NOTICE OF INTENT TO ADOPT PROPOSED AMENDMENTS TO THE GEORGIA BOARD OF CHIROPRACTIC EXAMINERS BOARD RULE CHAPTER 100-2 LICENSE REQUIREMENTS, BOARD RULE 100-2-.02 LICENSE RENEWAL, BOARD RULE 100-2-.03 CHANGE OF ADDRESS, BOARD RULE 100-2-.07 ENDORSEMENT AND BOARD RULE 100-2-.08 INACTIVE LICENSE
AND NOTICE OF PUBLIC HEARING

Rule 100-2-.02 License Renewal
Rule 100-2-.03 Change of Address
Rule 100-2-.07 Endorsement
Rule 100-2-.08 Inactive License

TO ALL INTERESTED PARTIES:

Notice is hereby given that pursuant to the authority set forth below, the Georgia Board of Chiropractic Examiners (hereinafter "Board") proposes amendments to Board Rule Chapter 100-2 License Requirements, Board Rules 100-2-.02 License Renewal, 100-2-.03 Change of Address, 100-2-.07 Endorsement and 100-2-.08 Inactive License (herein after "proposed rules").

This notice, an exact copy of the proposed rules, and a synopsis of the proposed rules are being sent to all persons who have requested, in writing, to be included on a notification list. This notice, an exact copy of the proposed rules, and a synopsis of the proposed rules may also be reviewed during normal business hours of 8:00 a.m. to 5:00 p.m., Monday through Friday, except official State holidays, at the Office of the Secretary of State, Professional Licensing Boards Division, 237 Coliseum Drive, Macon, Georgia 31217. The documents will also be available for review on the Board's website at https://sos.ga.gov/page/rules-and-regulations-board-chiropractors. Copies may also be requested by contacting the Board office at (404) 424-9966.

The public will have an opportunity to comment upon and provide input into the proposed rule amendment at a **public hearing to be held at 9:00 a.m., Friday, December 20, 2024,** via teleconference. Please see Board's website for information on how to join the meeting via teleconference.

Interested parties affected by the proposed rules may submit written comments to the Board no later than close of business on Friday, December 13, 2024. Written comments must be legible, signed, contain contact information from the maker (address, telephone number, email address), and addressed to Todd J. Zandrowicz, Division Director, Secretary of State, Professional Licensing Boards Division, Georgia Board of Chiropractic Examiners, 237 Coliseum Drive, Macon, Georgia 31217. Comments may also be submitted by email to PLB-Trades1@sos.ga.gov.

During the public hearing, anyone may present data, make a statement, comment, or offer a viewpoint or argument, whether orally or in writing. Lengthy statements or statements of a

considerable technical or economic nature, as well as previously recorded messages, must be submitted for the official record. Oral statements will be limited to five (5) minutes per person.

The Board voted to post this Notice of Intent at its meeting on Monday, August 5, 2024. The Board also voted that the formulation and adoption of these proposed rules does not impose an excessive regulatory cost on any licensee, and any cost to comply with the proposed rules cannot be reduced by a less expensive alternative that fully accomplishes the objectives of O.C.G.A. §§ 43-1-22, 43-1-25, 43-9-4, 43-9-6.1, 43-9-7, 43-9-9 and 43-9-11. Additionally, the Board voted that it was neither legal nor feasible in meeting the objectives of O.C.G.A. §§ 43-1-22, 43-1-25, 43-9-4, 43-9-6.1, 43-9-7, 43-9-9 and 43-9-11 to adopt or implement differing actions for businesses as listed in O.C.G.A. § 50-13-4(a)(3)(A), (B), (C) and (D). The formulation and adoption of these rules will impact every licensee in the same manner and each licensee is independently licensed in the field of Chiropractic.

According to the Department of Law of the State of Georgia, the Georgia Board of Chiropractic Examiners has the authority to adopt proposed Rules 100-2-.02 License Renewal, 100-2-.03 Change of Address, 100-2-.07 Endorsement and 100-2-.08 Inactive License pursuant to the authority contained in O.C.G.A. §§ 43-1-22, 43-1-25, 43-9-4, 43-9-6.1, 43-9-7, 43-9-9 and 43-9-11.

For further information, contact the Board office at (404) 424-9966.

This notice is given in compliance with O.C.G.A. § 50-13-4.

This the 18th day of November, 2024.

Todd Zandrowicz
Division Director
Professional Licensing Boards Division

Posted: November 18, 2024

SYNOPSIS OF PROPOSED CHANGES TO THE GEORGIA BOARD OF CHIROPRACTIC EXAMINERS BOARD CHAPTER 100-2 LICENSE REQUIREMENTS, BOARD RULES 100-2-.02 LICENSE RENEWAL, 100-2-.03 CHANGE OF ADDRESS, 100-2-.07 ENDORSEMENT AND 100-2-.08 INACTIVE LICENSE

Purpose: The purpose of the proposed amendments to Chapter 100-2 is to extend the time allowable for notification of address changes and to include email address changes. Amend the rule for late renewal period to fall in line with the Joint Secretary Rules. Amend and clarify terminology and requirements. Require submission of evidence of completion of continuing education hours to a Board-approved compliance system maintained by a Board-approved third-party vendor.

Rule 100-2-.02 License Renewal

(1) Every person who holds a valid license as a chiropractor shall immediately upon issuance thereof be deemed licensed by the Board. Said license shall expire on December 31 of the even numbered years and shall be renewable biennially in accordance with the Official Code of Georgia Annotated (Section 43-9-11). Any licensee whose business address and email changes must notify the Board in writing within ~~fifteen~~ thirty days of that change of address.

(2) Applications for renewal received in the Board office ~~within ninety (90) days~~ after the renewal deadline, as referenced in the Joint Secretary of State rules (Rule 295-5-.10 (b)), shall be considered "late renewals" and shall be renewed upon the applicant's payment of the current renewal fee, and if audited, his/her submission of the required continuing education hours, and the payment of the applicable penalty fee as determined by the board.

Authority: O.C.G.A. §§ 43-1-25, 43-9-4, 43-9-6.1 and 43-9-11.

Rule 100-2-.03 Change of Address

Each licensed chiropractor shall file his/her business address with the Board and notify the same of any changes of address or email within ~~fifteen~~ thirty days of such change.

Authority: O.C.G.A. §§ 43-1-25, 43-9-4, 43-9-6.1 and 43-9-11.

Rule 100-2-.07 Endorsement

The Board may license by endorsement, a chiropractor who holds a license that was obtained by examination from another state or territory of the United States subject to the following conditions:

(1) An applicant will not be considered for licensure by endorsement in the State of Georgia if he or she has ever failed the Georgia ~~Practical~~ Laws & Rules Examination.

(2) Applicants for licensure by endorsement must have been licensed, in good standing in ALL states in which they hold a license, and have been in active practice for a minimum of three (3) years.

(3) Applicants for licensure by endorsement must show evidence of having successfully passed all parts of the National Board of Chiropractic Examiners (NBCE) examination that were available at the time of graduation or that were required by the state in which the applicant was first licensed and practiced for a minimum of three (3) years. Applicants must provide evidence of any such state requirement(s) referred to in this section of the rule.

(4) As part of the licensure process, the applicant shall complete an application for licensure by endorsement and shall:

(a) submit all applicable fees provided for in Board Rule 100-11-.01;

(b) cause certification documents demonstrating his or her good standing to be submitted directly from the boards of all states in which the applicant holds a license to practice chiropractic. To be considered for licensure by endorsement, an applicant's license(s) must be in good standing in any and all states and territories of the United States in which he or she successfully passed an examination for licensure;

(c) submit a signed affidavit indicating that the applicant has read and understands the Laws and Rules governing the Chiropractic practice in the State of Georgia, and shall be subject thereto.

(5) All applicants for licensure by endorsement, at the discretion of the Board, shall submit proof of having successfully passed the Special Purposes Examination for Chiropractic developed and administered by the National Board of Chiropractic Examiners no earlier than 24 months prior to date of application.

(6) The applicant for licensure by endorsement must not have committed any act that would constitute a violation of the Georgia Board of Chiropractic Laws and Rules. Furthermore, he or she must not be the subject of any pending or unresolved disciplinary action or malpractice judgment in this or any other state or territory.

(7) Applicants for licensure by endorsement may, at the discretion of the Board, be required to appear for a personal interview.

Authority: O.C.G.A. §§ 43-1-25, 43-9-6.1, 43-9-7 and 43-9-9.

Rule 100-2-.08 Inactive License

(1) A Doctor of Chiropractic who holds a valid license to practice Chiropractic in the State of Georgia may request the license be placed on inactive status under the following provisions:

(a) Notifies the Board, in writing, that he or she chooses to retire from active practice of the profession or will no longer practice Chiropractic in the State of Georgia.

(b) Provides a statement acknowledging that he or she shall not engage in the practice of Chiropractic and shall not hold themselves out to the public as being available to provide chiropractic services in this state.

(2) Upon meeting the aforementioned conditions said license shall be considered inactive and the licensee:

(a) Shall not be required to obtain the necessary continuing education credits for renewal of the license.

(b) Shall not be assessed a renewal fee for the period that the license is inactive.

(3) Within the State of Georgia, the practice of chiropractic with an inactive license shall be considered unlicensed practice and is subject to disciplinary action.

(4) Should a Doctor of Chiropractic holding an inactive license choose to return to active practice in this state, the following requirements must be met:

(a) Submit an application for reactivation along with the reactivation fee established by the Board.

(b) Submit evidence of attendance ~~at~~ of forty (40) hours of Board approved continuing education within the last two (2) years to the third-party vendor of the official, Board-approved compliance system.

(c) Provide evidence that licensee is in good standing in all jurisdictions in which he or she has ever been licensed.

(5) After 5 years of continuous inactive status, the Board may, at its discretion require successful completion of the Special Purposes Examination for Chiropractic (SPEC) and/or additional coursework.

Authority: O.C.G.A. §§ 43-1-22 and 43-9-6.1.

RULES

OF

GEORGIA BOARD OF CHIROPRACTIC EXAMINERS

CHAPTER 100-2

LICENSE REQUIREMENTS

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