



Oregon

Kate Brown, Governor

Board of Chiropractic Examiners

3218 Pringle Rd SE Ste 150

Salem, OR 97302-6311

(503) 378-5816

FAX: (503) 362-1260

E-mail: oregon.obce@oregon.gov

www.oregon.gov/obce

OBCE PUBLIC SESSION MINUTES

The Grand Hotel

201 Liberty St SE

Salem, Oregon

January 16, 2015

Members Present

Daniel Côté DC, President

Glenn Taylor, Vice-President

Lisa Kouzes, DC Secretary

Jason Young DC

Ann Goldeen DC

Ron Romanick DC

Amber Reed JD, Public Member

Staff Present

Cassandra Skinner JD, Executive Director

Kelly Beringer, Admin Assistant

Donna Dougan, Admin Assistant

Lori Lindley, AAG

George Finch, Investigator

Frank Prideaux DC, Health Investigator

8:30 AM CONVENE

ADOPTION OF THE AGENDA Dr. Goldeen moved and Dr. Kouzes seconded the motion to adopt. Motion passed unanimously.

DISCUSSION ITEMS

1. Board Elections

President: Daniel Côté DC was re-nominated. All in favor; motion passed unanimously.

Vice-President: Glenn Taylor was nominated. All in favor; motion passed unanimously.

Secretary: Lisa Kouzes DC was nominated. All in favor; motion passed unanimously.

Other motions: (no objections; motions passed unanimously)

- NBCE Delegate – Lisa Kouzes DC.
- NBCE Alternate – Glenn Taylor (*Post-board update. Per NBCE, the alternate must be a DC; Dr. Côté verbally agreed to be the alternate until and if the board re-votes*)
- FCLB Delegate – Glenn Taylor
- FCLB Alternate – Lisa Kouzes DC

Board Liaison appointments:

- Lisa Kouzes DC – Continuing Education
- Amber Reed JD – Rules Advisory Committee
- Jason Young DC – ETSDP Committee

Board Activity: Drs. Ron Romanick and Jason Young will travel to Greeley, CO to assist with NBCE national board testing

2. Continuing Education mandates for 2015 and 2016

For Doctors of Chiropractic

The Board determined NO specific CE subjects for calendar year 2015.



(continue For Doctors of Chiropractic)

For calendar year 2016, the Board will require six (6) hours in documentation. In addition, anyone completing two (2) hours in Cultural Competency will be credited two hours CE.

For Chiropractic Assistants

For the 2015-2016 license renewal period, the Board set a CE requirement for 2 hours (didactic and demonstration) in Vitals plus each CA must complete 20 documented checks of each of the following: blood pressure, body temperature, pulse, and respiration. A minimum of 10 people must be tested (i.e. a variety of people broadens the skill; CA should not take vitals on only a few people).

The supervising DC must verify by signature the successful completion of the two hours didactic and practical checks.

Dr. Romanick will help develop a check off sheet on which to record the vitals testing; staff will add an affidavit statement to sign.

In addition, and effective June 1, 2015, the Board created a new policy that Chiropractic Assistants will be required to complete two (2) hours of vitals (completed as described above) as part of their annual six hours CE due at their FIRST license renewal (*similar to the DCs' OTC requirement*).

Dr. Young moved and Dr. Goldeen seconded the motion to require specific CE for the CAs at their first license renewal as described above. Motion passed unanimously.

3. Cultural Competency Rules

The Board was provided a copy of a permanent administrative rule of the Oregon Health Authority's Office of Equity and Inclusion. A new committee is directed to create, maintain, and make available a list of continuing education opportunities for developing cultural competence for regulated health care professionals.

4. Staff Report

The agency has a new Office Specialist I starting this week. Regarding a full time investigator position, the Executive Director is still evaluating agency need. Legislative session begins in February.

CORRESPONDENCE

1. ORS 724.525 - Provider billing either PIP or Health Insurance for injuries - Crumbaker DC asks OBCE to post to its website

Board recommends adding this to the next BackTalk (e-Blast); Clarify the PIP rule before we draft an article.

2. Hypnotherapy (revisited) – A. Marrone DC

Is hypnotherapy part of the Oregon scope of practice? Board determined no, it is not. If you use hypnotherapy, you may not perform it under your Oregon chiropractic license. The licensee has the option to submit an ETSDP application to the Board. It was suggested to check with other boards to find out if practicing hypnotherapy is a violation of their practice act.

RECONVENE to Public Session

IN THE MATTERS OF

Espinoza DC, Shane - Board proposed denial of request for early release from probation. Dr. Young moved to deny; Dr. Romanick seconded the motion. Motion passed unanimously

Civica, Mauro - Board proposed to deny the DC application for licensure. Dr. Goldeen moved to accept; Dr. Kouzes seconded the motion. Motion passed unanimously.

Corstorphine, James – Board proposed the following license stipulations: successfully pass the OBCE written examination; complete and pass the NBCE's SPEC and Part IV examinations, complete 6 hours CE in record keeping and documentation, accept six months' probation and one file review. Dr. Côté moved to accept; Glenn Taylor seconded the motion. Motion passed unanimously.

Morris, Craig - Board proposed to approve the application for licensure. Dr. Kouzes moved to accept; Dr. Young seconded the motion. Motion passed unanimously.

Schultz, Daniel - Board ratified the Final Order to Deny Licensure. Dr. Côté moved to accept; Dr. Young seconded the motion. Motion passed unanimously.

Case # 2014-1014 Board proposed no statutory violation. Amber Reed JD moved to accept; Glenn Taylor seconded the motion. Dr. Côté recused. Motion passed.

Case # 2014-1028 Driscoll DC, Timothy

Board proposed a notice of disciplinary action for inappropriate interactions with the patient including sexual intercourse. The Board also proposed a psycho-sexual evaluation, six months suspension; successful completion of the PROBE and EBAS (ethics) exams, with a five year probation after reinstatement. Other stipulations may be applied based on a negative outcome of evaluation. The Board will consider reinstatement after all stipulations are completed. Glenn Taylor moved to accept; Dr. Kouzes seconded the motion. Motion passed unanimously.

Case # 2014-2000 Board proposed letter of Concern (case closed). Dr. Goldeen moved to accept; Dr. Kouzes seconded the motion. Côté, nay. Motion passed.

Case # 2014-2009 Board proposed no statutory violation. Dr. Côté moved to accept; Glenn Taylor seconded the motion. Dr. Romanick recused. Motion passed.

Case # 2014-1029 Board proposed contingent case closed with completion of a board-approved radiation safety course within 60 days; licensee must provide proof of proper shielding equipment. Dr. Romanick moved to accept; Dr. Young seconded the motion. Motion passed unanimously.

Case # 2014-1020 Board proposed no statutory violation with a letter of concern. Dr. Young moved to accept; Dr. Kouzes seconded the motion. Amber Reed JD recused. Motion passed.

Case # 2014-1019 Board proposed no statutory violation. Amber Reed JD moved to accept; Dr. Young seconded the motion. Motion passed unanimously.

Case # 2014-2012 Board proposed no statutory violation. Glenn Taylor moved to accept; Dr. Young seconded the motion. Motion passed unanimously.

Case # 2014-3013 Board proposed no statutory violation. Dr. Kouzes moved to accept; Dr. Romanick seconded the motion. Motion passed unanimously.

Diagnostic Ultrasound

A licensee sent a letter to staff asking if he could use diagnostic ultrasound after completing an associate degree program. He will need licensure also – contact the Board of Medical Imaging. The DC may not state that he is performing this evaluation under a chiropractic license.

3:30 PM **ADJOURN for the day** Motion to adjourn; seconded; passed unanimously.