

**GEORGIA BOARD OF CHIROPRACTIC EXAMINERS**  
**Board Meeting Minutes**  
**May 10, 2013 • 10:00 a.m.**  
**Professional Licensing Boards**  
**237 Coliseum Drive, Macon, GA**

The Georgia Board of Chiropractic Examiners met on Friday, July 12, 2013, at 237 Coliseum Drive, Macon, Georgia. The following members were present:

**Board Members present**

Dr. Karen Mathiak  
Dr. David Wren  
Dr. Mary Watkins  
Dr. Andrew Krantz

**Administrative Staff Present:**

Josh Waters, Executive Director  
Tamara Elliott, Board Support Specialist  
Kimberly Candler, Complaint/Compliance Specialist I  
  
Scarlett Shell, Attorney General

**Guest Attendees:**

Robert Alpert  
David Sikanowiz  
Time Langley

Dr. Mathiak established a quorum and called the meeting to order at 10:15 a.m.

**Open Session**

**Agenda:**       Approved as amended.

**Approval of Minutes:**

Dr. Watkins motioned, Dr. Krantz seconded and the Board voted unanimously in favor of the motion to approve the following Board Minutes:

- May 10, 2013 Board Meeting
- June 13, 2013: IC Meeting

**Application Ratify List**

Dr. Krantz motioned, Dr. Wren seconded and the Board voted unanimously in favor of the motion to approve the ratified list of applicants.

**Board Chair Report:**

No Report

**Executive Directors Report:**

No Report

**Correspondence from N.P. Chaney: Open Records Request re George D. Sage:**

The Board explained that nothing disciplinary can be release by law therefore there's no action required.

**Correspondence from T. Schafer: Review Agents**

Dr. Wren motioned, Dr. Krantz seconded and the Board voted unanimously in favor of the motion to send letter citing Board Rule 100-17-.01 Review Agent.

**Correspondence from Gurusahay Khalsa**

Dr. Mathiak motioned, Dr. Krantz seconded and the Board voted unanimously in favor of the motion to send letter citing Georgia Rule § 43-9-16. Scope of practice; injury from want of reasonable degree of care is a tort.

## **Public Orders for Board Review**

- Dr. Thomas Tumbarello

Dr. Wren motioned, Dr. Krantz seconded and the Board voted unanimously in favor of the motion to remove from probation and send LOC addressing lapse time.

- Dr. Rick Kuhlman

The Board directs staff to send letter informing Dr. Kuhlman that the Board has received his Presentation List and CE documentation.

- Dr. Leslie Tucker

Dr. Krantz motioned, Dr. Watkins seconded and the Board voted unanimously in favor of the motion to allow an extra 6 months to take E&B with deadline being Jan 12, 2014.

## **Board Rules & Policy Discussion - Ongoing**

- Rule 100-17-.01 Review Agents\*
- Policy on Board Approval
- Rule 100-2-.07 Endorsement
- Rule 100-2-.08 Inactive Status
- Rule 100-2-.09 Reinstatement of Revoked Licenses
- Rule 100-3-.01 Filing Applications
- Rule 100-3-.02 Accompanying Documents
- Policy: "PEAK" Doctor/Palmer Preceptor Approval Criteria

Dr. Watkins explains that people are coming onto Chiropractic Review List that are not certified and do not meet the Board's Rules criteria. Dr. Watkins suggests that the review process is moved back under the SOS rather than an Insurance Committee. Dr. Watkins also expressed that the Board needs to create and amend an application process and assure that it meets the criteria already set by Board and should consider changing the name from Review List. Dr. Mathiak expressed concern that people who were not certified Chiropractors were doing the reviewing and agrees with Dr. Watkins.

Dr. Krantz motioned, Dr. Wren seconded and the Board voted unanimously in favor of the motion to table for further reviewing and legal discussion.

**Dr. Krantz motioned, Dr. Wren seconded, and the Board voted to enter into Executive Session in accordance with O.C.G.A. § 43-1-2(k) (1) (2), O.C.G.A. § 50-14-2(1), O.C.G.A. § 43-1-2-(k) (4), O.C.G.A. § 43-1-19 (h) (2) & (4) to receive and review information pertaining to applications, complaints, and to receive the Assistant Attorney General's and Investigative Committee reports. Voting in favor of the motion were those present who included Dr. Mathiak, Dr. Wren, Dr. Watkins, and Dr. Krantz.**

**At the conclusion of Executive Session on Friday, July 12, 2013, Dr. Mathiak declared the meeting to be "open" pursuant to the Open and Public Meeting Act O.C.G.A. § 50-14-1 et seq. No votes were obtained during Executive Session.**

### **Open Session**

#### **Applications**

1. D.S. Reinstatement with Public CO & must complete CE in person for next renewal cycle
2. S.H. Schedule for II

Dr. Mathiak motioned, Dr. Wren seconded and the Board voted unanimously in favor of the motion to accept the above recommendations.

### **Applicant Interview**

- L. R. Mirror original 2008 Public CO, extend probation to 5 years and applicant cannot participate as a reviewing agent during probation period.

Dr. Krantz motioned, Dr. Watkins seconded and the Board voted unanimously in favor of the motion to accept the above recommendation.

### **Investigative Committee Report**

- CHIR130006 Close, No Action
- CHIR130007 Close, No Action
- CHIR130008 Close, No Action
- CHIR130017 Close, No Action
- CHIR130031 Close, No Action
- CHIR130061 Close, No Action
- CHIR130067 Close, No Action
- CHIR130068 Close, No Action
- CHIR130069 Close, No Action
- CHIR130079 Close, No Action
- CHIR130080 Close, No Action
- CHIR130082 Close, No Action
- CHIR130087 Close, No Action

### **Discussion Cases**

- CHIR130033 Send Letter requesting additional information within 10 days. Schedule interview and bring supporting documentation on Brain Therapy

Dr. Krantz motioned, Dr. Watkins seconded and the Board voted unanimously in favor of the motion to accept the above IC Report.

### **Attorney General's Report**

- L.C.H. Accept Public CO upon receipt and allow Exe. Director to sign and docket.
- S.W. Send C&D; cannot until applicant passes EMB

Dr. Watkins motioned, Dr. Wren seconded and the Board voted unanimously in favor of the motion to accept the above recommendations and AG's Report.

### **Executive Session Minutes**

- May 10, 2013 Executive Session Minutes
- June 13, 2013 I.C. Closed Session Minutes

Dr. Krantz motioned, Dr. Watkins seconded and the Board voted unanimously in favor of the motion to approve the minutes above.

### **Miscellaneous Executive Session Items**

Peak/Preceptor Approval Request Deny

Dr. Krantz motioned, Dr. Watkins seconded and the Board voted unanimously in favor of the motion to deny and send a LOC to Peak/Preceptor and suggests that they ask their applicants if they have any complaints (public or private) against their license because the Board does not approve any applicants with complaints.

### **Correspondence from New Zealand**

Dr. Krantz motioned, Dr. Wren seconded and the Board voted unanimously in favor of the motion direct staff to send letter explaining that the State of Georgia only accepts applicants for licensure from a CCE

accredited college or university. Dr. Watkins motioned, Dr. Krantz seconded and the Board voted unanimously in favor of the motion to accept change the next scheduled meeting time to 9:00am.

With no additional business to be discussed, the meeting was adjourned at 2:10 p.m.

Minutes recorded by:

Tamara Elliott, Board Support Specialist

Minutes reviewed and edited by:

Josh Waters, Executive Director