

GEORGIA BOARD OF CHIROPRACTIC EXAMINERS
Board Teleconference Meeting Minutes
Friday, November 30, 2018 – 12:00 p.m.

The Georgia Board of Chiropractic Examiners met on Friday, November 30, 2018. The following members were present:

Board Members Present

Dr. Mary Watkins, D.C., Chairperson
Dr. Andrew Krantz, D.C., Vice Chair
Dr. Robert Alpert, D.C., Board Member
Dr. David Wren, D.C., Board Member

Administrative Staff Present

Adrienne Price, Executive Director
Kathy Osier, Licensing Supervisor

Attorney General's Office Present

D. Williams-McNeely, Senior Assistant Attorney General

Board Members Not Present

Emily Campbell Marsh, Consumer Member
Dr. Joe Krzemien, D.C., Board Member

Visitors Present

No visitors present.

Call to Order: Dr. Watkins established a quorum of the Board was present called the meeting to order at 12:01 p.m.

OPEN SESSION

Agenda The Board accepted the agenda as presented.

Open Session Minutes

1. November 2, 2018 Board Meeting Minutes

Dr. Krantz motioned, Dr. Alpert seconded and the Board voted unanimously in favor of the motion to approve the November 2, 2018 Board Meeting Minutes Open Session minutes as presented.

2. November 30, 2018 Investigative Committee Teleconference Minutes

Dr. Alpert motioned, Dr. Wren seconded and the Board voted unanimously in favor of the motion to approve the November 30, 2018 Investigative Committee Teleconference minutes as presented.

Correspondence – Federation of Chiropractic Licensing Boards (FCLB) – Nominations Accepted for Sylva Ashworth Award –

Dr. Krantz motioned, Dr. Alpert seconded and the Board voted unanimously in favor of the motion to nominate Dr. Mary Watkins for the FCLB Sylva Ashworth Award as an outstanding woman in chiropractic regulation.

Petitions for Rule Waiver

1) BR 100-5-.01(1) Gary Martin CHIR002839

Dr. Wren motioned, Dr. Alpert seconded and the Board voted unanimously in favor of the motion to deny the petition to waive Board Rule 100-5-.01(1) on the basis that the requirement to complete 20 hours of continuing education per year is statutory and cannot be waived [O.C.G.A. § 43-9-11].

2) BR 100-5-.01 Luis Ricardo Rivera-Medina CHIR006503

Dr. Alpert motioned, Dr. Wren seconded and the Board voted unanimously in favor of the motion to deny the petition to waive Board Rule 100-5-.01 on the basis that the requirement to complete 20 hours of continuing education per year is statutory and cannot be waived [O.C.G.A. § 43-9-11].

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. Mary Watkins, Dr. David Wren, Dr. Andrew Krantz, and Dr. Robert Alpert.

At the conclusion of Executive Session of Friday, November 2, 2018, Dr. Watkins 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

Executive Session Minutes

1. November 2, 2018 Executive Session Board Meeting Minutes

2. November 30, 2018 Executive Session Investigative Committee Teleconference Minutes

Dr. Krantz motioned, Dr. Wren seconded and the Board voted unanimously in favor of the motion to accept the November 2, 2018 Executive Session meeting minutes and the November 30, 2018 Executive Session Investigative Committee teleconference minutes as presented.

Investigative Committee Report – Dr. A. Krantz, D.C.

Dr. Wren motioned, Dr. Alpert seconded and the Board voted unanimously in favor of the motion to accept the following recommendations made in Executive Session.

CHIR170026	Close the case, no jurisdiction.
CHIR170027	Schedule Investigation Interview.
CHIR170041	Table pending additional investigation.
CHIR180030	Close the case, no violation.
CHIR180052	Close the case, no violation in the standard of care.
CHIR180055	Close the case, no action.
CHIR190012	Schedule Investigation Interview
CHIR190013	Close the case, no violation in the standard of care.
CHIR190014	Close the case, no action and Refer to the Georgia Composite Medical Board.

Applications

Application 2763279 Rescind the previous motion from the November 2, 2018 meeting and issue the license with a letter informing the applicant the 20 hours of continuing education must be completed per year, in accordance with BR 100-5-.01 in order to be eligible to renew the license.

Miscellaneous Executive Discussion

1. CHIR190018

Dr. Alpert motioned, Dr. Wren seconded and the Board voted unanimously in favor of the motion to refer the case to Legal Services to issue a Public Consent Order for License Renewal for failure to meet the CE requirements in accordance with O.C.G.A. § 43-9-11 and Board Rules Chapter 100-5. The terms and conditions are to include: a fine of \$500 to be paid within 90 days of the docket date of the order; proof of completion of 40 hours of CE in accordance with BR 100-5-.02(1)(a)&(b) within sixty days of the docket date of the order; CEs submitted to satisfy the terms of the order may not be used to meet the CE requirements to renew the license and flag for CE audit.

2. CHIR190019

Dr. Alpert motioned, Dr. Krantz seconded and the Board voted unanimously in favor of the motion to refer the case to Legal Services, if a renewal application is received, to issue a Public Consent Order for License Renewal for failure to meet the CE requirements in accordance with O.C.G.A. § 43-9-11 and Board Rules Chapter 100-5. The terms and conditions are to include: a fine of \$500 to be paid within 90 days of the docket date of the order; proof of completion of 40 hours of CE in accordance with BR 100-5-.02(1)(a)&(b) within sixty days of the docket date of the order; CEs submitted to satisfy the terms of the order may not be used to meet the CE requirements to renew the license and flag for CE audit.

Adjournment With there being no additional business to discuss, the meeting adjourned at 12:33 p.m.

Minutes recorded by: Adrienne Price, Executive Director
Minutes reviewed and edited by: Kathy Osier, Licensing Supervisor
Minutes approved on: January 11, 2019

DR. MARY WATKINS, D.C.
BOARD CHAIR

MS. ADRIENNE PRICE
EXECUTIVE DIRECTOR