



Oregon

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Oregon Board of Chiropractic Examiners

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PUBLIC SESSION MEETING MINUTES

Teleconference

Salem, Oregon

August 16, 2012

Members Present

Ann Goldeen DC, President

Daniel Cote DC Vice-President

Doug Dick Secretary (Public Member)

Todd Bilby DC

Huma Pierce DC

Christine Robinson DC

Cookie Parker-Kent, Public Member, Excused

Staff Present

Dave McTeague, Executive Director

Kelly Beringer, Administrative Assistant

Tom Rozinski, Investigator

Lori Lindley, Assistant AG

CONVENE: 10:55 AM

ADOPTION OF THE AGENDA Adopted as presented.

PUBLIC COMMENTS None.

IN THE MATTERS OF

1. Shane Ott, DC applicant

The Board has determined to consider DC graduate Shane Ott, a senior intern under Chapter 811 rules for a limited amount of time. We need to get verification of his registration at Life College West. Daniel Coté DC moved to allow Shane Ott the status of intern until December 1, 2012. The allowance is not renewable, and the Board will not discuss it in the future. Doug Dick seconded the motion. Members polled - Daniel Cote, aye; Chris Robinson, aye; Todd Bilby, nay; Doug Dick, aye; Huma Pierce, aye; and Ann Goldeen, nay. Motion passed with majority vote.

Case # 2012-3019

The Board proposed no statutory violation. Christine Robinson DC moved to accept the Board's determination; Huma Pierce DC seconded the motion. All in favor. Dick, aye; Bilby, aye; Coté' aye; Robinson, aye; Goldeen, aye; and Pierce, aye. Motion passed.

Case # 2010-1023

The Board proposed that in the event this former licensee applies for a chiropractic license in another state, and we receive a request for license verification, the Board authorizes the release of confidential complaint information regarding case # 2010-3019. Daniel Coté DC moved to accept the determination; Ann Goldeen DC seconded the motion. All in favor. Pierce, aye; Robinson, aye; Dick, aye; Bilby, aye; Goldeen, aye; and Coté, aye.

Secondly, the Board determined Case Closed in this matter; Daniel Coté DC moved to accept the determination; Doug Dick seconded the matter. Pierce, aye; Bilby, aye; Robinson, aye; Dick, aye; Goldeen, aye and Coté, aye.

Case # 2012-1013 John Platt DC

The Board received the Peer Review Committee's Report and cites the violations. For the violations, the Board proposes a Letter of Reprimand with a \$1000 civil penalty (to be paid within 30 days), six hours clinical justification CE, and an additional six hours CE in record keeping and chart noting with a specialty related to personal injury cases; CE to be board-approved and completed within 60 days of the final order; and a two year probation period with file pulls. Daniel Coté DC moved to accept the board's determination; Ann Goldeen DC seconded the motion. Robinson, aye; Goldeen, aye; Pierce, aye; Bilby, aye; Dick, aye; and Coté, aye. Dr. Goldeen will assist in drafting the proposed order.

In a second motion, the Board proposed to add to all proposed orders, new boilerplate language: Senior interns will not allowed while a licensee is under board discipline. Daniel Coté DC moved to accept the Board's determination; Doug Dick seconded the motion. All in favor. Robinson, aye; Goldeen, aye; Pierce, aye; Bilby, aye; Dick, aye; and Coté, aye.

DISCUSSION ITEMS

1. Proposed Rule: Suspended DCs

We currently have a policy which the Board adopted in January 2012; it doesn't have the force of law. It needs legal review to answer questions such as, "Can we legally ask a person to not step onto their own property? During business hours?" etc. What if they live there? Dr. Coté recommends no patient contact of any kind; no new advertising. The Board needs to go into rulemaking. The Rules committee and other public can weigh in on this, and we can look at other board's rules. Consider a PowerPoll with the FCLB. Meanwhile, Lori Lindley will work with the Board and Dave on the language; Dave will query the Rules Advisory Committee. Doug Dick moved to go into rulemaking; Huma Pierce DC seconded the motion. Robinson, aye; Pierce, aye; Goldeen, aye; Coté, aye; Bilby, aye; and Dick, aye.

Tom Rozinski suggested some language where the licensee should not be able to say they are on sabbatical. Dr. Goldeen added that doctors under discipline should not have interns under them. All in favor. Pierce, aye; Robinson, aye; Bilby, aye; Dick, aye; Goldeen, aye; and Coté, aye.

11:05 AM Christine Robinson DC left.

2. Committee appointments - None

3. Policy proposal: CA Initial Training through Webinars

With the help of Dr. Jason Young, we were able to fine-tune the draft policy. Daniel Coté DC moved to adopt the CA Training through Webinar policy as amended. Todd Bilby DC seconded the motion. All in favor. Pierce, aye; Goldeen, aye; Bilby, aye; Coté, aye; and Dick, aye;

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