

ALABAMA STATE BOARD OF CHIROPRACTIC EXAMINERS

BRIAN WELLS, D.C., PRES.
BRAD RUSSELL, D.C., VICE-PRES.
KIMBERLY OGLETREE, D.C., SEC /TRES.
J. MATTHEW YOUNGBLOOD, D.C.
JOHN D. NEILL, D.C.
RENEE PHILPOT BOWEN, D.C.
ALLAN LOWMAN, D.C.
KENNETH RANDOLPH, D.C.
JOHN SEGREST, CONSUMER MEMBER



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Regular meeting of the Alabama State Board of Chiropractic Examiners, Friday, January 10, 2020, at the Alabama State Board of Chiropractic Examiners office, Clanton, Alabama.

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

Roll was called. Those attending were: Dr. Wells – Vice-President, Dr. Neill – Secretary / Treasurer – Drs. Ogletree, Randolph, Youngblood, Bowen, Russell, Lowman and Mr. Segrest. Sheila Bolton, Executive Director, Amy Deavers, Administrative Assistant. Absent: None
Guests: James Sasser

Dr. Wells announced quorum existed and called the meeting to order at 1:10 PM.

Motion # 1 was made by Dr. Russell and seconded by Dr. Lowman, “I move the Board **ratify** the **minutes** of **September 12-15, 2019** as presented.” PASSED / unanimous

Dr. Wells announced the election results. Dr. Matthew Youngblood was elected to the District 1 seat and Dr. Renee Philpot-Bowen was elected to the District 4 seat and Dr. Ken Randolph was elected to the District 7 seat.

New Members were introduced to the Board.

Sheila Bolton gave the Financial Report.

Motion # 2 was made by Dr. Neill and seconded by Dr. Lowman, “I move the Board **adopt the Financial Report** as given.” PASSED / unanimous

The Board reviewed the Wellness Committee Report.

Dr. Lowman gave the Preceptor Report.

The Board discussed voting options. No action was taken.

The Board discussed the scanning and the upcoming steps to be implemented.

The Board discussed the upcoming Roundtable discussion. A directive was given to send an invitation by listserv to all licensees.

The Board discussed a draft letter to Senator Albritton regarding the proposed bill last session that would transfer leftover funds in agencies funds to the general fund.

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Motion # 3 was made by Mr. Segrest and seconded by Dr. Lowman, “I move the Board have the State Personnel Board **create** another **ASA II** position.” Roll call vote: Ayes – Ogletree, Randolph, Neill, Segrest, Youngblood, Russell, Bowen, Lowman, Wells Nays – None PASSED

Motion # 4 was made by Dr. Youngblood and seconded by Dr. Randolph, “I move the Board send a letter to the **Florida Chiropractic Association** to suggest they contact one of the **approved online vendors** to provide the **Alabama Law Course** at the FCA NW Regional Convention & Exposition.” PASSED / unanimous Note: These can be used as a speaker for their webinar or as a live presenter.

The Board discussed Fetterman Events seminars.

Motion # 5 was made by Dr. Randolph and seconded by Dr. Neill, “I move the Board **Fetterman Events remove their current seminar approvals and suspend Fetterman indefinitely from application for seminar approval until they appear before the Board.**” PASSED / unanimous

Motion # 6 was made by Dr. Russell and seconded by Dr. Ogletree, “I move the Board **require the licensees** who attended the **New Approach to Bone Disease with State of the Art Imaging** seminar presented by **Fetterman Events** to obtain **an additional 3 continuing education hours for the 2020-21 Renewal.**” PASSED / unanimous (Note this will be a total of 21 continuing education hours for these licensees.)

Motion # 7 was made by Dr. Russell and seconded by Dr. Ogletree, “I move the Board **send a letter** to all licensees who attended the **Dry Needling & Myofascial Technique Seminar** presented by **Fetterman Events** informing them that this **seminar does not meet the requirements of the Dry Needling Rule to perform Dry Needling.**” PASSED / unanimous
The Board reviewed fines and costs due.

The Board discussed the draft amendment to 190-X-1-.19 Criteria for Approval of Continuing Education. This discussion was tabled to the next meeting.

Dr. Russell gave an update on the legislation the ASCA is working on for 2020 session.

The Board reviewed Fines and Cost list since last meeting.

Motion # 8 was made by Dr. Lowman and seconded by Dr. Russell, “I move the Board **adopt the Consent Order on Boyce Callahan, Jr.**” Recused Wells/Ogletree Others – Aye PASSED (Exhibit A)

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Motion # 9 was made by Dr. Randolph and seconded by Mr. Segrest, “I move the Board **adopt** the **Settlement Agreement** on **Stephen D. McAdoo.**” Recused Wells Others – Aye PASSED (Exhibit B)

Motion # 10 was made by Dr. Lowman and seconded by Dr. Russell, “I move the Board **adopt** the **Consent Order** on **Gulf Coast Family Chiropractic, PC / Chad Sharkey.**” Recused Wells/Ogletree Others – Aye PASSED (Exhibit C)

Motion # 11 was made by Dr. Russell and seconded by Dr. Randolph, “I move **Mr. Ward** answer the questions **Kelly Douglass** submitted.” PASSED / unanimous

Motion # 12 was made by Dr. Wells and seconded by Dr. Lowman, “I move the Board **close** the complaint on **Alex H. Casey 19-06-014-010** and send a **letter of concern** as discussed and place a copy of the letter in the file.” Recused Neill/Russell Others – Aye PASSED

Motion # 13 was made by Dr. Keen and seconded by Dr. Neill, “I move the Board **close** the complaint on **Crafton, Katherine 19-07-010-011 A & B** and send a **letter of concern** as discussed and place a copy of the letter in the file.” Recused Neill/Russell Others – Aye PASSED

The Board took a 5 minute recess.

The meeting resumed at 3:07 PM.

Dr. Wells opened the floor for nominations for President. Drs. Brian Wells and Brad Russell were nominated for president. Dr. Russell refused the nomination.

Dr. Brian Wells was elected **President.**

Dr. Wells opened the floor for nominations for Vice-President. Dr. Brad Russell was nominated for Vice-President.

Dr. Brad Russell was elected **Vice-President.**

Dr. Wells opened the floor for nominations for Secretary/Treasurer. Drs. Kimberly Ogletree and John Neill were nominated for Secretary/Treasurer.

Dr. Kimberly Ogletree was elected **Secretary/Treasurer.**

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A Presidential Directive was given that Dr. Lowman continue as the Preceptor Director for 2020.

After discussion the complaint committees were agreed upon.

The Board discussed and agreed that Drs. Ogletree and Bowen will be the Application Review Committee for 2020.

The Board discussed the information regarding CBD guidelines from BCBS. No action was taken.

Motion # 14 was made by Dr. Ogletree and seconded by Dr. Neill, “I move current and outgoing Board members be given eighteen (18) hours **continuing education credit with two (2)** of these in **Alabama Law** for their service on the Board.” PASSED / unanimous

The Board reviewed the 2021 Budget Request.

The Board discussed the seminar The Institute of Clinical Excellence – Lumbar Spine Management. No action was taken.

The Board discussed the FCLB Resolution on Radiographic Imaging and Chiropractic Practice and the BCBS “Choosing Wisely” article.

Motion # 15 was made by Dr. Wells and seconded by Dr. Ogletree, “I move the Board **purchase** the **NEC MC372X LCD projector** and the required cables from TSA based on the quote provided.” Roll call vote Ayes – Ogletree, Randolph, Neill, Segrest, Youngblood, Russell, Bowen, Lowman, Wells Nays – None PASSED

The Board discussed the recent Compliance Audit.

The Board discussed a letter received from Mr. Choi regarding a proposed bill to regulate acupuncture.

Motion # 16 was made by Dr. Youngblood and seconded by Dr. Randolph, “I move the Board have **Mr. Choi** submit a **written presentation** regarding what he wishes to present before the Board.” Nay: Russell Others Aye PASSED

Motion # 17 was made by Dr. Russell and seconded by Dr. Randolph, “I move the Board **deny** the seminar **Exercise & Special Needs Patients** submitted by M. Kirk Meier.” PASSED / unanimous

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Dr. Ogletree volunteered to be the delegate and Dr. Wells volunteered to be the alternate delegate for the NBCE & FCLB for 2020.

Motion # 18 was made by Dr. Lowman and seconded by Dr. Randolph, “I move the Board **approve** the travel for **Drs. Ogletree, Wells and Bowen and any other member** who would like to attend the **FCLB Annual Educational Congress** April 22-26, 2020 in Denver, CO.” Roll call vote: Ayes – Ogletree, Randolph, Neill, Segrest, Youngblood, Russell, Bowen, Lowman, Wells Nays – None PASSED

Motion # 19 was made by Dr. Lowman and seconded by Dr. Ogletree, “I move the Board **ratify** the **Advisory Opinion** for **Richard Jones.**” PASSED / unanimous

Motion # 20 was made by Mr. Segrest and seconded by Dr. Ogletree, “I move the Board authorize Dr. Lowman to **negotiate** the new **lease** for the Board office space.” PASSED / unanimous

Dr. Neill gave a report on his attendance at the FCLB District II Meeting September 26-29, 2019 in Ft. Walton Beach, FL.

Dr. Wells gave a report on his attendance at the FCLB Districts III & IV Meeting October 3-6, 2019 in Jersey City, NJ.

The Board reviewed upcoming meeting dates.

Motion # 21 was made by Dr. Lowman and seconded by Dr. Randolph, “I move the meeting be **adjourned.**” PASSED / unanimous

The meeting adjourned at 4:08 PM.

The next scheduled meeting is Friday, February 7, 2020 at the Clanton Board Office at 1:00 PM.

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Renee Philpot-Bowen, D.C., Member

Matthew Youngblood, D.C., Member

Allan Lowman, D.C., Member, Preceptor Director

Kenneth Randolph, D.C., Member

John D. Neill D.C., Minority Member

John Segrest, Consumer Member

Submitted by:

Sheila Bolton, Executive Director
Recording Secretary