

**GEORGIA BOARD OF CHIROPRACTIC EXAMINERS**  
**Board Meeting Minutes**  
**Professional Licensing Boards**  
**237 Coliseum Drive, Macon, GA**  
**Friday, March 8, 2019 – 9:00 a.m.**

The Georgia Board of Chiropractic Examiners met on Friday, March 8, 2019. 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. Joe Krzemien, D.C., Board Member  
Dr. David Wren, D.C., Board Member

**Administrative Staff Present**

Adrienne Price, Executive Director  
Michelle Hornaday, Board Support Specialist

**Attorney General's Office Present**

D. Williams-McNeely, Assistant Attorney General

**Board Members Not Present**

Emily Campbell Marsh, Consumer Member

**Administrative Staff Absent**

Kathy Osier, Licensing Supervisor

**Visitors Present**

Valerie Smith, Executive Director, Georgia Chiropractic Association (GCA)  
Alexander Gephardt, D.C.  
Charles Cox, Attorney

**Call To Order:** Dr. Watkins established that a quorum of the Board was not present and as a result, the members present proceeded with the meeting as a Committee of the Board. The Committee Meeting was called to order at 9:03 a.m.

**OPEN SESSION**

**Agenda** The Committee recommended accepting the agenda as presented.

**Open Session Minutes**

**1. February 22, 2019 Open Session Teleconference Minutes**

The Committee recommended to accept the February 22, 2019 open session teleconference minutes as presented.

**Licenses to Ratify January 4, 2019 – March 1, 2019 – Ratification List – Modalities & Reinstatements**

The Committee recommended ratifying the licenses by application and by reinstatement that were issued in accordance with Board Rules and Policies between Board meetings.

**Correspondence – CMS Strategies for Non-Opioid Pharmacologic & Non-Pharmacologic Chronic Pain Management**

The Committee recommended accepting the information regarding CMS Strategies for Non-Opioid Pharmacologic & Non-Pharmacologic Chronic Pain Management as information and requested that Ms. Price forward a copy of the document to the Georgia Chiropractic Association and the Georgia Council of Chiropractic.

**Discussion – National Board of Chiropractic Examiners (NBCE)**

- 1. NBCE Hosts 2019 Student Leadership Form**
- 2. May 2019 Part IV Exam Nominees**
- 3. NBCE June 2019 Part IV Test Committee Meeting**

The Committee recommended appointing Dr. Alpert as the Delegate for the May 2019 Part IV Exam.

The Committee recommended appointing Dr. Alpert as the Delegate to the NBCE June 2019 Part IV Test Committee Meeting.

The Committee recommended accepting the correspondence in reference to NBCE as information.

**Discussion – Federation of Chiropractic Licensing Boards (FCLB)**

**1. Introduction of Changes to CIN-BAD & Staff, Janelle Grier**

The Committee recommended accepting the correspondence in reference to FCLB as information.

**Dr. Wren joined the meeting at 9:17 a.m. establishing a quorum.**

**Petition for Rule Waiver**

**1. BR 100-8-.01(5) – Getbehead, Jeffrey – CHIR010083**

Dr. Alpert motioned, Dr. Wren seconded and the Board voted unanimously in favor of the motion to deny the petition to waive BR 100-8-.01(5) based on insufficient evidence to substantiate a substantial hardship.

**Dr. Krzemien joined the meeting at 9:25 a.m.**

**2. BR 100-5-.02 – Rauch, Jeffrey Karl – CHIR001494**

Dr. Alpert motioned, Dr. Wren seconded and the Board voted unanimously in favor of the motion to deny the petition to waive BR 100-5-.02 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]. Must apply for reinstatement.

**Visitor Request to Address the Board**

Dr. Watkins recognized the visitor, Dr. Gephardt, who requested permission to address the Board. Dr. Watkins stated that he had been given direction by staff on how to proceed with the questions he presented and he should follow up with staff as his correspondence instructed.

**Executive Director’s Report – A. Price**

Executive Director’s report presented the Board with statistical data relevant to the processing of applications to include renewal applications, the number of active and inactive licensees, board meeting statistics for 2018 and complaints/compliance matters. The report also reminded Board Members of their obligation to submit their Annual Affidavit of a Public Official to the Ethics Commission prior to January 31, 2019.

Ms. Price informed the Board that NBCE is working to finalize an online application and authorization process for the SPEC examination. For authorization approval, the new process provides an account for state boards. Staff will log into the account and approve individuals for the exam and the Georgia Board office will receive email notifications when approvals are waiting for Board action. Ms. Price then gave an update on the status of the pre-filed bills and resolutions of the Georgia General Assembly that have the potential to affect the business of the Board.

Dr. Krantz motioned, Dr. Krzemien seconded and the Board voted unanimously in favor of the motion to accept the Executive Director’s Report as presented.

**Board President’s Report – M. Watkins, D.C.**

Dr. Watkins expressed condolences from the Board regarding the passing of fellow chiropractic colleague, Dr. Tim Langley. She noted that Dr. Langley was a distinguished Board member of the Georgia Council of Chiropractic (GCC) and with permission of his family, GCC established the Dr. Tim Langley Memorial Chiropractic Scholarship Fund to allow his legacy to impact future generations of chiropractors.

Dr. Alpert motioned, Dr. Krantz seconded and the Board voted unanimously in favor of the motion to accept the Board President’s Report as presented.

**Agenda**           The Board accepted the agenda as presented.

**Open Session Minutes**

**1. February 22, 2019 Open Session Teleconference Minutes**

Dr. Wren motioned, Dr. Alpert seconded and the Board voted unanimously in favor of the motion to accept the February 22, 2019 open session teleconference minutes as presented.

### **Licenses to Ratify January 4, 2019 – March 1, 2019 – Ratification List – Modalities & Reinstatements**

Dr. Wren motioned, Dr. Alpert seconded and the Board voted unanimously in favor of the motion to ratify the licenses by application and by reinstatement that were issued in accordance with Board Rules and Policies between Board meetings.

### **Correspondence – CMS Strategies for Non-Opioid Pharmacologic & Non-Pharmacologic Chronic Pain Management**

The Board accepts the information regarding CMS Strategies for Non-Opioid Pharmacologic & Non-Pharmacologic Chronic Pain Management as information. Dr. Krzemien motioned, Dr. Krantz seconded and the Board voted unanimously in favor of the motion to forward the correspondence to the Georgia Chiropractic Association (GCA) and the Georgia Council of Chiropractic (GCC).

### **Discussion – National Board of Chiropractic Examiners (NBCE)**

- 1. NBCE Hosts 2019 Student Leadership Form**
- 2. May 2019 Part IV Exam Nominees**
- 3. NBCE June 2019 Part IV Test Committee Meeting**

Dr. Watkins motioned, Dr. Krzemien seconded and the Board voted unanimously in favor of the motion to appoint Dr. Alpert as the Delegate for the May 2019 Part IV Exam.

Dr. Watkins motioned, Dr. Krantz seconded and the Board voted unanimously in favor of the motion to appoint Dr. Alpert as the Delegate to the NBCE June 2019 Part IV Test Committee Meeting.

The Board accepts the correspondence in reference to NBCE as information.

### **Discussion – Federation of Chiropractic Licensing Boards (FCLB)**

- 1. Introduction of Changes to CIN-BAD & Staff, Janelle Grier**

The Board accepts the correspondence in reference to FCLB as information.

### **Miscellaneous Discussion**

- 1. Legislative Update**

Valerie Smith, Executive Director, Georgia Chiropractic Association (GCA), provided an update on HB 508 and SB 28, which are dead this session but she stated GCA will be targeting Ben Watson on the Health and Human Services Committee over the summer to bring them both back for a vote next year.

- 2. William Harris Family Foundation**

Dr. Watkins provided the Board with background on the William Harris Family Foundation, which has allocated funds for the development of a taskforce to educate Georgians on the opioid crises, their effects and alternatives to their use and to provide other benefits towards the healthcare of Georgians. Dr. William H. Harris, D.C. set up a foundation to give money in support of many charitable and philanthropic causes across the country. Dr. Watkins reported that she sits on the Board of the foundation and the first meeting of the taskforce took place during the Legislative Day at the Capitol. She reported that the meeting included herself and Dr. Alpert from the Georgia Board of Chiropractic Examiners, Guy Reikeman and Jerry Klumb from Life University, and Valerie Smith from GCA. She stated the Foundation was able to provide a \$150,000 grant for three years to get the message out about the opioid crisis to communities. She indicated that the task force discussed funding conference seminars, webinars and paid radio advertisements on the subject.

The Board commends Dr. Watkins and Dr. Alpert on their work and accepts Dr. Watkins' report on the William Harris Family Foundation as information.

**Dr. Alpert motioned, Dr. Krantz 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, Dr. Joe Krzemien and Dr. Robert Alpert.**

**At the conclusion of Executive Session on Friday, March 8, 2019, 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. February 22, 2019 Executive Session Teleconference Minutes**

Dr. Alpert motioned, Dr. Krzemien seconded and the Board voted unanimously in favor of the motion to accept the February 22, 2019 executive session teleconference minutes as presented.

**Attorney General’s Office Report – D. Williams-McNeely**

Dr. Krantz motioned, Dr. Alpert seconded and the Board voted unanimously in favor of the motion to accept the Attorney General’s report as presented.

**Legal Services Memo**

**1. CHIR190033**

Dr. Alpert motioned, Dr. Krzemien seconded and the Board voted unanimously in favor of the motion to deny license renewal based on inability to prove CE compliance in accordance with BR 100-5-.02. Must apply for reinstatement.

**2. CHIR190036**

Dr. Krzemien motioned, Dr. Krantz seconded and the Board voted unanimously in favor of the motion to deny request for reconsideration and notify licensee of option to withdraw renewal application, allow license to lapse and apply for reinstatement.

**Miscellaneous Executive Discussions**

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

- 1. CHIR190049** Close the case with no action and renew the license.
- 2. CHIR150044** Grant request for extension, course must be completed on or before March 16, 2019.

**Applications**

**Application 2780083** Dr. Krantz motioned, Dr. Alpert seconded and the Board voted unanimously in favor of the motion to issue the license with a Letter of Concern regarding O.C.G.A. § 43-1-33.

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

**CHIR190040** Refer to Legal Services for a Public Consent Order for Renewal of Licensure with a fine of \$1000.00 and three (3) years’ probation for failing to meet the continuing education requirements in accordance with O.C.G.A. § 43-9-11 and Chapter 100-5. Fine to be paid within 90 days of the docket date of the order; must complete 20 hours of in-person CE to include one (1) hour in Georgia Law and four (4) hours in Ethics and Risk Management within six (6) months of the docket date of the order; any hours taken to satisfy the terms of the order may not be used to meet any of the CE requirements for the current or any future renewal cycles; and flag for CE audit. Board will accept the applicant’s request to withdraw the application for license renewal if such request is received prior to March 31, 2019. Upon receipt of the request, the license will lapse and the applicant must apply for licensure by reinstatement.

**CHIR190041** Refer to Legal Services for a Public Consent Order for Renewal of Licensure with a fine of \$1000.00 and three (3) years’ probation for failing to meet the continuing education requirements

in accordance with O.C.G.A. § 43-9-11 and Chapter 100-5. Fine to be paid within 90 days of the docket date of the order; complete 20 hours of Board approved in-person CE, one (1) of which must be in Georgia Law and four (4) in either Ethics and Risk Management, within six (6) months of the docket date of the order; any hours taken to satisfy the terms of the order may not be used to meet any of the CE requirements for the current or any future renewal cycles; and flag for CE audit. Board will accept the applicant's request to withdraw the application for license renewal if such request is received prior to March 31, 2019. Upon receipt of the request, the license will lapse and the applicant must apply for licensure by reinstatement.

- CHIR190046** Refer to Legal Services for a Public Consent Order for Renewal of Licensure with a fine of \$1000.00 and three (3) years' probation for failing to meet the continuing education requirements in accordance with O.C.G.A. § 43-9-11 and Chapter 100-5. Fine to be paid within 90 days of the docket date of the order and flag for CE audit; must complete 11 hours of CE within 90 days of the docket date of the order, all of which may be done online; any hours taken to satisfy the terms of the order may not be used to meet any of the CE requirements for the current or any future renewal cycles; and flag for CE audit. Board will accept the applicant's request to withdraw the application for license renewal if such request is received prior to March 31, 2019. Upon receipt of the request, the license will lapse and the applicant must apply for licensure by reinstatement.
- CHIR190047** Refer to Legal Services for a Public Consent Order for Renewal of Licensure with a fine of \$1000.00 and three (3) years' probation (for failing to meet the continuing education requirements in accordance with O.C.G.A. § 43-9-11 and Chapter 100-5 of the Board Rules and for making a false attestation [O.C.G.A. § 43-1-19(2)]. Must complete five (5) hours of Board approved CE within 90 days of the docket date of the order, one (1) of which must be in Georgia Law and four (4) in Ethics and Risk Management, and all of which may be taken online. The fine must be paid within 90 days of the docket date of the order and flag for CE Audit. Board will accept the applicant's request to withdraw the application for license renewal if such request is received prior to March 31, 2019. Upon receipt of the request, the license will lapse and the applicant must apply for licensure by reinstatement.
- CHIR190048** Deny license renewal and lapse the license based on failure to meet the requirements of O.C.G.A. § 43-9-11. The Board will rescind the vote to deny license renewal and grant the applicant's request to withdraw the application for license renewal if such request is received prior to March 31, 2019. Upon receipt of the request, the license will lapse and the applicant must apply for licensure by reinstatement.
- CHIR190050** Deny license renewal and lapse the license based on failure to meet the requirements of O.C.G.A. § 43-9-11. The Board will rescind the vote to deny license renewal and grant the applicant's request to withdraw the application for license renewal if such request is received prior to March 31, 2019. Upon receipt of the request, the license will lapse and the applicant must apply for licensure by reinstatement.
- CHIR190053** Refer to Legal Services for a Public Consent Order for Renewal of Licensure with a fine of \$1000.00 and three (3) years' probation for failing to meet the continuing education requirements in accordance with O.C.G.A. § 43-9-11 and Chapter 100-5 of the Board Rules and for making a false attestation [O.C.G.A. § 43-1-19(2)]. The fine must be paid within 90 days of the docket date of the order; must complete 18 hours of Board approved CE and three (3) hours in Georgia Law and four (4) in Ethics and Risk Management within six (6) months of the order docket date; hours submitted to satisfy the terms of the order may not be used to meet CE requirements for the current or future renewal cycles and flag for CE Audit. Board will accept the applicant's request to withdraw the application for license renewal if such request is received prior to March 31, 2019. Upon receipt of the request, the license will lapse and the applicant must apply for licensure by reinstatement.

**CHIR190054** Deny license renewal and lapse the license based on failure to meet the requirements of O.C.G.A. § 43-9-11. The Board will rescind the vote to deny license renewal and grant the applicant's request to withdraw the application for license renewal if such request is received prior to March 31, 2019. Upon receipt of the request, the license will lapse and the applicant must apply for licensure by reinstatement.

**CHIR190055** Deny license renewal and lapse the license based on failure to meet the requirements of O.C.G.A. § 43-9-11. The Board will rescind the vote to deny license renewal and grant the applicant's request to withdraw the application for license renewal if such request is received prior to March 31, 2019. Upon receipt of the request, the license will lapse and the applicant must apply for licensure by reinstatement.

**CHIR190059** Close the case and renew the license.

**CHIR190060** Deny license renewal and lapse the license based on failure to meet the requirements of O.C.G.A. § 43-9-11. The Board will rescind the vote to deny license renewal and grant the applicant's request to withdraw the application for license renewal if such request is received prior to March 31, 2019. Upon receipt of the request, the license will lapse and the applicant must apply for licensure by reinstatement.

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

**Application 2736097** Issue license with Letter of Concern regarding criminal history.

**Application 2538780** Deny license renewal and lapse the license based on failure to meet the requirements of O.C.G.A. § 43-9-11. The Board will rescind the vote to deny license renewal and grant the applicant's request to withdraw the application for license renewal if such request is received prior to March 31, 2019. Upon receipt of the request, the license will lapse and the applicant must apply for licensure by reinstatement.

**Application 163496** Deny license renewal and lapse the license based on failure to meet the requirements of O.C.G.A. § 43-9-11. The Board will rescind the vote to deny license renewal and grant the applicant's request to withdraw the application for license renewal if such request is received prior to March 31, 2019. Upon receipt of the request, the license will lapse and the applicant must apply for licensure by reinstatement.

**Adjournment** With there being no additional business to discuss, the meeting adjourned at 12:10 p.m.

**Minutes recorded by:** Michelle Hornaday, Board Support Specialist  
**Minutes reviewed and edited by:** Kathy Osier, Licensing Supervisor & Adrienne Price, Executive Director  
**Minutes approved on:** March 29, 2019

**DR. MARY WATKINS, D.C.**  
**BOARD CHAIR**

**MS. ADRIENNE PRICE**  
**EXECUTIVE DIRECTOR**