

**Arkansas State Board of Chiropractic Examiners  
Board Meeting Minutes  
July 21, 2011**

**CALL TO ORDER**

The meeting was called to order by Thomas D. Taylor, D.C., President, at 11:20 a.m.

**ROLL CALL**

Board Members present:

Terry Barnett, D.C.  
Thomas R. Butler, D.C.  
Jack McCoy  
Kent Moore, D.C.  
Weldon Roberts  
Thomas D. Taylor, D.C.  
Julie Traylor-Logan, D.C.

Board Members absent:

None

Staff Members present:

Arnold Jochums, Assistant Attorney General  
Rebecca Wright, Executive Director

Guests Present:

Kendra Booth, Blue Cross Blue Shield  
Gaylon Carter, D.C. AR Chiropractic Association  
Chris Cathey, D.C. AR Chiropractic Society  
Brian Reilly, D.C. AR Chiropractic Council

Present for Orientation:

William Acridge, D.C.  
William Tyson Austin, D.C.  
Christopher Dodson, D.C.  
Jessica Feste, D.C.  
Jamee Garner, D.C.  
Gholamreza Hatami, D.C.  
Jonathan Jameson, D.C.  
Julia McBride, D.C.  
Mary Meeker-Pregon, D.C.  
Katrina Morter, D.C.  
Milton Ted Morter, IV, D.C.  
Gavin Olds, D.C.  
Benjamin Ozanne, D.C.  
Meghann Sherman, D.C.  
Seth Wilson, D.C.

## **WELCOME NEW BOARD MEMBER**

Dr. Taylor welcomed Dr. Thomas Butler to the Board. Dr. Butler replaces Dr. Beverly Foster.

## **ORIENTATION OF NEW LICENSEES**

The Board members, Gaylon Carter, D.C. of the AR Chiropractic Association, Chris Cathey, D.C. of the AR Chiropractic Society, and Brian Reilly, D.C. of the AR Chiropractic Council each presented information to the new licentiates. Congratulations to the following who received their licenses this day: William Acridge, D.C., William Tyson Austin, D.C., Jessica Feste, D.C., Jamee Garner, D.C., Gholamreza Hatami, D.C., Jonathan Jameson, D.C., Julia McBride, D.C., Mary Meeker-Pregon, D.C., Katrina Morter, D.C., Milton Ted Morter, IV, D.C., Gavin Olds, D.C., Benjamin Ozanne, D.C., Meghann Sherman, D.C., and Seth Wilson, D.C.

Christopher Dodson, D.C. was in attendance per a Consent Order for complaint 408-1-4-11.

## **MINUTES**

The June 16, 2011, minutes were presented to the Board. Mr. McCoy moved to accept the minutes. Dr. Barnett seconded the motion. The motion passed unanimously.

## **BUDGET REPORT**

The budget report was presented to the Board. The report included the monthly report from the Office of Budget showing an available budget of \$41, 927.44 on 7/1/2011. The office register report of the money management trust fund balance is at \$98,862.11. Dr. Traylor-Logan moved to accept the budget report. Dr. Barnett seconded the motion. The motion passed unanimously.

Dr. Barnett moved that the Executive Director research the Money Management Trust Fund and other investment options with higher yield rates. Dr. Butler seconded the motion. The motion passed unanimously.

## **CONTINUING EDUCATION REPORT**

As of 7/20/2011, 299 continuing education pre-approval applications have been processed.

## **FREEDOM OF INFORMATION ACT (FOIA) REQUESTS REPORT**

The FOIA requests report was presented to the Board. The report shows that in FY2011 (July 2010-June 2011), twenty (20) requests were received.

## **OLD BUSINESS**

### **Business Cards for Board Members**

Ms. Wright presented a template business card to the Board with the information that will be included.

## Federation of Chiropractic Licensing Boards (FCLB) Annual Conference Summary

The following topics were included at the annual FLCB conference held in Marco Island, FL.

- Australia and New Zealand were admitted to the FCLB Membership
- Licensing Overseas Trained Chiropractors
- Overcoming Barriers to Mobility
- Sports Mobility
- Chiropractic Accrediting Standards
- Chiropractic Testing: NBCE / IBCE Examinations o Examination Development
  - Pre and Post Licensure Examinations: Parts I, II, III, Physiotherapy, Part IV
  - Ethics and Boundaries Essay Examination
- Breakout Sessions:
  - Scope of Practice
  - Treatment Outside the Office
  - FCLB Model Practice Act
  - Certified Clinical Chiropractic Assistants
  - Assessing Your Board's Effectiveness
  - Chiropractors as Primary Physicians

### Hearings Scheduled

The hearing for Jason Collins, D.C., was removed from the calendar. He submitted information for complaint 387-5-28-10. The hearing for Keith Currie, D.C., and Natalie Currie, D.C., was removed from the calendar at their attorney's request.

The hearing for Kendall Wilson, D.C., will be rescheduled on the same day as the next regularly scheduled Board meeting. Dr. Moore moved to hold the hearing after the next Board meeting. Dr. Butler seconded. The motion passed unanimously.

### NEW BUSINESS

#### Board Meeting Dates

Dr. Barnett moved to accept the following board meeting dates. Mr. McCoy seconded the motion. The motion passed unanimously.

- |                     |          |          |                                     |
|---------------------|----------|----------|-------------------------------------|
| • October 13, 2011  | Thursday | 10:00 am | Business meeting                    |
| • December 15, 2011 | Thursday | 10:00 am | Business Meeting/Credentials Review |
| • January 19, 2012  | Thursday | 10:00 am | Business meeting/Orientation        |
| • April 17, 2012    | Tuesday  | 10:00 am | Business Meeting                    |
| • June 14, 2012     | Thursday | 10:00 am | Business Meeting/Credentials Review |
| • July 19, 2012     | Thursday | 10:00 am | Business meeting/orientation        |

### **Externship Application**

Anthony Biondillo submitted an application for the Arkansas externship program. Mark Varley, D.C., will be the preceptor. Mr. Biondillo is scheduled to graduate Chiropractic College in August 2011. The Board reviewed the application. Dr. Moore moved to approve the application pending Mr. Biondillo's graduation. Mr. McCoy seconded the motion. The motion passed unanimously.

Dr. Butler requested that the Rules and Regulations be updated to include information about the externship program.

### **National Board of Chiropractic Examiners (NBCE)**

Dr. Moore attended the NBCE meeting in Greeley, CO about the Part IV examination. He stated that there were twenty-two (22) chiropractors that attended and they participated in mock testing. The chiropractors then provided their input of each scenario and submitted it to the NBCE. The input will be used to determine which questions will be included on the Part IV examination in the future.

### **FCLB District Meeting**

Dr. Traylor-Logan moved to approve the attendance of the following to the FCLB District meeting to be held in Halifax, Nova Scotia, Canada. Dr. Moore seconded the motion. The motion passed unanimously.

1. Dr. Terry Barnett, Board Member
2. Mr. Jack McCoy, Board Member
3. Ms. Rebecca Wright, Executive Director

### **Investigation Report**

Dr. Barnett informed the Board that there is a file labeled "FBI File" that was in the Board office and it was sent to Dr. Beverly Foster. A letter requesting the file be returned was mailed to Dr. Foster. She responded by letter neither confirming nor denying that she has the file. Discussion followed. Dr. Traylor-Logan moved to send a second letter requesting copies of all documents, complete or incomplete, related to the FBI file. Dr. Moore seconded the motion. The motion passed unanimously.

Dr. Traylor-Logan moved to have the computers, which the letters to the FBI agent were written on, be searched by a professional. She requested that an estimate be obtained first. Dr. Butler seconded the motion. The motion passed unanimously.

Dr. Traylor-Logan moved that an office procedure be enacted that no original files leave the Board office, and that a list of who receives files be kept. Dr. Moore seconded the motion. The motion passed unanimously.

Kendall Wilson, D.C., requested that the complaints he filed against Steven Bennett, D.C., be looked at again by the Investigative Committee. This request was made at the 4/12/2011 Board

meeting. The Investigative Committee reviewed the following complaint files and stated that the decisions stand: 336-04-20-9, 339-05-08-09, 340-05-11-09, 341-05-15-09, 349-06-19-09, 360-09-25-09, 369-02-4-10, 370-02-04-10, plus additional information that was provided while these complaints were open.

The Attorney General's office requested that the complaint filed against Anthony Doncheff, D.C., complaint 423-4-5-11, be reviewed. The Investigative Committee reviewed the complaint file and stated that the decision stands.

Investigation report of pending complaints:

	<b>Recommendations</b>	<b>Complaint Number</b>	<b>Complaint Description</b>
1	7/19/11 Continuance Granted; Response received - continue investigating	387-5-28-10	Working in a clinic that is not owned by a licensed chiropractor.
2	7/19/11 Continue Investigating	422-4-4-11	Billing/Release of Records
3	7/19/11 Continue Investigating	388-6-8-10	Practicing Chiropractic without a License; Non-Licensee
4	7/19/11 Continue Investigating	400-9-20-10	Practicing Chiropractic without a License; Non-Licensee
5	7/19/11 Continue Investigating	401-9-20-10	Practicing Chiropractic without a License; Non-Licensee
6	7/19/11 Continue Investigating	402-9-20-10	Practicing Chiropractic without a License; Non-Licensee
7	7/19/11 Continue Investigating	394-7-29-10	Practicing Chiropractic without a License; Non-Licensee
8	7/19/11 Continue Investigating	413-2-24-11	Solicitation
9	7/19/11 Continue Investigating	425-4-27-11	Solicitation
10	7/19/11 Continue Investigating	424-4-22-11	Unprofessional conduct by staff.
11	7/19/11 Letter of Advisement	414-12-27-10	Advertising
12	7/19/11 Reschedule Hearing	393-7-14-10	Series Treatment; billing
13	7/19/11 Reschedule Hearing	395-8-4-10	Series Treatment; Billing
14	7/19/11 Reschedule Hearing	403-9-22-10	Series Treatment; Billing
15	7/19/11 Reschedule Hearing	409-1-11-11	Series Treatment; Billing
16	7/19/11 Reschedule Hearing	411-1-18-11	Series Treatment; Billing
17	7/19/11 Reschedule Hearing	381-4-20-10	Series Treatment; Billing
18	7/19/11 Reschedule Hearing	381-4-20-10	Series Treatment; Billing
19	7/19/11 Reschedule Hearing	417-2-2-11	Series Treatment; Billing
20	7/19/11 Reschedule Hearing	417-2-2-11	Series Treatment; Billing
21	7/19/11 Reschedule Hearing	419-2-2-11	Series Treatment; Billing

22	7/19/11 Reschedule Hearing	420-2-2-11	Series Treatment; Billing
23	7/19/11 Reschedule Hearing	420-2-2-11	Series Treatment; Billing

Mr. McCoy moved to approve the investigation report. Dr. Moore seconded the motion. The motion passed unanimously.

### **Election Of Officers**

Dr. Moore nominated Dr. Taylor for President. Dr. Traylor-Logan seconded. Mr. Roberts moved to cease nominations. Dr. Traylor-Logan seconded. The motions passed unanimously. Dr. Taylor will be President for the 2011-2012 year.

Dr. Barnett nominated Dr. Moore for Secretary. Dr. Traylor-Logan seconded. Mr. Roberts moved to cease nominations. Dr. Traylor-Logan seconded. The motions passed unanimously. Dr. Moore will be Secretary for the 2011-2012 year.

Dr. Barnett nominated Mr. Roberts for Treasurer. Dr. Traylor-Logan seconded. Dr. Traylor-Logan moved to cease nominations. Mr. McCoy seconded. The motions passed unanimously. Mr. Roberts will be Treasurer for the 2011-2012 year.

Dr. Taylor appointed Dr. Barnett as Investigative Officer and Dr. Traylor-Logan as Examination Officer.

Dr. Taylor requested that the Executive Director send copies of the Freedom of Information Act handbook and the Board members handbook, both available at the Attorney General's office, to the Board members.

### **Adjourn**

Dr. Traylor-Logan moved to adjourn. Dr. Barnett seconded the motion. The motion passed unanimously. The Board adjourned at 1:05 p.m.

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*Board minutes approved: 10-13-2011.*