

**CHIROPRACTIC EXAMINING BOARD  
MEETING MINUTES  
AUGUST 15, 2013**

**PRESENT:** John Church; Jodi Griffith; James Koshick; Kathleen Schneider; Patricia Schumacher

**STAFF:** Tom Ryan, Executive Director; Joshua Archiquette, Bureau Assistant; and other Department Staff

**CALL TO ORDER**

James Koshick, Chair, called the meeting to order at 8:37 a.m. A quorum of 5 (five) members was confirmed.

**ADOPTION OF AGENDA**

**MOTION:** Jodi Griffith moved, seconded by Kathleen Schneider, to adopt the agenda as published. Motion carried unanimously.

**APPROVAL OF MINUTES**

**MOTION:** Kathleen Schneider moved, seconded by Jodi Griffith, to approve the minutes of the May 30, 2013 and July 16, 2013 teleconference meetings as published. Motion carried unanimously.

**ADMINISTRATIVE MATTERS**

**MOTION:** Kathleen Schneider moved, seconded by John Church, to remove page six (6) from the July 17, 2013 meeting agenda. Motion carried unanimously.

**MOTION:** Kathleen Schneider moved, seconded by Patricia Schumacher, to direct DSPS Staff to post the Annual Report to the Board's SharePoint Site. Motion carried unanimously

**PRECEPTOR APPROVALS**

**MOTION:** John Church moved, seconded by Patricia Schumacher, to approve all preceptors as noted below. Motion carried unanimously.

	<u>Chiropractor</u>	<u>Lic. Granted</u>
Palmer	Joe Dirker	07/18/1996
	Jason Lang	12/14/2001
	Linda Lorenz	12/13/1990

## LEGISLATIVE/ADMINISTRATIVE RULE MATTERS

**MOTION:** John Church moved, seconded by Jodi Griffith, to have the position statement regarding Needle Electromyography read as follows:

The Board has determined that the use of Needle Electromyography (NEMG) is within the scope of practice of a chiropractor as defined by Wis. Stat. § 446.01(2) and Wis. Admin. Code Chir 4.03.

Motion carried unanimously.

**MOTION:** John Church moved, seconded by Kathleen Schneider, to draft a Scope Statement and delegate Patricia Schumacher to be the Board's liaison to work with DSPS staff to draft the Scope Statement regarding rule changes relating to 2013 Wis. Act 20 and any other rule changes. Motion carried unanimously.

## INFORMATIONAL ITEMS

**MOTION:** Jodi Griffith moved, seconded by Kathleen Schneider, to direct Legal Counsel to draft a response letter to Truhlsen Chiropractic regarding use of I-Lipo System and authorize James Koshick to approve the letter. Motion carried unanimously.

## HERZING UNIVERISTY APPLICATION FOR APPROVAL

**MOTION:** Patricia Schumacher moved, seconded by John Church, to recognize Herzing University's ASCT Program and DCT Program as a course of study approved by the Board for purposes of Wis. Stat. 446.026 and related rules. Roll Call Vote: James Koshick - no; Jodi Griffith - yes; John Church - yes; Patricia Schumacher - yes; and Kathleen Schneider - yes. Motion carried.

*Note: in the above motion DCT references the Chiropractic Technician Diploma*

## CLOSED SESSION

**MOTION:** John Church moved, seconded by Jodi Griffith, to convene to closed session pursuant to Wisconsin State statutes 19.85(1)(a)(b)(f) and (g) for the purpose of conducting appearances, reviewing monitoring requests, requests for licensure, deliberate on stipulations, administrative warnings, proposed decisions and orders, consulting with Legal Counsel and Division of Legal Services and Compliance case status reports. James Koshick read the language of the motion. The vote of each member was ascertained by voice vote. Roll Call Vote: James Koshick - yes; Jodi Griffith - yes; John Church - yes; Patricia Schumacher - yes; and Kathleen Schneider - yes. Motion carried unanimously.

The Board convened into Closed Session at 11:26 a.m.

## RECONVENE TO OPEN SESSION

**MOTION:** Kathleen Schneider moved, seconded by Jodi Griffith, to reconvene to open session. Motion carried unanimously.

The Board reconvened into Open Session at 1:23 p.m.

## STIPULATIONS, FINAL DECISIONS AND ORDERS

**MOTION:** Jodi Griffith moved, seconded by Kathleen Schneider, to adopt the Findings of Fact, Conclusions of Law, Stipulation and Order, in the matter of 12 CHI 006 - Aaron J. Arfstrom, D.C. Motion carried.

*James Koshick voted no in the above motion*

**MOTION:** John Church moved, seconded by Kathleen Schneider, to adopt the Findings of Fact, Conclusions of Law, Stipulation and Order, in the matter of 12 CHI 035 - James W. Appel, D.C. Motion carried.

*Jodi Griffith recused herself from deliberation and voting in the above matter.*

## CASE CLOSING

**MOTION:** Jodi Griffith moved, seconded by John Church, to close case 12 CHI 011 (J.A.) for Prosecutorial Discretion (P1). Motion carried unanimously.

**MOTION:** Jodi Griffith moved, seconded by Kathleen Schneider, to close case 12 CHI 004 (S.W.) for Prosecutorial Discretion (P1). Motion carried unanimously.

## APPLICATION MATTERS

**MOTION:** John Church moved, seconded by Kathleen Schneider, to grant L.A.C. certification in Patient History, Physical Examination, Physiologic Therapeutics Overview, Thermotherapy/Cryotherapy, Mechanical Therapy and Electrotherapy. Request for Exercise and Rehabilitation certification is denied. Motion carried unanimously.

**MOTION:** Kathleen Schneider moved, seconded by Patricia Schumacher, to deny J.K. certification in Exercise and Rehabilitation. Motion carried unanimously.

**MOTION:** Kathleen Schneider moved, seconded by John Church, to grant M.K. certification in Exercise and Rehabilitation, Patient History, Physical Examination, Physiologic Therapeutics Overview, Thermotherapy/Cryotherapy, Mechanical Therapy, Electrotherapy, Therapeutic Ultrasound and Light Therapy. Motion carried unanimously.

**MOTION:** Kathleen Schneider moved, seconded by John Church, to issue an intent to deny M.K. certification in Surface EMG. Motion carried unanimously.

**MOTION:** John Church moved, seconded by Kathleen Schneider, to grant the request of C.C. for licensure by endorsement when the applicant successfully completes the NBCE Part IV exam or the SPEC exam and all other requirements of licensure are met. Motion carried unanimously.

**MOTION:** Kathleen Schneider moved, seconded by Patricia Schumacher, to grant the request of A.K. for licensure by endorsement when all other requirements of licensure are met. Motion carried unanimously.

**MOTION:** Kathleen Schneider moved, seconded by Jodi Griffith, to grant the request of K.W. for licensure reinstatement upon demonstration of successful completion of the Continuing Education requirements of the previous biennium as set forth in Wis. Admin. Code Chapter Chir 5 and all other requirements for licensure have been met. Motion carried unanimously.

**VOTE ON ITEMS CONSIDERED OR DELIBERATED UPON IN CLOSED SESSION,  
IF VOTING IS APPROPRIATE**

**MOTION:** John Church moved, seconded by Kathleen Schneider, to affirm all motions made in closed session. Motion carried unanimously.

**ADJOURNMENT**

**MOTION:** Jodi Griffith moved, seconded by Kathleen Schneider, to adjourn the meeting. Motion carried unanimously.

The meeting adjourned at 1:46 p.m.