

CHAPTER 811 DIVISION 10

Peer Review

811-010-0095 (1) The Board of Chiropractic Examiners shall appoint and form committees for Peer Review in accordance with ORS 684.185.

(2) Definitions:

(a) "Peer review" means the evaluation of the efficacy and appropriateness of healthcare services provided to a patient based on: standards of care, skill and treatment which are recognized as being reasonable, prudent and acceptable.

(b) The current Oregon Practice and Utilization Guidelines may be used as a resource to assist the Board and peer review committee.

(c) A peer review committee is a committee of seven Chiropractic physicians, licensed under ORS Chapter 684, who qualify under ORS 684.185(2). Each peer review committee may include non-voting alternate members appointed by the Board. Alternate members may participate in all capacities except for voting. The committee chair may appoint an alternate to temporarily replace an absent voting member. Four voting members present at any meeting shall constitute a quorum, and allow the peer review committee to carry out its business.

(3) Peer review will occur upon submission of a request for review by the Board.

(4) The peer review committee may request an interview with any person, including the Chiropractic physician being reviewed and, when appropriate, may request the opinion of other healthcare providers for reviews involving a particular area of practice, or specialty.

(5) (A) Any member of the peer review committee may withdraw from any review which presents a perceived or actual conflict of interest for that member. Any member who cannot be impartial may be withdrawn from participation by the committee chair or the Board.

(B) The Chiropractic physician being reviewed may protest the involvement of a specific committee member, or members, based on actual conflict of interest as determined by the committee chair or the Board. This protest shall be included in the committee's report.

(C) The Chiropractic physician being reviewed may be accompanied by legal counsel.

(D) Failure to cooperate with, or appear before, the committee shall be reviewed by the Board and may result in disciplinary action.

(6) The peer review committee shall consider all information submitted to it by the Board. The committee shall also consider any written and/or oral comments made by the Chiropractic physician being reviewed, the involved patient, or other witnesses. The committee shall meet, complete the review, and submit a written report to the Board. This report should be adopted by a majority of the voting committee

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members. The report shall include a brief statement of the facts of the case, any violation of rules or statutes pertaining to the practice of Chiropractic and/or any deviation from accepted standards, along with any additional comments which might assist the Board in taking appropriate action.

(7) The members of the peer review committee shall be paid mileage and per diem at the state rate while performing their official duties.

Statutory Auth.: ORS 684

Stats. Implemented: ORS 684.185