

**GEORGIA BOARD OF CHIROPRACTIC EXAMINERS**  
**Board Teleconference Minutes**  
**Friday, May 17, 2019 – 9:00 a.m.**

The Georgia Board of Chiropractic Examiners met via teleconference on Friday, May 17, 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, Senior Assistant Attorney General

**Board Members Not Present**

Emily Campbell Marsh, Consumer 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 9:02 a.m.

**OPEN SESSION**

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

**Open Session Minutes**

**1. March 29, 2019 Open Session Teleconference Minutes**

Dr. Alpert motioned, Dr. Krantz seconded and the Board voted unanimously in favor of the motion to accept the March 29, 2019 open session Board teleconference minutes as presented

**2. April 5, 2019 Open Session Investigative Committee Minutes**

Dr. Wren motioned, Dr. Watkins seconded and the Board voted unanimously in favor of the motion to accept the April 5, 2019 open session investigative committee minutes as presented.

**Licenses to Ratify March 1, 2019 – May 10, 2019 Ratification List – Modalities & Reinstatements**

Dr. Krantz 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.

**Dr. Krzemien joined the meeting at 9:05 a.m.**

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

- 1. NBCE District V Newsletter**
- 2. NBCE Mourns the Passing of Dr. Carrol H. Winkler**
- 3. Seats Board and Elects Officers at 2019 Annual Meeting**
- 4. New Instructions for SPEC Authorizations**

Dr. Alpert provided a brief report on the NBCE Annual Meeting and stated he was elected to the Nominating Committee. Ms. Price updated the Board regarding the electronic process for the SPEC Authorizations which will greatly increase the speed of processing requests.

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

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

- 1. Elections and Bylaws**
- 2. Highlights from FCLB May 2019**
- 3. FCLB Annual Meeting Updates – Dr. Alpert, D.C. & Adrienne Price**

Dr. Alpert and Ms. Price shared feedback from information gleaned during their time at the FCLB Annual Meeting.

Relevant Topics reviewed:

- Dr. Karen Mathiac, DC, past GBCE Board Chair, was recognized with an inaugural award given by FCLB, the Sylva Ashworth Award for Outstanding Women in Chiropractic
- Resolutions passed: Resolution 1-19 Chiropractic Licensing Boards' Support of Temporary Licensure for Chiropractors, Resolution 2-19 Resolution on Radiographic Imaging and Chiropractic Practice and Resolution 4-19 passed; however, Resolution 3-19 did not pass.
- Opioid Epidemic
- Documentation and Record Keeping
- CBD Oil Attorney Panel
- College Presidential Panel

Dr. Krantz motioned, Dr. Krzemien seconded and the Board voted unanimously in favor of the motion to notify GCC and GCA regarding contacting FCLB to obtain the transcript from the Annual Meeting on the CBD Oil Attorney Panel for the purpose of creating a training to educate Chiropractors in the state on the legalities involved.

Dr. Watkins expressed appreciation to both Dr. Alpert and Ms. Price for their investment in the field of chiropractic as evidenced by their work at the Annual Meeting.

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

## **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, and complaints/compliance matters.

Other Relevant Topics discussed:

- FCLB Resolution to Fund Board Members & Administrators for Annual and District Meeting Participation
- NBCE SPEC Examination
- Recognition to Dr. Karen Mathiac from GBCE
- GA Law Presentation

Dr. Krzemien motioned, Dr. Wren 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 referenced the Board Chairs meeting and questioned the status of scheduling a meeting under the new Division Director. Ms. Price indicated that she has not yet received any feedback on the matter which is likely attributed to the fact that the agency has a new Secretary of State and Division Director who may not have had an opportunity to review it. She recommended that Dr. Watkins consider creating an agenda for the first meeting to provide to the new PLB administration as that may set the process in motion. It will give other Board Chairs who are interested in the discussion an opportunity to review the agenda, provide feedback and add recommendations for additional agenda items prior to the scheduling of a meeting date.

Dr. Krzemien motioned, Dr. Wren seconded and the Board voted unanimously in favor of the motion to accept the Board President's Report as presented.

**Dr. Krantz motioned, Dr. Krzemien seconded, and the Board voted to enter into Executive Session in accordance with O.C.G.A. §§ 43-1-2 (k); 43-1-19 (h) and 50-14-2 (1) to receive and review information pertaining to applications, pending cases, investigative reports and enforcement matters and to receive the**

**Assistant Attorney General's report. Voting in favor of the motion were those present who included Board members: Dr. Mary Watkins, Dr. David Wren, Dr. Andrew Krantz, Dr. Joe Krzemien and Dr. Robert Alpert.**

**At the conclusion of Executive Session on Friday, May 17, 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. March 29, 2019 Executive Session Teleconference Minutes**
- 2. April 5, 2019 Executive Session Investigative Committee Minutes**

Dr. Wren motioned, Dr. Krzemien seconded and the Board voted unanimously in favor of the motion to accept the March 29, 2019 open session Board teleconference minutes and the April 5, 2019 open session investigative committee minutes as presented

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

- 1. CHIR180001** Dr. Krantz motioned, Dr. Krzemien seconded and the Board voted unanimously in favor of the motion to remove the toxicology requirement; all other terms of order remain.
- 2. AG MEMO – CHIR190020** Dr. Krantz motioned, Dr. Krzemien seconded and the Board voted unanimously in favor of the motion to table pending additional investigation.
- 3. AG MEMO – CHIR160003** Dr. Krantz motioned, Dr. Krzemien seconded and the Board voted unanimously in favor of the motion to deny the counter offer in this case.

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

**Legal Services Memo– Case for Closure CHIR190043**

Dr. Krzemien motioned, Dr. Alpert seconded and the Board voted unanimously in favor of the motion to refer to the Attorney General's Office for a Hearing or Public Consent Order for Renewal of Licensure with a fine of \$500 for failing to meet continuing education requirements in accordance with Board Rules. Fine must be paid within 90 days of order docket date; and flag for CE audit.

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

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.

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| <b>CHIR190012</b> | Close with a Letter of Concern regarding release of records in accordance with O.C.G.A. § 31-33-1.   |
| <b>CHIR180003</b> | Table for additional investigation.  |
| <b>CHIR180044</b> | Close with a Letter of Concern regarding advertising and professional designations (BR Chapter 100-4).   |
| <b>CHIR170022</b> | Close the case due to lapsed license. If Respondent attempts to reinstatement, the application will require Board review to consider the facts of the case at that time. |
| <b>CHIR180036</b> | Table for additional investigation.  |

<b>CHIR180042</b>	Close the case due to lapsed license. If Respondent attempts to reinstatement, the application will require Board review to consider the facts of the case at that time.
<b>CHIR180050</b>	Close the case due to lapsed license. If Respondent attempts to reinstatement, the application will require Board review to consider the facts of the case at that time.
<b>CHIR190035</b>	Schedule an Investigative Interview.
<b>CHIR150059</b>	Terminate probation and restore the license to an active status.
<b>CHIR180031</b>	Refer to the Attorney General's Office for a Hearing for Revocation of Licensure based on criminal history and action in another jurisdiction. In settlement, the Board will accept a Public Consent Order with terms and conditions as discussed. The Board reserves the right to take additional action pending outcome of criminal case.
<b>CHIR190067</b>	Refer to the Attorney General's Office for a Hearing for Revocation of Licensure based on criminal history and conviction of a crime of moral turpitude. In settlement, the Board will accept a Public Consent Order with probation and additional terms as discussed.
<b>CHIR190068</b>	Close the case and renew the license with a Letter of Concern regarding arrest.
<b>Applicant 940940</b>	The license is lapsed by operation of law. Applicant must reinstate license.
<b>Applicant 2652868</b>	Close the case with a Letter of Concern regarding arrest, and renew the license.

**Miscellaneous Executive Discussions**

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

1. **CHIR150053** Deny request to terminate probation. Maintain probation for a minimum of one (1) year. Respondent must fulfill original terms of order.
  2. **CHIR190037** Authorize release of termination letter as requested by Respondent.
  3. **CHIR190064** Renew license with a Letter of Concern regarding a misrepresentation on renewal application.
  4. **CHIR170044** If proof of CE compliance submitted, renew license. If fail to submit required CE, refer to Attorney General's Office for an Amended Public Consent Order to extend probationary terms for a minimum of two (2) years with a fine of \$500. Must submit proof of completion of five (5) hours of GA Law within 90 days of order docket date.
5. **Sanctions for CE Violations** Table discussion for July Board meeting.

**Applications**

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

<b>Application 2788157</b>	Issue license with Letter of Concern regarding criminal history.
<b>Application 2788584</b>	Issue license with Letter of Concern regarding criminal history.
<b>Application 2786245</b>	Issue license with a Letter of Concern regarding disciplinary action by another jurisdiction and criminal history.
<b>Application 163606</b>	Approve as Peer Reviewer.

**Application 2794601** Issue license with a Letter of Concern regarding disciplinary action by another jurisdiction.

**Application 2789764** Table. Notify the applicant that 35 hours of Board approved CE must be submitted to be eligible for licensure; 15 hours of which may be taken online.

**Adjournment** With there being no additional business to discuss, the meeting adjourned at 11:25 a.m.

**Minutes recorded by:** Michelle Hornaday, Board Support Specialist  
**Minutes reviewed and edited by:** Adrienne Price, Executive Director  
**Minutes approved on:** 07-19-2019

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

MS. ADRIENNE PRICE  
**EXECUTIVE DIRECTOR**