

Minutes
Arkansas State Board of Chiropractic Examiners
101 East Capitol, Suite 209
Board Meeting - Teleconference
September 28, 2010

CALL TO ORDER

The meeting was called to order by Dr. Ryan Collins, President, at 12:30 p.m.

ROLL CALL

Board Members present: Dr. Terry Barnett, Dr. Beverly Foster, Mr. Jack McCoy, Dr. Kent Moore, Mr. Roberts, and Dr. Tom Taylor.

Board Members absent: None.

Staff Members present: Ms. Amanda Abernethy, Assistant Attorney General; Ms. Rebecca Wright, Executive Director.

Guests Present: Kendra Booth of Blue Cross Blue Shield; Chris Cathey of the Arkansas Chiropractic Society; Mark Friedman of Arkansas Business; and Pat James, Attorney.

OLD BUSINESS

Reschedule Hearing - Complaints 356-08-04-09, 358-08-11-09, 364-11-12-09, 366-12-21-09, 373-02-12-10, 381-04-20-10

Dr. Collins stated that the hearing that was postponed in August needed to be rescheduled. He stated the both he and Dr. Beverly Foster had recused from the hearing and would not participate in the discussion of rescheduling the hearing. Discussion followed. Dr. Terry Barnett moved to schedule the hearing on November 9, 2010, with an alternate date of November 4, 2010. Mr. Weldon Roberts seconded the motion. Dr. Tom Taylor abstained. The motion passed.

Discussion followed about the time of the hearing. Dr. Barnett moved to begin the hearing at 8:00 a.m. Mr. Jack McCoy seconded the motion. Dr. Taylor abstained. The motion passed.

Due to Dr. Collins recusing, he will not be present at the hearing to preside. He opened the floor for nominations for a Board member to preside over the hearing. Dr. Barnett nominated Dr. Taylor. Dr. Kent Moore seconded the motion. No other nominations were made. The motion passed. Dr. Taylor will preside over the hearing.

NEW BUSINESS

Marvin Traylor, D.C. – Request to Earn 24 Hours of Continuing Education Online

Dr. Marvin Traylor requested to earn all twenty-four (24) hours of required continuing education online due to medical reasons this year. Dr. Taylor moved that Dr. Traylor earn twelve (12) hours

of required continuing education online for full compliance this year due to medical hardships. Mr. McCoy seconded the motion. A roll call vote was taken. The motion passed unanimously.

Orientation – Include Representatives from Insurance Companies and State Associations

Dr. Karen Konarski-Hart inquired if Pinnacle could present information about Medicare to new licensees during orientation. Discussion followed. Mr. McCoy moved that the Board allow Pinnacle to present Medicare information to the new licensees during orientation. Mr. Roberts seconded the motion. The Board discussed that there will be a time limit on the presentation. Dr. Foster voted no. The motion passed.

Dr. Taylor moved that a representative from each State association could present information to new licensees during orientation with a time limit of five (5) minutes. Mr. McCoy seconded the motion. Dr. Foster voted no. The motion passed.

Speaking to Reporters

Dr. Collins requested from Amanda Abernethy, Assistant Attorney General, if there are any legalities about Board members speaking to reporters. Ms. Abernethy stated that is the Board's, and each Board members, personal preference and practice. She reminded the Board that if there is an upcoming hearing, then Board members should maintain an unbiased position so that they can participate in the hearing. If a Board member has made a judgment and cannot remain unbiased, he or she should recuse. Ms. Abernethy stated that if a Board member refers a reporter to her, she cannot make any statements. She stated that there is a department at the Attorney General's office specifically set up for speaking to the press. Mr. Roberts commented that he replies with "no comment" or he refers the person to someone else. At the October 21, 2010, Board meeting, the Board approved to add Dr. Taylor asked that Dr. Moore be given a copy of the Freedom of Information Act booklet and Office of Attorney General Board Members' Handbook. Dr. Moore stated he has already received the FOIA booklet but not the Attorney General booklet. Ms. Abernethy stated she will bring one over to the Board office to give to Rebecca to send to Dr. Moore.

Inquiry Regarding Digital Motion X-Rays

An inquiry regarding a Board position statement on digital motion x-rays presented to the Board. Discussion followed. Dr. Foster recommended the staff refer to past Board decisions. Dr. Collins requested Ms. Wright to research the Board files.

Adjourn

Dr. Barnett moved to adjourn. Mr. Roberts seconded the motion. The motion passed.

Board minutes approved: 10/21/2010.