



# ARKANSAS STATE BOARD OF CHIROPRACTIC EXAMINERS

NEWSLETTER

JUNE 15, 2014

## BOARD MEMBERS

**TERRY BARNETT, D.C.**  
PRESIDENT  
Term Exp: 6/2014

**JULIE TRAYLOR-LOGAN, D.C.**  
SECRETARY  
Term Exp: 6/2017

**MR. WELDON ROBERTS**  
TREASURER  
Term Exp: 6/2018

**THOMAS R. BUTLER, D.C.**  
INVESTIGATING OFFICER  
Term Exp: 6/2016

**J. KENT MOORE, D.C.**  
EXAMINATION OFFICER  
Term Exp: 6/2015

**THOMAS D. TAYLOR, D.C., FICA**  
BOARD MEMBER  
Term Exp: 6/2018

**MR. JACK MCCOY**  
CONSUMER MEMBER  
Term Exp: 6/2014

## STAFF

**REBECCA WRIGHT**  
EXECUTIVE DIRECTOR

**LAURIE MAYHAN**  
ADMINISTRATIVE ANALYST

## Contact Information

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Monday - Friday  
8:00 p.m. - 4:30 p.m.

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## Welcome to the Arkansas Chiropractic Board of Examiners website and quarterly newsletter

Last month Dr. Julie Traylor-Logan and I had the privilege of attending the Federation of Chiropractic Licensing Boards (F.C.L.B.) 88th annual conference. This was one of the most informative F.C.L.B. conferences that I have ever had the opportunity to attend. Some of the highlights of the conference consisted of:

- how regulators handle problems differently from state to state
- how rules and regulations differ from state to state
- chiropractic education around the world
- board actions and the use of CIN-BAD for background checks and disciplinary actions
- the National Board of Chiropractic Examiners has partnered with life University to establish the first computerized testing center for national boards

Although many other topics were discussed the three presentations that presented the most interest and excitement were the introduction of the model practices act, National Board of Chiropractic Examiners announcement regarding their ethics and boundaries examination, and a presentation by Dr. Anthony Lisi the chiropractic director for Veterans Health Administration.

With the ever-changing world that we are living in most states are finding a lot of their rules and regulations are obsolete. The model practices act will provide a much-needed tool to assist state regulatory boards with updating their rules and regulations. This is a project that has been ongoing for 10 years and will be presented to the F.C.L.B. in September 2014.

The National Board of Chiropractic Examiners announced that they are starting a for-profit company to administer ethics and boundaries assessment exams. These exams are designed to assist in identifying ethics and boundary issues throughout all professions, not just chiropractic. The National Board of Examiners has established itself as one of only two examining agencies in the country providing this service.

The most exciting news from the F.C.L.B. came from Dr. Anthony Lisi on his report of chiropractic inclusion within the VA hospitals. Dr. Lisi's presentation provided an update on the outstanding progress and overall acceptance chiropractic has achieved within the participating hospitals that have allowed our doctors to practice. He also informed us that the VA is now establishing a chiropractic intern program within some of the VA hospitals. This means that chiropractic interns will participate in all the rotations of other health care disciplines provided by the hospital. It is truly an exciting time to be a Chiropractic Physician.

Yours in health,

*Terry L. Barnett, D. C.*

President, A.S.B.C.E.

## Federation of Chiropractic Licensing Boards Annual Conference

### Topics Discussed

- Varied approaches to common regulatory problems
- Eliminating pre-admission requirements from regulatory law
- The board's role in social media
- Using model language to update laws
- Chiropractic education around the world
- NBCE examination services

Dr. Louis Sportelli delivered Saturday's summary presentation about the importance of taking action and providing clarity to licensees.

### Elections — FCLB Board of Directors

- District I Director: Dr. Carol Winkler (ND)
- District I Alternate Director: Dr. James Buchanan (WY)
- District II Director: Dr. William Rademacher (IL)
- District II Alternate Director: Dr. Corey Rodnick (MI)
- District IV Director: Dr. Gary Counselman (KS)
- District IV Alternate Director: Dr. Annette Zaro (NV)

The FCLB Board of Directors named District V Director Dr. Michael Coon (SC) to serve as Board Chair.

Also continuing on the board are President, Dr. LeRoy Otto (MN); Vice President, Dr. Farrel Grossman (SC); Treasurer, Dr. Maggie Colucci (NV); Immediate Past President, Dr. Lawrence O'Connor (NJ); District III Director, Dr. Kirk Shilts (MA); and Administrative Fellow Director, Dr. Larry Spicer (MN).

### Awards and Recognition

Dr. Otto presented awards to the following individuals and organizations:

- *Pillars of Chiropractic* recognizing dedication to public protection: **Dr. Donn Fahrendorf (SD)** and **Dr. Cynthia Tays (TX)**
- *Retiring Staff*: **Ms. Donna (Liewer) Cohen, Executive Director**
- *Retiring Board Members*: **Dr. Donn Fahrendorf (SD)** and **Dr. Gary Pennebaker (MN)**
- *2014 Dr. Wayne Wolfson Scholarship Award*: **Mr. Anthony Umina (Life University)** and **Ms. Samantha Walton (Sherman College of Chiropractic)**
- *2014 Donna Liewer-Cohen Regulatory Scholarship*: **Ms. Deborah Richardson-Peter (VI)**
- *2014 Dr. Earl L. Wiley Outstanding Board Award*: **Pennsylvania State Board of Chiropractic**
- *2014 George R. Arvidson Award for Meritorious Service*: **Dr. Gary Pennebaker (MN)**

A complete agenda, list of faculty, awards presentations and many of the 2014 educational sessions are available on the Federation's website at [www.fclb.org](http://www.fclb.org).

Next year's meeting is scheduled for May 6-10, 2015. It will be held at the JW Marriott in New Orleans, LA.

On May 30, 2014, the Board voted unanimously to accept proposed language, changing several Board rules. The Board followed Arkansas Code Annotated §25-15-204. Rules — Procedure for adoption.

A total of 44 comments were received regarding the license renewal fee being raised from \$200 to \$250, which was one of the rule changes under consideration: 1 for and 43 against. The comments in opposition to the proposed rule generally cited one or more of the following reasons in opposition to the fee increase: (1) the burden of the additional fee on licensees, (2) lower license renewal fees in other states or for other license types, or the commenter's flat opposition to any increase in fees. The Board considered these comments but decided that the reasons opposing the fee increase were outweighed by the need for additional revenue brought on by an increase in office workload and numbers of complaints received by the Board, particularly complaints involving chiropractic procurers, which have contributed to the need to hire an additional full-time staff person.

## January 2014 Licensees

Leslie Ethridge, #16022  
 Justin Thompson, #16023  
 Brian Beard, #16035  
 Julian McMurray, #16036  
 Melanie Gartside, #16040  
 Kody Adams, #16042  
 Amy Logan, #16044

Jesse Wood, #16046  
 Faron LeGarde, #16047  
 Kim Hodge, #16050  
 Emily Hollingsworth, #16051  
 Taylor Wallace, #16058  
 Jeffrey Becker, #16062

### Electromyography (EMG) Needle and Surface

Surface and Needle Electromyography (EMG) are considered within the Arkansas chiropractic scope of practice. The Board addressed these inquiries at the 4-17-2012 and 10-9-2012 Board meetings. The minutes of these meetings can be found on our website at [www.arkansas.gov](http://www.arkansas.gov) on the Archives page.

### **Growth 2014**

Year / # Licensed

January 2014 / 13

July 2014 / *coming soon!*

### **Statistics of ASBCE**

As of June 1, 2014

Active: 516  
 Out-of-State Active: 51  
 Inactive: 30  
 Retired: 7  
 Lapsed: 16  
**Total: 620**

### ACT 513 - Registration of Procurers

Procurers used by chiropractors are to be registered with the Board. Each procurer must be registered under a Chiropractor. An unregistered procurer cannot work under the registration of another procurer. Registration forms are available on our website [www.arkansas.gov/asbce](http://www.arkansas.gov/asbce) on the Procurers page.

The procurer registration process began in August 2013 after Act 513 went into effect. Act 513 is an act to create the offenses of insurance fraud by use of a procurer and prohibited activity by a procurer; to require a chiropractic physician who uses a procurer to abide by certain regulations; to empower the Arkansas State Board of Chiropractic Examiners to prosecute violations; and for other purposes. Each procurer who works for chiropractors must be registered with the Board by each chiropractor. A registration form is available on the Board's website.

Language for Act 513, including a preface, was adopted into the Chiropractic Rules, Regulations, and Statutes on an emergency basis on February 7, 2014.

### WHAT TO DO IF A COMPLAINT IS FILED AGAINST YOU!

Any person or legal entity may file a complaint to the ASBCE. Upon receiving a complaint the Chiropractic Board is empowered by law to enact, interpret, and apply rules and regulations governing the conduct of individuals licensed under the State of Arkansas Chiropractic Practice Act. A copy of the complaint is forwarded to the Board Investigation Committee. The doctor will then be notified in writing that a complaint has been filed against them and a copy of the complaint will be provided. The doctor is given 10 business days to respond. Upon receiving a letter of response from the chiropractic physician, the Investigation Committee determines whether further investigation is warranted or whether an informal disposition may be attempted by settlement, consent, agreement, or for lack of sufficient probable cause. Upon completion of an investigation, the Investigation Committee determines whether a disciplinary hearing should be scheduled to resolve the issue. Or if no violation is found, the Investigation Committee will recommend to the Board that the case be closed. All recommendations are voted on by the Board in a public meeting.

## ASBCE - Calendar - FCLB

**June 19, 2014** (Thursday)

9:00 a.m. Hearing - Heath Lenox, D.C.  
10:00 a.m. Board Meeting with Credentials Review

**July 4, 2014** (Friday)

Office Closed - Independence Day

**July 24, 2014** (Thursday)

10:00 a.m. Orientation then Board Meeting

**September 1, 2014** (Monday)

Office Closed - Labor Day

**September 4, 2014 - September 7, 2014**

District Meeting  
The Breakers  
West Palm Beach, Florida

### Continuing Education Rosters

All Arkansas approved CE classes are updated weekly and are posted on the ASBCE website.

Rosters are listed under the Continuing Education link on the left side of the homepage.

### AVAILABLE ONLINE @ [www.Arkansas.gov/ASBCE](http://www.Arkansas.gov/ASBCE)

- List of Approved CE Courses
- CE and Renewal requirements.
- Applications for Licensure and Temporary License
- Copy of the ASBCE Rules, Regulation, and Statutes
- Contact information for Board Members and office staff
- ASBCE calendar of upcoming meeting and hearing dates.
- Arkansas licensed chiropractors and acupuncture list.

