

VERMONT SECRETARY OF STATE
OFFICE OF PROFESSIONAL REGULATION
89 MAIN STREET, MONTPELIER, VT
VERMONT BOARD OF CHIROPRACTIC

UNAPPROVED MINUTES OF
April 8, 2015 MEETING

Present: Palmer Peet, D.C., Vernon Temple, D.C., Daniel Coane, and Heather Rice, D.C
Staff Present: Larry Novins, Peter Comart, Carla Preston and Diane Lafaille.

1. The meeting was called to order at 1:35 p.m.
2. The minutes of the February 3, 2015 meeting were approved as written.
3. Case Managers Report – There are 2 cases pending. Both are ready for Investigative Team meetings.
4. Other:
 - a. VCA submitted a request for continuing education credit for a course entitled, “Documentation Principles Drive ICD-10”. This was approved by the Board.
 - b. CE 4 You submitted the following for continuing education credit approval:

Chiropractic Care for Patients with Advanced Arthritis – approved.

Risk Management Considerations of Treating Patients with Altered or Painful Breast Structures – approved.
 - c. The Board reviewed continuing education audits and all were approved.
 - d. Allison Bogan submitted an email stating that she is looking to qualify as a trainee for The Daring Way and one of the qualifications is the facilitating psycho-educational work must fall under the scope of practice. She and the organization are referred to the scope of practice for chiropractors.
 - e. Wendy Mehaffey submitted an email asking if chiropractors are allowed, under their scope of practice to perform employment physicals. The Board responded that yes, they can. She also asked if staff within her facility who have been trained can also perform these. She was directed to the statutes.
 - f. Applications: Hong Taek Choi and In Jun Kim

The applicants completed their education at a foreign trained school. Board rule 1.2 (a) states, “Accredited school of chiropractic” means: 2) a foreign educational program that is accredited by a foreign chiropractic accrediting agency which is recognized and endorsed by the Council on Chiropractic Education (CCE-US). The Board has requested that the applicants submit documentation which shows that this requirement has been met. The applications will be re-reviewed once this information is received.
 - g. Attorney Novins spoke to the Board about enforcement matters. He explained that Secretary Condos has determined that the attorneys currently have dual roles. That is as general counsel and as a presiding officer at hearings and that effective immediately the role of the attorney will be general counsel and that an Administrative Law Officer will now preside over any hearings.

Attorney Novins stated that any cases that involve scope of practice issues would be heard by the Board. However, if the Board chooses, cases that are not scope of practice issues, can be sent to the Administrative Law Officer (ALO) to be heard. The ALO would hear these cases and report back to the Board their findings. The Board would have the final determination on these cases, they would just not hear the cases. The Board would be able to accept the ALO's recommendation or it could not accept the recommendation. The Case Manager would determine which cases the Board would hear and which cases would go directly to the ALO.

Dr. Temple moved, seconded by Dr. Peet, that the Board supports review and selection by the case manager of cases which should be heard by the Board. Unprofessional conduct cases that do not involve practice issues, scope of practice issues, determination of what the standards of practice are or should be, or the role of chiropractors or chiropractic interns may be heard by an ALO. The Board authorizes utilization of title 3 § 129(f) for those cases. Approved.

h. The Board's next meeting is scheduled for June 2nd, 2015 to begin at 1:30 p.m.

5. The Board adjourned at 2:45 p.m.

Respectfully submitted,

Diane Lafaille, Licensing Board Specialist