests. Meeting expenses that are being funded through third-party reimbursement or direct booking must be identified separately from expenses paid through license fees (receipt-supported services or RSS). Be sure to explain any items listed as "other" so they may be tracked appropriately.

Board Meeting Date	Location	# Board	# Staff
October 6, 2022	Anchorage	5 (1 vacant)	1
<input type="checkbox"/> Airfare:			\$ 400.00
<input type="checkbox"/> Hotel:			\$ 175.00
<input type="checkbox"/> Ground:			\$ 70.00
<input type="checkbox"/> Other:			\$ 100.00
Total Estimated Cost:			\$ 745.00

Board Meeting Date	Location	# Board	# Staff
<input type="checkbox"/> Airfare:			
<input type="checkbox"/> Hotel:			
<input type="checkbox"/> Ground:			
<input type="checkbox"/> Other:			
Total Estimated Cost:			\$ 0.00

Board Meeting Date	Location	# Board	# Staff
<input type="checkbox"/> Airfare:			
<input type="checkbox"/> Hotel:			
<input type="checkbox"/> Ground:			
<input type="checkbox"/> Other:			
Total Estimated Cost:			\$ 0.00

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Budget Recommendations for FY 2023 (continued)

Travel Required to Perform Examinations

Not Applicable

Date	Location	# Board	# Staff

Description of meeting and its role in supporting the mission of the Board:

- Airfare:
- Hotel:
- Ground:
- Conference:
- Other:

Total Estimated Cost: \$ 0.00

Travel Required to Perform Examinations

Not Applicable

Date	Location	# Board	# Staff

Description of meeting and its role in supporting the mission of the Board:

- Airfare:
- Hotel:
- Ground:
- Conference:
- Other:

Total Estimated Cost: \$ 0.00

Alaska Board of Chiropractic Examiners
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Budget Recommendations for FY 2023 (continued)

Out-of-State Meetings and Additional In-State Travel (Rank in order of importance)

#1 Rank in Importance or Not Applicable

Date	Location	# Board	# Staff
FCLB/NBCE Annual meeting	West Palm Beach, FL	1	1

Description of meeting and its role in supporting the mission of the Board:

This meeting is the annual meeting of both the Federation of Chiropractic Licensing Boards (FCLB) and the National Board of Chiropractic Examiners (NBCE). They are being held concurrently from Tuesday April 25, 2023 to Sunday April 30, 2023.

Expenditure	License Fees (RSS)	Third-Party Reimbursement	Third-Party Direct Booked	Total
<input checked="" type="checkbox"/> Airfare:	\$750.00			\$750.00
<input checked="" type="checkbox"/> Hotel:	\$500.00			\$500.00
<input checked="" type="checkbox"/> Ground:	\$100.00			\$100.00
<input checked="" type="checkbox"/> Conference:	\$645.00			\$645.00
<input type="checkbox"/> Other				\$0.00
Describe "Other" (break out all sections):				
Net Total:	\$ 1,995.00	\$ 0.00	\$ 0.00	\$ 1,995.00

**Alaska Board of Chiropractic Examiners
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Budget Recommendations for FY 2023 (continued)

Non-Travel Budget Requests

- Not Applicable Resources Examinations
 Membership Training Other

Product or Service	Provider	Cost Per Event
Membership Dues	FCLB	\$1,292.00

Description of item and its role in supporting the mission of the Board:

This item is the required membership fee for The Federation of Chiropractic Licensing Boards (FCLB). Membership gains the board access to a variety of services and benefits. Chief among these is access to meetings and forums aimed at protecting examining regulatory standards and public protection. Membership also allows access to the Chiropractic Information Network-Board Action Databank (CIN-BAD) system. Access to CIN-BAD allows the board to have access to inter-jurisdictional license action reports and is essential to performing proper due diligence prior to issuing licenses.

Other Items with a Fiscal Impact

- Not Applicable**
Cost Per Event:
Number of Events:

Product or Service	Provider	Cost Per Event

Description of item and its role in supporting the mission of the Board:

Summary of FY 2023 Fiscal Requests

Board Meetings and Teleconferences:	\$745.00
Travel for Exams:	\$0.00
Out-of-State and Additional In-State Travel:	\$1,995.00
Dues, Memberships, Resources, Training:	\$1,292.00
Total Potential Third-Party Offsets:	- \$ 0.00
Other:	\$0.00
Total Requested:	\$4,032.00

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Legislative Recommendations - Proposed Legislation for FY 2023

No Recommendations

The Board has no recommendations for proposed legislation at this time.

Recommendations

The Board has the following recommendations for proposed legislation:

The following statutory changes are proposed by the Alaska Board of Chiropractic Examiners:

Substance Abuse Assistance to Professionals

AS 08.01.050(d) currently reads:

(d) At the request of one of the following boards, the department may contract with public agencies and private professional organizations to provide assistance and treatment to persons licensed by the board who abuse alcohol, other drugs, or other substances:

- (1) Board of Social Work Examiners;
- (2) Board of Dental Examiners;
- (3) Board of Dispensing Opticians;
- (4) State Medical Board;
- (5) Board of Nursing;
- (6) Board of Examiners in Optometry;
- (7) Board of Pharmacy;
- (8) State Physical Therapy and Occupational Therapy Board;
- (9) Board of Professional Counselors;
- (10) Board of Psychologist and Psychological Associate Examiners;
- (11) Board of Veterinary Examiners; and
- (12) Board of Marital and Family Therapy.

We respectfully request to Add (13) Board of Chiropractic Examiners;

AS 08.20.230. Practice of chiropractic. The practice of chiropractic

- (1) Addresses ramification of health and disease add of the "whole" person, with a special emphasis of biomechanical analysis, interpretation and treatment of the structural and functional integrity of skeletal joint structures, and the physiological efficiency of the nervous system as these matters relate to delete subluxation complex add (joint dysfunction;) and
- (2) Involves the diagnosis, analysis, or formulation of a chiropractic diagnostic impression regarding the chiropractic conditions of the patient to determine the appropriate method of chiropractic treatment add or referral.

Alaska Board of Chiropractic Examiners

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Legislative Recommendations (continued)

Rewrite to:

AS 08.20.900(3) Definition of "Chiropractic" to be amended to read:

(3) "Chiropractic is the primary-care clinical science of human health and disease that treats the "whole person"; chiropractic focuses on detection, correction and prevention of joint dysfunction and all biomechanical conditions, without invasive surgery or opioid or narcotic drugs, employing physiological therapeutics (physiotherapies) and ancillary methodology to enhance the body's recuperative power. The primary vehicle of chiropractic core methodology is the chiropractic adjustment; however, chiropractic practice also includes the diagnosis, treatment or referral of all conditions and diseases of the "whole person", and with proper education and training, the use of ancillary methodology.

Clarify/modify "Ancillary Methodology" (AS 08.20.900(1) to read:

"Ancillary methodology" means employing within the scope of chiropractic practice, with appropriate training and education, those methods, procedures, modalities, devices, and measures commonly used by trained and licensed health care providers, and includes add but is not limited to:

- (A) Physiologic therapeutics and physiotherapies;
- (B) Counseling on dietary regimen, sanitary procedures;
- (C) Use and interpretation of all diagnostic imaging;
- (D) Use and interpretation of all clinical labs;
- (E) Use of hypodermic and solid needles for drawing labs, administering prescription medications and nutritional substances or contrast agents, dry needling, acupuncture, electromyography, and similar techniques and procedures;
- (F) All diagnostic and therapeutic techniques and procedures (excepting those prohibited under AS 08.20.100(c) as directly referring to AS 14.30.125, treating the "whole" patient.

Further define "Chiropractic Examination" (AS 08.20.900(8) to read:

"Chiropractic Examination" means an examination of a patient conducted by a person licensed under this chapter, or by a chiropractic clinical assistant or chiropractic intern under the supervision of a person licensed under this chapter, for the [delete] (express) purpose of ascertaining whether symptoms of [delete] (subluxation complex) [add] (joint dysfunction) exist and consisting of an analysis of the patient's health history, current health status, results of diagnostic procedures, including x-ray and other diagnostic imaging devices, and postural, thermal, physical, neuro-physical, and spinal examinations that focuses on the discovery of (A) The existence and etiology of relationships of skeletal joint structures; and (B) Interference with normal nerve transmission and expression;

(C)[add] "Chiropractic Examination" diagnoses conditions and diseases of the "whole" person, and guides treatment or referral.

Professional Designation AS 08.20.155 Add (b) . "A person obtaining a chiropractic specialty designation, in addition to chiropractic core methodologies, may practice all ancillary methodologies except invasive surgery, or procedures deeper than superficial tissues or requiring general regional anesthesia. This privilege includes, with appropriate training and education, administration and prescription of non-opioid legend drugs specified in AS 08.20.155(b) for treatment of conditions related to the practitioner's specialty. Prescription drugs shall be limited to non-narcotic analgesics, antibiotics, antifungals, antivirals, antihistamines, anti-inflammatories, hormones/bioidentical hormones, amide anesthetics, epinephrine, and substances defined as nutrition in regulation."

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Regulation Recommendations - Proposed Regulations for FY 2023

No Recommendations

The Board has no recommendations for proposed regulations at this time.

Recommendations

The Board has the following recommendations for proposed regulations:

Proposed Follow-Up Regulation:

Chapter 12 Alaska Administrative Code Add New Sections to 12 AAC 16: A chiropractic specialist practicing ancillary therapies directly related to their specialty must demonstrate the following: (A) At least 5 years continuous practice in Alaska as a chiropractic physician; (B) Must have completed one or more of the recognized Diplomate programs (or equivalent training, i.e., Master's Degree) and be recognized by the certifying agency as a member in good standing; (C) Must have completed a minimum of ninety clinical and didactic contact course hours in pharmacology, pharmacognosy, medication administration and toxicology certified by an examination from an institution of higher education approved by the board; (D) Must complete continuing education on a biennial basis related to the areas of specialty-related Ancillary Methodology, as well as obtain continuing education required to maintain their Diplomate status with their certifying agency; A chiropractic physician administering nutritional substances via injection must have completed: (A) A minimum of two (2) years practice in Alaska as a chiropractic physician; (B) A minimum of ninety clinical and didactic contact course hours in pharmacology, pharmacognosy, medication administration and toxicology certified by an examination from an institution of higher education approved by the board; (C) And must complete continuing education on a biennial basis related to the administration of nutritional substances as approved by the board.

12 AAC 16.910 is Amended to read: 12 AAC 16.910. Administering nutritional substances. (a) A chiropractic physician may administer a nutritional substance intended for oral, topical, or transdermal use. (b) A chiropractic physician who has completed board approved post-graduate training in nutrition may administer a nutritional substance by oral, topical, transdermal, injection, or intravenous drip. A chiropractic specialist may administer all non-opioid pharmaceutical drugs and nutrition in direct relationship to their specific specialty.

Authority: AS 08.20.100

AS 08.20.900. Chiropractic practice from the beginning has held the use of vitamins, minerals, herbs, homeopathic and generally held "nutrition" (AS08.20.900(12)(B) as an essential therapy supplementing chiropractic core methodology and foundational philosophy of healing without the use of prescription drugs. This is consistent to this day and is a primary component that differentiates chiropractic practice from conventional health care. However, with advancements in research, particularly research in the efficacy of these "nutritional" substances confusion arises, especially in communicating about what is nutrition and what is a prescription drug. FY 2021 Annual Report - CHI Page 13 of 23 BOARD OF CHIROPRACTIC EXAMINERS Fiscal Year 2021 Annual Report Regulation Recommendations Proposed Legislation for FY 2022 (continued)

12 AAC 16.990(a) is Amended by adding a new section: (9) "nutrition or nutritional substance" means a vitamin, mineral, plant or extract, herb or extract, homeopathic, glandular or whole tissue or extract, sugar, amino acid product, enzyme, or saline, intended for use in the diagnosis, treatment, or prevention of disease in humans; nutritional substances include food grade and pharmaceutical grade substances that can be purchased by professionals without a federal Drug Enforcement Administration registration.

Authority: AS 08.20.100 AS 08.20.900.

Alaska Board of Chiropractic Examiners

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Regulation Recommendations (continued)

12 AAC 16.990(b)(1) is Amended by adding a new section: (C) a "prescription drug" does not include a nutritional substance as defined in (9) of this section; 12 AAC 16.990(b)(2) Repeal and Replace (2)(A) and (B): (A) "surgery" means the permanent structural alteration of the human body by alteration of living tissues for the purpose of diagnostic, therapeutic or aesthetic treatment of the human condition; (B) Surgery does not include removing superficial foreign bodies from the human body, venipuncture, suturing, injections, dry needling or removal of dead tissue. Authority: AS 08.20.055 AS 08.20.900 Regulation for Modifying Current Definition of Surgery;

12 AAC 16.990 Definitions (b) (2) "Surgery." (A) means the use of a scalpel, sharp cutting instrument, laser, electrical current, or other device to incise or remove living tissue; (B) does not include venipuncture or the removal of foreign objects from external tissue. (Current language.) The American College of Surgeons definition: Surgery is performed for the purpose of structurally altering the human body by incision or destruction of tissues and is part of the practice of medicine. Surgery also is the diagnostic or therapeutic treatment of conditions or disease processes by any instruments causing localized alteration or transportation of live human tissue, which include lasers, ultrasound, ionizing radiation, scalpels, probes, and needles. The tissue can be cut, burned, vaporized, frozen, sutured, probed, or manipulated by closed reduction for major dislocations and fractures, or otherwise altered by any mechanical, thermal, light-based, electromagnetic, or chemical means. Injection of diagnostic or therapeutic substances into body cavities, internal organs, joints, sensory organs, and the central nervous system is also considered to be surgery. (this does not include administration by nursing personnel of some injections, such as subcutaneous, intramuscular, and intravenous when ordered by a physician). All these surgical procedures are invasive, including those that are performed with lasers, and the risks of any surgical intervention are not eliminated by using a light knife or laser in place of a metal knife or scalpel. Patient safety and quality of care are paramount, and the College therefore believes that patients should be assured that individuals who perform these types of surgery are licensed physicians (defined as Doctor of Medicine or osteopathy) who meet appropriate professional standards. Adopted by American Medical Association House of Delegates, 2007. Consistent within states that have adopted a definition of surgery are definitions that stipulate that surgery "irreversibly transforms human tissue", is a procedure performed for the purpose of intentionally structurally altering the human body. "Surgery" means the structural alteration of the human body by the incision of or cutting into the tissue for the purpose of diagnostic or therapeutic treatment ... but does not include: procedures for the removal of superficial foreign bodies from the human body, punctures, injections, dry needling, acupuncture, or removal of dead tissue. (Virginia, 2012, Title 54.1-2400.01.1). In Alaska, the only professional boards to have a standing definition of surgery in codified regulation is Chiropractic and Naturopathy. The current definition of "2) "surgery" (A) means the use of a scalpel, sharp cutting instrument, laser, electrical current, or other device to incise or remove living tissue;". When this constitutes the total verbiage of the definition, literal interpretation overrides any intent. Confusion arises with the following line "(B) does not include venipuncture or removal of foreign objects from external tissue." Interpretation from the Alaska Department of Law (Minutes, February 1, 2019 meeting of the Alaska Board of Chiropractic Examiners) states that a hypodermic needle "incises" tissue to perform its various tasks, and therefore injection, drawing blood, or piercing the body with a needle (i.e. suture or dry needling) is surgery. This is used as justification to not allow injection of nutrients within the scope of chiropractic practice, as well as precludes closure of superficial laceration with suture if appropriately trained. All definitions of surgery given by the American College of Surgeons or other states adopting definitions include the deliberate intent to alter, change or destroy living tissue through surgical procedures. Injecting a medication into subcutaneous, IM, IV or intraarticular cannot be construed to deliberately alter the penetrated tissue. In fact, by using a very sharp cutting needle, tissue integrity is best maintained. Intent is the functional determinant here. The definition adopted by Virginia is an accurate and fair definition.

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Goals and Objectives

Part I

FY 2022's goals and objectives and how they were met:

Goal 1: Carry out assigned duties of the board:

Objective 1: Conduct a minimum of three board meetings this year with different regional locations in the state to allow for public attendance and meeting transparency.

This was completed. The board had four regular board meetings. There was also a need for meetings held in response to disciplinary matters and investigative/administrative needs.

Objective 2: Continue timely processing of applications and licensing of chiropractic physicians. With the imminent onset of jurisprudence and SPECT testing online, much of the application process will come on a first-come basis and will be processed as application is made. This represents a significant savings in time and resources. This was accomplished by the board, and applications were processed much quicker than in the past based on this new system.

Objective 3: Continue to monitor investigative reports, monitor disciplinary actions, and provide professional direction to division investigative staff regarding disciplinary actions, probation matters, criminal history record information, and chiropractic practice; Given the significant increase last year in both the number and severity of disciplinary matters in the state, this will be a significant activity of the board. To this point, the board has never revoked a license. This may well play a part in the increase of number and severity. The purpose of sentencing for criminal offenses is to first, stop the crime being committed; secondly, to assist in rehabilitating the offender, and third, to prevent others from committing the same offense. The laxity in board sentences may well play into current increases. Therefore, the board will focus efforts on developing and instituting a matrix of disciplinary measures patterned after the Boards of Medicine and Nursing, and as currently being prepared by the Board of Dentistry. This will standardize disciplinary action of the board and bring consistency among the professions of the state. The current "norms" sit significantly below those established guidelines. The board needed to place extra time and attention into the increase in investigative reports. Two licenses were revoked this year.

Objective 4: Utilize the National Board of Chiropractic Examiners (NBCE) Special Purposes Examination for Chiropractic (SPEC) and Ethics & Boundaries examination (E&B) in memorandum of agreements. This is in the final steps of completion to be a live service available nationally. This can be a very valuable tool in assessing preparation to return to professional service as a part of rehabilitation of offenses. This was accomplished by the board this year.

Objective 5: Continue to review and process continuing education credit approval in a timely manner. With COVID-19 restrictions and mandates being lifted, it is likely we will return to 32-hours of regular in-person and online continuing education. Careful consideration will be given to the current appropriateness of Ethics & Boundaries training. The board accomplished this objective this year. The board also entertained several hardship waiver's for doctors that dealt with special circumstances.

Objective 6: Continue to administer the Jurisprudence examination as part of licensure. Jurisprudence examination is still an integral part of licensing but appears to be one of the most violated areas of chiropractic practice. Utilizing the NBCE to make that available four times per year across the nation at appropriate testing centers will be a valuable asset to new applicants. Careful consideration of Boundaries & Ethics will be reviewed by the board for relicensing. FY 2021 Annual Report- CHI Page 20 of 23 Part II (continued) FY 2022's goals and objectives, and proposed methods to achieve them. Describe any strengths, weaknesses, opportunities, threats and required resources. This goal was accomplished.

**Alaska Board of Chiropractic Examiners
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Goals and Objectives (continued)

Part I (continued)

FY 2022's goals and objectives and how they were met:

Goal 2: Provide information regarding board activities to the profession and the public:

Objective 1: Inform licensees of any pending regulation changes in the customary manner. All communication with licensees is made through the board website, and in cases required, each will be notified through direct email or mail. This was accomplished.

Objective 2: Provide a public comment period during each meeting. This is scheduled per public meeting law for each board meeting. Care will be given to make sure public comment period is scheduled on each meeting agenda. All additional meetings will be properly public noticed. This goal was achieved.

Objective 3: Address concerns presented by licensees and the public at each meeting. See above. Additionally, any correspondence received by licensees or public members will be immediately addressed by the board or designee, and outcomes returned to those individuals. This was accomplished.

Objective 4: Provide copies of agendas and/or minutes of the meetings to all who request them. Such was accomplished by the licensing examiner and was posted in advance on the board website. This practice will continue.

Objective 5: Continue to work with other licensing boards, at both the district and national level. Specific request has been made to meet with District FCLB/NBCE in October 2021 in Whitefish, Montana and with the National Boards in the Spring of 2022. In addition to such boards, the Chairs of all professional boards under the State of Alaska, Department of Commerce have met weekly through 2020 and biweekly through 2021 to date since the onset of COVID-19 in the spring of 2020. This has been to develop contingency plans for worst case scenarios, review and implement emergency regulations, and coordinate efforts among boards to be united in effort. In addition, all board members were invited to participate in an Interdisciplinary Physical Medicine compact to develop specific instructions and recommendations to the chiropractic practitioner community in coordination with massage therapy, physical therapy and other related disciplines for compliance with Emergency Regulations from the Governor and Legislature. This was successfully completed; Chiropractic was the first submitting profession.

Objective 6: Continue to address the reporting requirements for domestic violence and sexual assault; Board members will continue to be educated on the requirements of Alaska law considering this requirement. Bringing the information to the forefront of attention of practitioners is a priority.

Objective 7: Seek and support efforts to educate the governor, state legislators, and the public regarding the benefit of chiropractic care as a health care option, and the particular opportunities to efficiently recover from work injuries (Workers Comp), and deal with pain without opiate prescriptions; A large part of this is forwarded in the legislative Proposal from this last year and carried forward for sponsorship for this coming 33rd Legislature. This will also remain a priority for the ACS. This was accomplished.

Objective 8: Raise awareness regarding public health, emergency training, hazardous material, and OSHA requirements. This was accomplished.

Objective 9: Ensure current information is available on the board website through regular updates by staff and regular monitoring by board members. BOARD OF CHIROPRACTIC EXAMINERS Fiscal Year 2021 Annual Report Goals and Objectives (Continued) FY 2021 Annual Report- CHI Page 21 of 23 BOARD OF CHIROPRACTIC EXAMINERS Fiscal Year 2021 Annual Report Goals and Objectives (continued) Part II (continued) FY 2022's goals and objectives, and proposed methods to achieve them. Describe any strengths, weaknesses, opportunities, threats and required resources.

**Alaska Board of Chiropractic Examiners
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Goals and Objectives (continued)

Part I (continued)

FY 2022's goals and objectives and how they were met:

Goal 3: Continue affiliation with the Alaska Chiropractic Society (ACS) to work cooperatively in the best interest of the public and the profession. This was accomplished.

Objective 1: Encourage regular Alaska Chiropractic Society (ACS) participation at board meetings. The board will continue to appraise ACS of the scheduling of board meetings and movements of the board. Time will continue to be budgeted into meeting agendas for updates on ACS activities and needs, and we will continue to receive calls as necessary for clarifications. This is a very strong and positive relationship that should be cultured to continue and strengthen. This was accomplished.

Objective 2: Support the Alaska Chiropractic Society in its efforts to provide information to the profession and the public. The board has been quick to respond with interpretation of laws and regulations and to give whatever support is possible to the ACS. This will continue.

Objective 3: Support the Alaska Chiropractic Society in pursuit of statutory changes or additions that expand the scope of chiropractic practice to provide better portal-of-entry service for the public and for those who wish to utilize their chiropractic physician efficiently as their primary care physician. The prepared Legislative Proposal will continue to be worked on and sponsorship sought for the 33rd Legislative session. Much of the previously stated goal lies herein, specifically to resolve the conflict of interests between needs of patients and desires of licensees, and to be able to provide update regulation to accomplish this while resolving the conflict with outdated statute. This is still in an ongoing state with an update available in February 2023.

Goal 4: Assess and evaluate regulations:

Objective 1: Continue to assess and evaluate continuing education requirements for quality, relevance, and application of scientific chiropractic research and practice. Thanks to Dr. Risch, a former board member, who religiously reviews every application for credits for continuing education and gives his input to the board for guidance. We will evaluate the use of such assignments and either continue or terminate such as recommended by the Department. of Law. This object was met.

Objective 2: Continue to assess and evaluate radiological safety, professional ethics and boundaries, public health, and emergency training. Radiology, advanced imaging, and radiologic safety continue to be a priority of continuing education. A full 25% of continuing education is focused on these topics. In addition, we have a very active Office of Radiologic Safety operating as a regulator for the State of Alaska, assuring radiation units comply with current rules and practice.

Objective 3: Proactively make recommendations through regulation and recommend changes to statute to anticipate changes in the health industry. This board is very active in this aspect as is demonstrated by the current Legislative Proposal seeking support for the 33rd Alaska Legislature.

Goal 5: Assess and evaluate the review process available through the Utilization Review Committee (URC):

Objective 1: Direct appropriate inquiries to the committee for review and recommendations. At the forefront of board efforts is the refilling of this committee.

Objective 2: Keep the committee roster fully staffed with three chiropractic physicians and one public member at all times. We did not fill the public member this year.

Objective 3: Maintain a list of alternate committee members to fill vacancies or recusals as needed. This was not accomplished this year.

**Alaska Board of Chiropractic Examiners
FY 2022 Annual Report**

Goals and Objectives (continued)

Part I (continued)

FY 2022's goals and objectives and how they were met:

Goal 6: Continue affiliation and improve interaction with the Federation of Chiropractic Licensing board (FCLB), The National Board of Chiropractic Examiners (NBCE), the Association of Chiropractic Board Administrators (ACBA), and the Council on Chiropractic Education (CCE) as well as the Council on Licensure, Enforcement, and Regulation (CLEAR) and the Federation of Association of Regulatory Boards (FARB):

Objective 1: Provide attendance of one to two board members and the examiner to the district and annual meetings of the FCLB and NBCE, to provide input and obtain information at both national and state levels regarding the practice of chiropractic in Alaska. With easing of COVID restrictions, if funding is approved by the State, attendance at the District FCLB meeting in Whitefish, Montana, becomes a distinct possibility. This meeting is of the greatest benefit to board and state personnel. This was accomplished this year.

Objective 2: Continue working with the FCLB on maintaining a listing of Alaskan chiropractic physicians on the National Database (CIN-BAD). This continues as outlined. This was accomplished this year.

Objective 3: Promote attendance of board members, past and present, to the semi-annual NBCE Part IV Examinations and Part IV Examination Review Committee meetings of the NBCE to provide input and obtain information on the Exams required for chiropractic licensure in Alaska and other states. While it was generally accepted "fact" that prior governors had banned the receipt of the professional honorarium offered by the NBCE as well as covering the personal travel and time these doctors invest without compensation from the State or NBCE to participate in this NBCE Part 4 testing process, a memorandum forwarded to the chair of this board by Director Sara Chambers late in Spring 2021 appears to demonstrate exactly the opposite. The opinion dated April 19, 2012, indicates that such is an appropriate action of board members, that the honorarium rendered does not exceed the maximum amount allowed as gifts under ethics law, and is a cost born by the NBCE, not the State of Alaska, therefore is not forbidden under ethical behavior laws or other considerations from the State. This will be reviewed, and the details implemented by the board this coming year for those wishing/willing to attend. This has been rectified and doctors will now be reimbursed travel for this event.

Goal 7: The board will endeavor, through the legislative process, to add the Board of Chiropractic Examiners to relevant centralized and non-centralized statutes that enhance the profession and its administrative efficiency:

Objective 1: The board will pursue inclusion in AS 08.01.050(d) for the purpose of providing licensed chiropractic physicians the resources needed to address abuse of alcohol, drugs or other substances that are granted to all other professional boards. This element is foremost on the Legislative Proposal authored by Drs. Larson and Morris, board members working as a subcommittee appointed by the board. Efforts of board members and ACS will work diligently to find a sponsor and co-sponsors for this action in the 33rd Alaska Legislature. This was accomplished.

Objective 2: The board will pursue authority under AS 08.20 to create an additional scope of practice status for chiropractic physicians who pursue additional training and certifications to utilize non-narcotic drugs, ancillary therapies and procedures beyond chiropractic core methodology (and labeled by statute as Ancillary Methodology) and commonly used by other Alaskan health care professionals and specialists. This is also a portion of the legislative proposal set forth by the board. The board with assistance of the ACS will continue to seek sponsorship and pre-filing with the 33rd Alaska Legislature in FY 21-22. This has not been accomplished and the board is anticipating an update in 2023.

**Alaska Board of Chiropractic Examiners
FY 2022 Annual Report**

Goals and Objectives (continued)

Part II

FY 2023's goals and objectives, and proposed methods to achieve them.

Describe any strengths, weaknesses, opportunities, threats and required resources:

Goal 1: Carry out assigned duties of the board:

Objective 1: Conduct a minimum of three board meetings this year with different regional locations in the state to allow for public attendance and meeting transparency.

Objective 2: Continue timely processing of applications and licensing of chiropractic physicians.

Objective 3: Continue to monitor investigative reports, monitor disciplinary actions, and provide professional direction to division investigative staff regarding disciplinary actions, probation matters, criminal history record information, and chiropractic practice;

Objective 4: Utilize the National Board of Chiropractic Examiners (NBCE) Special Purposes Examination for Chiropractic (SPEC) and Ethics & Boundaries examination (E&B) in memorandum of agreements. This is in the final steps of completion to be a live service available nationally. This can be a very valuable tool in assessing preparation to return to professional service as a part of rehabilitation of offenses.

Objective 5: Continue to review and process continuing education credit approval in a timely manner.

Objective 6: Continue to administer the jurisprudence examination as part of licensure. Jurisprudence examination is still an integral part of licensing but appears to be one of the most violated areas of chiropractic practice. Utilizing the NBCE to make that available four times per year across the nation at appropriate testing centers will be a valuable asset to new applicants.

Goal 2: Provide information regarding board activities to the profession and the public:

Objective 1: Inform licensees of any pending regulation changes in the customary manner.

Objective 2: Provide a public comment period during each meeting.

Objective 3: Address concerns presented by licensees and the public at each meeting.

Objective 4: Provide copies of agendas and/or minutes of the meetings to all who request them.

Objective 5: Continue to work with other licensing boards, at both the district and national level.

Objective 6: Continue to address the reporting requirements for domestic violence and sexual assault; Board members will continue to be educated on the requirements of Alaska law considering this requirement. Bringing the information to the forefront of attention of practitioners is a priority.

Objective 7: Seek and support efforts to educate the governor, state legislators, and the public regarding the benefit of chiropractic care as a health care option, and the particular opportunities to efficiently recover from work injuries (Workers Comp), and deal with pain without opiate prescriptions; A large part of this is forwarded in the Legislative Proposal from this last year and carried forward for sponsorship for this coming 33rd Legislature. This will also remain a priority for the ACS.

Objective 8: Raise awareness regarding public health, emergency training, hazardous material, and OSHA requirements.

Objective 9: Ensure current information is available on the board website through regular updates by staff and regular monitoring by board members.

**Alaska Board of Chiropractic Examiners
FY 2022 Annual Report**

Goals and Objectives (continued)

Part II (continued)

FY 2023's goals and objectives, and proposed methods to achieve them.

Describe any strengths, weaknesses, opportunities, threats and required resources:

Goal 3: Continue affiliation with the Alaska Chiropractic Society (ACS) to work cooperatively in the best interest of the public and the profession:

Objective 1: Encourage regular Alaska Chiropractic Society (ACS) participation at board meetings. The board will continue to appraise ACS of the scheduling of board meetings and movements of the board. Time will continue to be budgeted into meeting agendas for updates on ACS activities and needs, and we will continue to receive calls as necessary for clarifications.

Objective 2: Support the Alaska Chiropractic Society in its efforts to provide information to the profession and the public. The board has been quick to respond with interpretation of laws and regulations and to give whatever support is possible to the ACS. This will continue.

Objective 3: Support the Alaska Chiropractic Society in pursuit of statutory changes or additions that expand the scope of chiropractic practice to provide better portal-of-entry service for the public and for those who wish to utilize their chiropractic physician efficiently as their primary care physician.

Goal 4: Assess and evaluate regulations:

Objective 1: Continue to assess and evaluate continuing education requirements for quality, relevance, and application of scientific chiropractic research and practice. Thanks to Dr. Risch, a former board member, who religiously reviews every application for credits for continuing education and gives his input to the board for guidance. We will evaluate the use of such assignments and either continue or terminate such as recommended by the Department. of Law.

Objective 2: Continue to assess and evaluate radiological safety, professional ethics and boundaries, public health, and emergency training.

Objective 3: Proactively make recommendations through regulation and recommend changes to statute to anticipate changes in the health industry.

Goal 5: Assess and evaluate the review process available through the Utilization Review Committee (URC):

Objective 1: Direct appropriate inquiries to the committee for review and recommendations. At the forefront of board efforts is the refilling of this committee.

Objective 2: Keep the committee roster fully staffed with three chiropractic physicians and one public member at all times.

Objective 3: Maintain a list of alternate committee members to fill vacancies or recusals as needed.

Goal 6: Continue affiliation and improve interaction with the Federation of Chiropractic Licensing board (FCLB), The National Board of Chiropractic Examiners (NBCE), the Association of Chiropractic Board Administrators (ACBA), and the Council on Chiropractic Education (CCE) as well as the Council on Licensure, Enforcement, and Regulation (CLEAR) and the Federation of Association of Regulatory Boards (FARB):

Objective 1: Provide attendance of one to two board members and the examiner to the district and annual meetings of the FCLB and NBCE, to provide input and obtain information at both national and state levels regarding the practice of chiropractic in Alaska.

**Alaska Board of Chiropractic Examiners
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Goals and Objectives (continued)

Part II (continued)

FY 2023's goals and objectives, and proposed methods to achieve them.

Describe any strengths, weaknesses, opportunities, threats and required resources:

Objective 2: Continue working with the FCLB on maintaining a listing of Alaskan chiropractic physicians on the National Database (CIN-BAD).

Objective 3: Promote attendance of board members, past and present, to the semi-annual NBCE Part IV Examinations and Part IV Examination Review Committee meetings of the NBCE to provide input and obtain information on the Exams required for chiropractic licensure in Alaska and other states.

Goal 7: The board will endeavor, through the legislative process, to add the Board of Chiropractic Examiners to relevant centralized and non-centralized statutes that enhance the profession and its administrative efficiency:

Objective 1: The board will pursue inclusion in AS 08.01.050(d) for the purpose of providing licensed chiropractic physicians the resources needed to address abuse of alcohol, drugs or other substances that are granted to all other professional boards. This element is foremost on the Legislative Proposal authored by Drs. Larson and Morris, board members working as a subcommittee appointed by the board. Efforts of board members and ACS will work diligently to find a sponsor and co-sponsors.

Objective 2: The board will pursue authority under AS 08.20 to create an additional scope of practice status for chiropractic physicians who pursue additional training and certifications to utilize non-narcotic drugs, ancillary therapies and procedures beyond chiropractic core methodology (and labeled by statute as Ancillary Methodology) and commonly used by other Alaskan health care professionals and specialists. This is also a portion of the legislative proposal set forth by the board. The board with assistance of the ACS will continue to seek sponsorship and pre-filing with the 33rd Alaska Legislature in FY 21-22.

Alaska Board of Chiropractic Examiners
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Sunset Audit Recommendations

Date of Last Legislative Audit: 06/22/2021

Board Sunset Date: 06/30/2027

Audit Recommendation:

Recommendation No. 1: The governor should make board appointments in compliance with statutory requirements.

Action Taken:

This task is not within the jurisdiction of the board to control.

Next Steps:

N/A

Completed: No Yes

If yes, date completed:

Audit Recommendation:

Recommendation No. 2: DCBPL's director should allocate sufficient resources to ensure cases are addressed in a timely manner.

Action Taken:

This task is not within the jurisdiction of the board.

Next Steps:

N/A

Completed: No Yes

If yes, date completed:

Audit Recommendation:

Action Taken:

Next Steps:

Completed: No Yes

If yes, date completed: