

ALABAMA STATE BOARD OF CHIROPRACTIC EXAMINERS

ALLAN LOWMAN, D.C., PRES.
TOYA T. BURTON, D.C., VICE-PRES.
PETER E. KEEN, D.C., SEC/TRES.
JOHN D. NEILL, D.C.
RODNEY K. PALMER, D.C.
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PETER J. DEFRANCO, D.C.
BRIAN WELLS, D.C.
ALLEN SANDERSON, CONSUMER MEMBER



SHEILA BOLTON
EXECUTIVE DIRECTOR
126 CHILTON PLACE
CLANTON, ALABAMA 35045
1-800-949-5838
1-205-755-8000
(FAX) 1-205-755-0081

Regular meeting of the Alabama State Board of Chiropractic Examiners, Saturday, August 18, 2018, at the Ross Bridge Golf Resort & Spa, Birmingham, AL.

Prior notice of the meeting has been given, in accordance with the Alabama Open Meetings Act.

Roll was called. Those attending were: Dr. Lowman – President, Dr. Burton joined the meeting following the Minority meeting- Vice President. Members – Drs. Kuhlmann, DeFranco, Neill, and Wells. Sheila Bolton, Executive Director, Amy Deavers, Administrative Assistant and Legal Counsel James Ward. Absent: Mr. Sanderson and Drs. Keen and Palmer. Guests: Attorney James Sasser.

Dr. Lowman announced quorum existed and called the meeting to order at 10:34 AM.

Dr. Lowman reviewed the Mission, Vision and Values of the Board.

Motion # 1 was made by Dr. Wells and seconded by Dr. Kuhlmann, “I move the Board **ratify** the **minutes** of **June 22, 2018** as presented.” Roll call vote: Ayes –Wells, Kuhlmann, Neill, DeFranco, and Lowman Nays – None PASSED

Sheila Bolton gave the Financial Report.

The Board reviewed the Wellness Committee Report.

The Preceptor report was tabled until Dr. Burton joins the meeting.

An update was given on Don Williams Statement of Non Attendance. He has completed his hours online and thanks the Board for allowing him to do so.

An update was given on Ethics and Boundaries Assessment Services LLC (EBAS.)

The Board discussed sending all members to the FCLB convention or the FCLB District meeting for future years.

The Board discussed the changes made to the Preceptor Handbook and the new tiers added to the Preceptor Program.

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Motion # 2 was made by Dr. Wells and seconded by Dr. DeFranco, “I move the Board **rescind** Motion 6 from October 6, 2017 and Motion 6 from June 22, 2018 and **replace** with “I move the Board approve **Dry Needling** for licensees with a **minimum of 12 hours** of training and propose a rule to establish the minimum requirements for performing Dry Needling.” Roll call vote: Ayes –Wells, Kuhlmann, Neill, DeFranco, and Lowman Nays – None PASSED

Dr Burton joined the meeting at 11:25.

Motion # 3 was made by Dr. Kuhlmann and seconded by Dr. Wells, “I move the Board **propose Rule 190-X-3-.03 Requirements for Certification to Perform Dry Needling** to establish minimum requirements for performing Dry Needling.” Roll call vote: Ayes –Wells, Kuhlmann, Neill, DeFranco, and Lowman Nays – None Abstain – Burton PASSED Exhibit A

Sheila gave a report on her review of the Online Alabama Law Courses. Dr. Lowman gave a Presidential Directive to table the discussion on continuing to allow the AL Law to be taken online or require it to be taken at a live seminar to the October meeting.

Motion # 4 was made by Dr. DeFranco, “I move the Board **reduce** the active annual license **renewal fee** from **\$300.00** to **\$150.00.**” The motion **FAILED** for lack of a second.

The Board discussed Dr. Burton is developing a team building exercise for the October Board Meeting.

The Board discussed the possibility of adding Chiropractic Assistant language to any possible legislation changes.

Dr. Burton gave the Preceptor Report.

The Board discussed the need for standardized SOAP notes.

The different legislative committees will meet to review information on their different sections prior to the October meeting and be prepared to make a recommendation at the October meeting.

The Board reviewed the list of fines and costs.

The Board reviewed the status of Complaints.

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Motion # 5 was made by Dr. Wells and seconded by Dr. Kuhlmann, “I move the Board **add an option** to our **website** that would give **seminar sponsors** the ability to log in and **create an account.**” Roll call vote: Ayes –Wells, Kuhlmann, Neill, DeFranco, Burton and Lowman Nays – None–PASSED

Motion # 6 was made by Dr. Kuhlmann and seconded by Dr. Wells, “I move the Board **ratify** the **Advisory Opinion** for **Ray Knorr.**” Roll call vote: Ayes –Wells, Kuhlmann, Neill, DeFranco, Burton and Lowman Nays – None–PASSED

The Board reviewed the Reinstatement process.

Motion # 7 was made by Dr. Wells and seconded by Dr. Kuhlmann, “I move the Board **change** the **Board policy** regarding the hours required when applying for **reinstatement** to **allow one third (1/3) of the hours needed for reinstatement be obtained online.** Roll call vote: Ayes – Wells, Kuhlmann, Neill, DeFranco, Burton and Lowman Nays – None–PASSED

Motion # 8 was made by Dr. DeFranco and seconded by Dr. Neill, “I move the Board **waive David Below’s reinstatement fee** of \$3,100.” Dr. Neill rescinded his second. The motion **FAILED** for lack of a second.

The Board discussed Ed Petry’s request to shadow Dr. Wells for the remaining hours needed for his reinstatement. No action was taken.

Motion # 9 was made by Dr. Kuhlmann and seconded by Dr. Wells, “I move the Board **disapprove** the **nine (9) hours** from the seminar application from Parker titled “**Parker Seminar Las Vegas 2019**” as discussed and **approve the remaining thirty one and one half (31.5) hours.**” Roll call vote: Ayes –Wells, Kuhlmann, Neill, DeFranco, Burton and Lowman Nays – None–PASSED

Motion # 10 was made by Dr. Kuhlmann and seconded by Dr. Wells, “I move the Board **approve Marty A. Carnes reinstatement** from **Inactive** to **Active.**” Roll call vote: Ayes – Wells, Kuhlmann, Neill, DeFranco, Burton and Lowman Nays – None–PASSED

Motion # 11 was made by Dr. Kuhlmann and seconded by Dr. Wells, “I move the Board **adopt a Board Policy** to send out an **email a renewal notice June 15, July 15 and August 15** of each year to **all licensed chiropractors** who maintain a current email address on file at the board office.” Roll call vote: Ayes –Wells, Kuhlmann, Neill, DeFranco, Burton and Lowman Nays – None–PASSED

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The Board discussed a request by Dr. DeFranco, “I move the Board **modify Rule 190-X-2-.11(5)** to add living outside the continental US while practicing or attending school to the licensees who can request a waiver or deferral of continuing education hours.” **After discussion the request was retracted.**

Motion # 12 was made by Dr. DeFranco and seconded by Dr. Neill, “I move the **Board modify Rule 190-X-1-.06 to add paragraph (4)** as follows, "No board meetings shall be allowed to convene beyond two consecutive days without a five day break, this would not include hearings.” Roll call vote: Ayes –DeFranco, Neill, and Burton Nays – Wells, Kuhlmann and Lowman. President Dr Lowman voted Nay to break the tie. **FAILED**

The Board discussed upcoming meeting dates.

Dr. Lowman gave a report on his presentation of the AL Law Hours at the GCC 2018 Huntsville CE Express July 15th in Huntsville.

Dr. Burton gave a report on her presentation of the AL Law Hours at the CSA August 4th in Birmingham.

Motion # 13 was made by Dr. Kuhlmann and seconded by Dr. Burton, “I move the meeting be **adjourned.**” Roll call vote: Ayes –Wells, Kuhlmann, Neill, DeFranco, Burton and Lowman Nays – None–**PASSED**

The meeting adjourned at 1:14 PM.

The next scheduled meeting is Friday, September 14, 2018 at the Clanton Board Office at 8:00 AM.

8/18/2018