

STATE OF ALASKA
DEPARTMENT OF COMMERCE, COMMUNITY AND
ECONOMIC DEVELOPMENT
DIVISION OF CORPORATIONS, BUSINESS AND PROFESSIONAL LICENSING

**ALASKA STATE BOARD
OF CHIROPRACTIC EXAMINERS**

**MINUTES OF MEETING
September 11, 2009**

By authority of AS 08.01.070(2) and in compliance with the provisions of AS 44.62, Article 6, a scheduled meeting of the Alaska State Board of Chiropractic Examiners was held on September 11, 2009 in Anchorage, Alaska.

Call to Order/Roll Call

The meeting was called to order by Dr. David Mulholland, President at 9:02 a.m. Those present, constituting a quorum of the Board were:

David Mulholland, DC, President
Rosemary Zimmerman, DC, Vice-President
James Heston, DC, Secretary
Daniel Holt, DC
Jeff Garness, Public member

In attendance from the Department of Commerce, Community and Economic Development, Division of Corporations, Business and Professional Licensing:

Debora Stovern, Licensing Examiner – Juneau

Agenda Item 1 – Review Agenda

Upon a motion duly made by Dr. Zimmerman, seconded by Dr. Heston and approved unanimously, it was:

RESOLVED to approve the agenda, as presented.

Agenda Item 2 – Review Meeting Minutes

The Board reviewed the minutes of the June 26, 2009 meeting, and made some minor edits.

Upon a motion duly made by Dr. Heston, seconded by Dr. Zimmerman and approved unanimously, it was:

RESOLVED to approve the minutes of the June 26, 2009 meeting, as amended.

Agenda Item 3 – Board Business

Ratification of New Licensees

Upon a motion duly made by Dr. Zimmerman, seconded by Dr. Heston and approved unanimously, it was:

RESOLVED to ratify the licenses issued to Constance M. Jerz #497, and Matija E. Stepovich #498.

Ethics Reporting

There were no ethics conflicts to report.

Review Goals and Objectives

The Board reviewed their goals and objectives for Fiscal Year 2010:

Goal 1: The Board will continue to carry out their assigned duties, as outlined in Objectives 1 through 6. They added Objective 7, to continue to make Board determinations and Position Statements about issues affecting the safety of the public.

Goal 2: The Board will continue to provide information regarding Board activities to the profession and the public, as outlined in Objectives 1 through 7. They determined to change Objective 8 into a new and separate goal:

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

Objective 1: Encourage regular ACS participation at Board meetings.

Objective 2: Support ACS efforts to provide information to the profession and the public.

Objective 3: Support ACS efforts in pursuing statutory changes relevant to the profession and public safety.

The Board directed Ms. Stovern to distribute copies of meeting minutes to ACS representatives for comment, and to continue to invite an ACS representative to participate in Board meetings.

Goal 3: The Board will continue to pursue statutory authority consistent with the practice of chiropractic to ensure the health and safety of the public, as outlined in Objectives 1 through 8.

They noted that Objective 1 may be obsolete, and directed Ms. Stovern to research the history of this objective. Objective 7, regarding position statements was restated under Goal 1, and Objective 8, regarding criminal background checks, was moved to Goal 4 as a regulations effort.

The Board reconfirmed their commitment to this goal and noted that the remaining objectives would be accomplished if the ACS is successful in securing the passage of a legislative project during the upcoming session.

They also added a new objective, to support ACS efforts in pursuing a statutory limit to retroactive insurance reviews.

Goal 4. The Board will continue to assess and evaluate regulations, as outlined in Objectives 1 through 5. They determined that objective 4, regarding raising awareness regarding public health, etc. should be moved to Goal 2.

Goal 5. The Board will continue to work to establish a utilization review process through the Peer Review Committee, as outlined in Objectives 1 and 2. They determined to add a third objective, to direct review inquiries to the committee.

Goal 6. The Board will continue affiliation with the Federation of Chiropractic Licensing Boards (FCLB), the National Board of Chiropractic Examiners (NBCE), the Association of Chiropractic Board Administrators (ACBA), and the Council on Chiropractic Education (CCE), as outlined in Objectives 1 through 4.

Goal 7. The Board will continue to consider the sunset review process and to review and respond to sunset audit report recommendations. The next sunset review is scheduled for June 30, 2014.

Upon a motion duly made by Dr. Zimmerman, seconded by Mr. Garness, and approved unanimously, it was:

RESOLVED to amend the Goals and Objectives, as noted.

Annual Report

The Annual Report for Fiscal Year 2009 was included in the agenda packet for further review by board members.

Agenda Item 4 – Investigative Report

Investigator JoAnna Williamson was unable to attend the meeting. Chief Investigator Brian Howes joined the meeting to review the investigative report provided to the Board. He reported that there are three open investigation and two licensees on probation.

The Board asked Mr. Howes for some guidance on drafting a letter to the profession to clarify their position on the injectable nutrients issue. The Board noted that they had previously reviewed this issue extensively and had concerns with the safety of the procedure and with scope of practice issues. Although a letter had previously been sent by a past Board president which stated that it did not appear that the procedure was in violation of existing laws, the Board noted that they had since reviewed new information.

The specific areas of concern include:

- In accordance with Alaska Statutes (AS) 08.20.900(3) and 08.20.900(5), the scope of practice for chiropractic physicians in the State of Alaska specifically prohibits the use of prescription drugs. Since the injectable nutrients require a prescription, then they may not be administered, prescribed, or dispensed under a chiropractic license.
- In accordance with Alaska Statutes (AS) 08.20.900(3) and 08.20.900(5), the scope of practice for chiropractic physicians in the State of Alaska specifically prohibits the use of surgery. Historically, the Board has acknowledged that some definitions of surgery include piercing the skin for therapeutic purposes. Therefore, the Board's position has been that piercing the skin for diagnostic purposes is acceptable under the scope of practice, but that piercing the skin for therapeutic purposes is not acceptable. Administering nutrients would be a therapeutic use, not diagnostic, and would therefore be prohibited.
- Nutrients that do not require a prescription (such as the oral versions) may be administered as physiological therapeutics under the AS 08.20.900(1), "ancillary methodology," which also requires proper training and education. The Board noted that the proposed class may or may not be considered proper training and education, but did not have enough information to make that determination. Previous information suggests that there is little training or education for handling an adverse reaction to the nutrients – such as anaphylactic shock. Also, the chiropractic scope of practice prohibits the administering of the prescription drugs ("epi-pen") required to treat such a reaction. Therefore, the Board has concerns with safety. Previous information also suggests that nonprescription oral nutrients were being administered by injection because the injectable nutrients could not be obtained. The Board had safety concerns with this practice and noted that the nutrients must be administered in accordance with the manufacturer's intended use; any other use does not conform to minimum professional standards.

The Board directed Ms. Stovern to ask for an opinion from the Department of Law regarding the definitions of “prescription drug” and “surgery” in the Chiropractic scope of practice. She will also distribute the draft letter to Board members for input, then to provide the final draft to Mr. Howes and the Department of Law, before sending it to all licensees.

Agenda Item 5 – Statute/Regulations Projects

Adopt new regulations project

The Board reviewed regulation changes to 12AAC 16.290 Continuing Education (to allow credit for CPR, AED, and basic life support training) and 12 AAC 16.430 Professional Standards (to recognize the Croft Guidelines). They suggested a slight change to 12 AAC 16.290(f): “...a licensee may receive up to four hours... from one **or more** of the following...”

The Board noted that, although no public comments were received, they paid special attention to the cost to private persons of the regulatory action being taken.

Upon a motion duly made by Dr. Zimmerman, seconded by Dr. Heston, and approved unanimously, it was:

RESOLVED to adopt the regulation changes, as amended.

The adoption order was signed.

Discuss new regulations project

The Board had previously discussed requiring criminal background checks for license applicants, reestablishing the oral portion of the State Chiropractic Exam, and requiring renewal applicants to take a jurisprudence “practice exam” or review in order to claim the two continuing education credits for reading the Statutes and Regulations booklet.

The Board reviewed draft changes to the following regulations to effect those changes:

- 12 AAC 16.130 State Chiropractic Examination
- 12 AAC 16.030 Application for licensure by examination
- 12 AAC 16.031 Application for temporary permit for locum tenens practice
- 12 AAC 16.033 Application for licensure by credentials
- 12 AAC 16.200 Temporary permits
- 12 AAC 16.205 Courtesy license
- 12 AAC 16.290 Hours of continuing education required

The Board also noted that 12 AAC 16.048(a)(7) needed to be updated to reflect that the Chiropractic Sports Physician (DACBSP) program is now administered by the American Chiropractic Board of Sports Physicians.

Upon a motion duly made by Mr. Garness, seconded by Dr. Zimmerman, and approved unanimously, it was:

RESOLVED to approve the proposed regulations changes regarding oral examinations, criminal background checks, and continuing education credit for reading Statutes and Regulations.

The Board directed Ms. Stovern to request that the regulations project go out for public comment as soon as possible, so that they may adopt the changes at their next meeting.

Discuss new statute project – licensing

The Board had previously discussed the potential licensing of acupuncturists and/or massage therapists. They noted that there is currently a Division administered program for licensing acupuncturists and that there had been a failed legislative project for a new massage therapy board. In years past the Board had considered the option of adding a massage therapy licensing program to the Chiropractic Board, since professional relationships between chiropractors and massage therapists were becoming so prevalent. It was noted that such relationships are still common.

Ms. Stovern provided an old draft of such a project for Board review. The draft included proposed language for adding a massage therapist to the Board and for licensing of massage therapists, as well as licensing of chiropractic associates, technicians, interns/preceptors, licensing chiropractic facilities, regulating IMEs, increasing fines, and establishing an executive administrator to assist with these additional responsibilities. They also added a subsection to 08.20.100(b)(5)(A) regarding school and sports physicals.

The Board determined that they are interested in pursuing the project. However, they would like to separate the draft into two projects: one package including only chiropractic items and one package including the massage therapist items. They will continue to research and discuss the massage therapist package. They determined to support the Alaska Chiropractic Society (ACS) in their efforts to pass the chiropractic package during the upcoming session.

Upon a motion duly made by Dr. Zimmerman, seconded by Dr. Holt, and approved unanimously, it was:

RESOLVED to divide the proposed statute project into separate chiropractic and massage package and support the passage of the chiropractic package.

It was noted that passage of the statute change would accomplish nearly all of the objectives under the statutory changes goal in the Board's Goals and Objectives. They directed Ms. Stovern to distribute the two drafts to Board members for review. Upon approval, the chiropractic project will be forwarded to the ACS to pursue.

Discuss new statute project – limit retroactive insurance reviews

The Board had previously discussed the lack of a statutory limit to retroactive insurance reviews.

They reviewed information regarding other state's requirements, noting that there is a range from no limit to a 90-day limit. It was noted that business statutes apparently limit such reviews to seven years. Dr. Zimmerman reported that she had contacted the Medical Board to determine if they have any plans for addressing the issue and learned that they are not. The Board noted that such a limit would likely fall under the statutes of the Division of Insurance, specifically AS 21.54.020; they determined to support the Alaska Chiropractic Society in their efforts to effect a statutory limit.

Agenda Item 6 – Scope of Practice

Injectable Nutrients

This issue was reviewed with the Investigator under Agenda Item 4, Investigative Report.

Injectables for MRI Studies

The Board reviewed a correspondence item requesting a determination regarding the use of injectable substances used in MRI studies. Ms. Stovern noted that she had also received a similar telephone inquiry on this subject. The Board determined that the procedures are not allowed under the chiropractic scope of practice because the substances are all prescription drugs, which are prohibited under Alaska Statutes (AS) 08.20.900(3) and 08.20.900(5). Ms. Stovern will respond to both inquiries.

Agenda Item 7 – Alaska Chiropractic Society Update

ACS President Kurt Hediger joined the meeting by teleconference to report on the following activities:

- Medical Services Review Committee – is working on ADG and ACOM Guidelines, and the Workers' Compensation fee schedule. They will be meeting on Friday, September 18.
- New administrator for state insurance benefits – they will be reviewing issues with new limits being imposed for chiropractic care.
- Other items of interest (statute projects, retroactive insurance reviews, electronic health information exchange) – the board will be meeting sometime next month to determine legislative activity and projects.
- The ACS Board: Kurt Hediger – President; Tim Kanady – Vice-president; Todd Curzie – Secretary; Tom Desalvo – Treasurer.

The Board noted their goal of working cooperatively with the ACS in the best interest of the profession and the public, including encouraging regular ACS participation at Board meetings, supporting ACS efforts to provide information to the profession and the public, and supporting ACS efforts in pursuing statutory changes relevant to the profession and

public safety. Dr. Hediger suggested that the ACS would support that goal and provided his email address to facilitate communication.

Agenda Item 8 – Public Comment

There were no members of the public present. Public comment was closed at 12:00 p.m.

Recess for lunch

The Board recessed for lunch at 12:10 p.m.

The Board resumed the meeting at 1:10 p.m. All members were present.

Agenda Item 9 – Division Updates

Budget Report

The Board reviewed the Budget Report prepared by the Division Administrative Officer. Expenditures and revenues appear to be as expected when the last analysis was done, and appear to support the reduction in licensing fees.

Review/Update Application forms

The Board reviewed the application forms and made a number of recommended changes to reflect current requirements and fees. The review had been requested by past-President Dr. Culbert; Ms. Stovern reported that he did not have any specific changes to recommend. She will have the forms updated.

Board Website

The Board had previously directed Ms. Stovern to have the Board website updated. She reported that the following changes have been made: adding a counter to monitor “hits” at the site, listing reporting requirements for domestic violence and sexual assault, publishing investigative information. She encouraged Board members to review the site and provide feedback.

Jurisprudence “Practice Exam”

The Board had previously determined to begin administering a “practice exam” to renewal applicants wishing to earn continuing education credit for reading the statutes and regulations. During agenda item 5, the Board determined to write regulations to implement such an “exam” for the next renewal. They directed Ms. Stovern to work with the web-based resource used by the Minnesota Board (www.myicourse.com) to begin a demonstration of the “exam.”

Agenda Item 10 – Application Review

Exam Application

The Board reviewed a reinstatement application from Cameron Paul Kmet, and license applications from Tyler L. Adams, Daryl S. Chalifour, and Weston L. Hopkins. Although the applications were not entirely complete, the Board was willing to consider allowing the applicants to sit for the exam only. Once the applications are complete, they will review them for license approval.

Upon a motion duly made by Dr. Zimmerman, seconded by Dr. Heston, and approved unanimously, it was

RESOLVED to approve Cameron Paul Kmet, Tyler L. Adams, Daryl S. Chalifour, and Weston L. Hopkins to sit for the Alaska State Chiropractic Examination.

The Board reviewed license applications from Kelly L. Cox, Benjamin J. Pontius, and Heather K. White. They considered their requests to sit for the exam, for temporary permit to practice, and for full licensure upon successful completion of the exam.

Upon a motion duly made by Dr. Zimmerman, seconded by Mr. Garness, and approved unanimously, it was

RESOLVED to approve Kelly L. Cox, Benjamin J. Pontius, and Heather K. White to sit for the Alaska State Chiropractic Examination, and for issuance of temporary permits pending receipt of required transcripts, and for full licensure upon passage of the exam and payment of license fees.

The Board reviewed license applications from Jaime R. Dequine, Shawn D. Lovdahl, and Bradley D. Mangum. They considered their requests to sit for the exam and for full licensure upon successful completion of the exam.

Upon a motion duly made by Dr. Zimmerman, seconded by Dr. Holt, and approved unanimously, it was

RESOLVED to approve Jaime R. Dequine, Shawn D. Lovdahl, and Bradley D. Mangum to sit for the Alaska State Chiropractic Examination, and for full licensure upon passage of the exam, receipt of required license verifications and payment of license fees.

Continuing Education Audit Review

The Board reviewed continuing education (CE) documentation submitted by an audited licensee and made the following recommendations:

- NEIL D. TIESZEN, License #231 – Approve 26 CE credit hours.

Upon a motion duly made by Dr. Zimmerman, seconded by Dr. Heston, and approved unanimously, it was

RESOLVED to approve the continuing education audit review documentation, as presented.

Continuing Education Course Review

Since the last meeting, the Board tabled an application for continuing education course approval for Course #8908 The Masters Circle – Master Control System, sponsored by Life Chiropractic College West. They reviewed the course and determined that the application documented only 7 hours of coursework, not the 9.5 hours noted on the application.

Upon a motion duly made by Dr. Heston, seconded by Dr. Holt, and approved by a majority, it was

RESOLVED to approve the application for continuing education approval of the Life Chiropractic College West course “The Masters Circle,” for 7 hours of continuing education credit (not 9.5 hours as requested).

Dr. Zimmerman abstained from voting.

Dr. Holt volunteered to further research the Masters Circle class and report back to the Board.

The Board reviewed continuing education course applications as recommended for approval by Dr. Risch:

<u>Batch 090209</u>	<u>Clinical</u>	<u>X-Ray</u>
Cleveland Chiropractic College		
#9081 Homecoming 2009 – Leadership/Foundations	Up to 16	Up to 8
Date Trace		
#9048 DC Tracts – Volume 21	19	5
#9047 OUM Chiropractic Program	6	0
Florida Chiropractic Association		
#9060 FCA National Convention & Exposition 2009	Up to 28	Up to 8
Life Chiropractic College West		
#9052 How Your Patients Can Truly Value Chiropractic Thru Central Nervous System Restoration	7	5
Life University College of Chiropractic		
#9080 Lyceum 2009	Up to 29	
Logan College of Chiropractic		
#9075 Chiropractic Symposium & Expo 2009	Up to 20.5	0

#9077 Power of Purification Time Line	8	0
#9079 ProSport 18 th Annual Hands-on Training Workshop	16 Up to 28.5	4 0
#9076 SORSI Homecoming 2009	16	0
#9078 Unique Options for Enhancing Your Practice		
National University of Health Sciences		
#9064 16 th Intl. Symposium: Illuminating the Path	17.5	0
#9066 ACS Radiology Annual Workshop 2009	0	12
#9065 Applying Functional Medicine in Clinical Practice	37	0
#9063 NUHS Homecoming 2009	15	0
National Vaccine Information Center (NVIC)		
#9054 4 th Intl. Public Conference on Vaccinations	24	0
Northwestern Health Sciences University		
#9061 6 th Annual Gonstead Meeting of the Minds	12	0
#9062 CDID Symposium 2009	23	0
Nutri-West Pacific		
#9082 Brimhall Protocol	20	0
#9083 Nutritional Neurology	12	0
Palmer College of Chiropractic		
#8925 Palmer College Homecoming 2009	23/max	4
Parker College of Chiropractic		
#9067 Activator Methods	12/session	0
#9073 Certified Chiropractic Sports practitioner	12/session	0
#9074 ICA Annual Conference on Chiropractic and Pediatrics	20 0	0 12
#9070 LRS-CA: Common Conditions in Radiology	12	0
#9069 LRS-CA: Golf Injuries Seminar	12	0
#9068 LRS-CA: Principles of a Rehab Specialist	Up to 12	Up to 5
#9072 Palmer College Homecoming – West campus	12	0
#9071 Spine & Axial Rehab Advances from pain Relief to Peak		
Parker College of Chiropractic		
#9053 Parker Seminar – Dallas/Ft. Worth 2009	Up to 16.5	Up to 3
Sherman College of Straight Chiropractic		
#9085 Basic Care Intensive	18	0
#9087 Blair Chiropractic Conference	13	0
#9089 Chiropractic Orthospinology Advanced	19	0
#9086 Intermediate Advanced Care Intensive	23	0
#9088 Science Behind Chiropractic and Vertebral Subluxation	4 4	0 0
#9084 Science Behind practice Based Research Protocols		
Southern California University of Health Sciences		
#9058 2009 Recertification Online Course	4	0
#9059 20 th Annual Clinical Meeting of American Academy of Pain Management	Up to 27	Up to 2

#9057 Anti-aging, Prevention thru Chiropractic Care	12	0
#9056 Functional Medicine Training Program 2009	12/session/ea	0
Standard Process labs Northwest		
#9055 Making Nutrition Work	12	0
Susan L. Vlasuk, DC, DACBR, PS		
#9050 Introductory Radiographic Technique	0	48
#9049 Radiologic and Clinical Update, Ed. 16	0	12
Texas Chiropractic College		
#9051 Mastering Natural Healing at Sea Seminar	12	0

Upon a motion duly made by Dr. Heston, seconded by Mr. Garness, and approved unanimously, it was

RESOLVED to approve the continuing education applications, as recommended by Dr. Risch.

Agenda Item 11 – Peer Review Committee

Ms. Stovern reviewed the current committee roster: Dr. Mark Barbee (term expires 1/18/11), Dr. Gregory Culbert (term expires 1/18/10), Dr. Steven Messerschmidt (term expires 1/18/10), and Martha Summerfield, public member (term expires 1/18/11).

Ms. Stovern provided a copy of a Peer Review Information booklet in the agenda packet for review. The booklet outlines the Peer Review processes and resources. The Board noted that the booklet was last updated in 2005 and made the following recommendations:

- Remove the committee roster from the booklet, since it changes on a regular basis.
- Remove Dr. Mulholland as the reference for obtaining Fee Facts.
- Distribute to members of the committee for additional input.

Dr. Heston had previously volunteered to serve as the Board liaison to the committee; he will work with the committee to update the booklet for Board approval at the next meeting.

Agenda Item 12 –Chiropractic In Alaska University System

The Board had previously discussed preceptor/intern programs and the standards set by chiropractic colleges for these programs, as well as pre-med type courses. Dr. Zimmerman volunteered to research the potential for satellite chiropractic programs through the University of Alaska. She reported that UAA, UAF and Alaska Pacific University all offer pre-med type courses. It is not known whether they would be equivalent to courses required in the first and/or second year of a chiropractic program. However, all three

schools seemed interested in pursuing some type of cooperative effort with chiropractic schools. The Board noted that they are supportive, but that it should not be a Board effort. Dr. Zimmerman will contact Alaska chiropractors that may be affiliated with chiropractic colleges and will provide her research information to anyone interested in pursuing such a program.

Agenda Item 13 – Federation of Chiropractic Licensing Boards

CIN-BAD/Criminal Background Information

In researching options for criminal background checks for new applicants, the Board directed Ms. Stovern to contact the Federation of Chiropractic Licensing Boards (FCLB) to determine if criminal background information is included in their CIN-BAD reports. She reported that they only provide licensing information that has been reported by the Boards. In many cases, an action may have been taken based on a criminal conviction. However, there is no guarantee that would occur or that it would be completed and reported in a timely manner. During agenda item 5, the Board determined to write regulations to begin criminal background checks under their current authority. Additional information regarding CIN-BAD was included in the agenda packet for further review by board members.

Regulatory Resources

An FCLB publication titled “Regulatory Resources for Doctors of Chiropractic with Ethics Issues” was included in the agenda packet for further review by board members.

Upcoming Meetings

Dr. Heston will be attending the FCLB District I meeting in Keystone, SD. He asked for Board input on the Board report he will be presenting. The Board determined that the following issues should be included on the report: Retroactive insurance reviews, injectable nutrients, criminal background checks.

Dr. Zimmerman and Ms. Stovern will be attending the May 2010 FCLB annual conference in Baltimore, MD.

The Board reviewed the agenda for the Federation of Associations of Regulatory Boards (FARB) and determined that attendance at the upcoming conference would be beneficial to the Board, particularly since they were not able to attend the Council on Licensure, Enforcement and Regulation (CLEAR) Conference.

Upon a motion duly made by Dr. Heston, seconded by Mr. Garness, and approved unanimously, it was

RESOLVED to send Dr. Zimmerman and Ms. Stovern to the January 2010 FARB annual seminar in Las Vegas, NV.

Agenda Item 14 – National Board of Chiropractic Examiners

Annual participation in both Part IV exams and the Part IV exam test committee meeting, as well as periodic participation in other exams, is contractual obligation of the Board. Such participation also keeps the Board involved and aware of the defensibility of the exams they require for licensure.

Dr. Holt will participate as an examiner for the November 2009 administration of the Part IV exam. In the event Dr. Holt is unable to participate, Dr. Zimmerman will participate as the alternate. It was noted that examiners commit to a Friday evening training session and all-day examinations on Saturday and Sunday. Dr. Holt will contact NBCE to begin making arrangements.

The Board determined to keep abreast of the scheduling for the test committee meeting, which is usually scheduled in June, and appoint a member to participate at their next meeting.

Additional information about NBCE activities was included in the agenda packet for further review by board members.

Agenda Item 15 – New Business

Retroactive Insurance Reviews

During agenda item 5, the Board determined to support the Alaska Chiropractic Society in their efforts to implement a statutory limit on retroactive insurance reviews. The Board also determined to write a letter to the Governor encouraging better support and funding for the Division of Insurance in order to protect the public and health care professionals from insurance company abuses. Dr. Mulholland volunteered to draft a letter and send to Board member for review and feedback.

Agenda Item 16 – Correspondence

Dr. Trekell – Requesting information regarding physiological therapeutics – The Board reviewed the information provided by Dr. Trekell and determined that they do not currently have the authority to define insurance billing codes or to regulate insurance payment practices. Ms. Stovern will respond and refer him to the ACS for further information.

National Board of Chiropractic Examiners (NBCE) – Test committee update – No response necessary.

Association of Chiropractic Board Administrators (ACBA) – Newsletter – No response necessary.

Alaska Chiropractic Society (ACS) – Press release regarding fines for insurers – No response necessary.

American Chiropractic Association (ACA) – Notice regarding Board of Clinical Nutrition – No response necessary.

American Chiropractic Association (ACA) – Press release on health care reform – No response necessary.

American Chiropractic Association (ACA) – Talking points on health care reform – No response necessary.

Agenda Item 17 – Administrative Business

Confirm 2010 Meeting and Exam Schedule

The Board had previously determined to return to administering the Jurisprudence exam concurrent with board meetings, and to reestablish candidate interviews as part of the application process. During agenda item 5, the Board determined to write regulations to reestablish the “oral exam” under their current statutory authority. They noted that the number of exam candidates does not support the current practice of administering the exam four times a year at all three locations on each date – there were 15 to 20 candidates in each of Fiscal Years 2008 and 2009. The extra costs incurred by having Board members travel for an extra half or full day would be largely offset by reducing the exam administration to three times per year and eliminating the costs of hiring proctors, etc. In addition, Board contact with new applicants would reduce disciplinary and investigative issues and the associated costs (both in expenditures and integrity of the profession). Also, exam candidates would be notified whether they passed the exam immediately. Lastly, it was noted that Board meetings have routinely run late, and an over-full agenda could be scheduled to continue on the second day following the exam and applicant interviews.

The board established the 2010 meeting and exam schedule:

- February 26-27 in Juneau
- June 18-19 in Homer
- September 24-25 in Anchorage

Sign wall certificates

Board members signed wall certificates for Matija E. Stepovich

Sign minutes

The chair signed the approved minutes from the June 26, 2009 meeting.

Sign TAs and collect receipts

Board members signed Travel Authorization forms and will submit receipts.

There being no further business,

Upon a motion duly made by Dr. Zimmerman, seconded by Mr. Garness and approved unanimously, it was:

RESOLVED to adjourn the meeting of the Alaska State Board of Chiropractic Examiners.

The meeting adjourned at 6:15 p.m.

Respectfully Submitted:

Debora Stovern
Licensing Examiner

Approved:

Dr. David Mulholland, Chair
Alaska State Board of Chiropractic Examiners

Date: _____