

Board of Chiropractic Examiners
General Session
December 13, 2018

MEMBERS PRESENT

Robert G. Frieman, D.C., President
Gregory Lewis, D.C., Vice President
Kindra Ingram, D.C., Board Member
Karen Munter, Consumer Member
Nelson Miranda, Consumer Member
Joshua Levin, D.C., Board Member
Michael Moskowitz, D.C., Secretary/Treasurer

NON MEMBERS PRESENT

Adrienne Congo, MS, Acting Exec. Director
Grant D. Gerber, AAG, Board Counsel
Marc Ware, Investigator III, Board Staff
Pamela Alston, Admin. Specialist, Board Staff
Dr. Marc Gulitz, MCA
Lillian Reese, MDH

Review/Approval of General Session Agenda- Dr. Robert Frieman, President called the meeting to order at 10:09 a.m. Dr. Michael Moskowitz moves to accept the agenda; 2nd by Dr. Greg Lewis. The motion carried.

Review/Approval of Minutes – November 8, 2018- Dr. Michael Moskowitz moves to accept the agenda; 2nd by Dr. Greg Lewis. The motion carried.

Reports

A. President

Business Licenses- Business Licenses for Chiropractic offices not owned by a D.C. –Maryland Legislature does not like this arrangement because it creates a liability issue for the consumer. *Grant Gerber* stated there is a push to allow this legislature to pass and Chiropractors as well as licensees may be held responsible. However, our Board only has jurisdiction over the licensee. January 2019 a meeting is scheduled (with the Secretary and Chairs of the various Boards) where Dr. Frieman plans to attend and speak about the issues at hand, i.e. requiring the Chiropractic Business to have a licensed Chiropractor and allowing the licensee to become a Supervising CA.

B. Committee(s)

Standing Orders - Standing Orders Committee- (*Dr. Kindra Ingram, Chair,*
Members: Dr. Gregory Lewis & Karen Munter)

Recommendations- *Dr. Kindra Ingram* introduces a draft of 9 questions for vote before the Board. Standing Orders term is not ideal; discussion surrounded the definition and meaning. *Grant Gerber* stated this term is used quite commonly with many other professions; renaming standing orders this will ensure less scrutiny and provide more flexibility when entailing tasks. Regulations bring CA duties indirectly as well as directly. “*Standing orders*” renamed as “*Indirect Supervision*”.

1. To approve utilization of **Indirect Supervision**. *All in favor. Passed.*
2. **Indirect Supervision Directive** must be reviewed and/or updated every 30 days by Supervising Chiropractor. (A CA must have a Supervising Chiropractor on duty while working.) Discussion on the meaning of “*Directive*” which includes any treatment plan

activities the doctor is working on with the patient as instructed in the patient file. *All in favor. Passed.*

3. **Indirect Supervision** should not exceed 10% of any given practice day (entire office hours) not to exceed 3 consecutive days in any practice week. *All in favor. Passed.*
4. **Indirect Supervision** must be for “*Established Patients*”.
Established Patient Definition (according to the American Medical Association) – is one who **HAS** received professional services from the physician/qualified health care professional or another physician/qualified health care professional of the **EXACT SAME SPECIALTY AND SUBSPECIALTY** who belongs to the same group practice in the past **THREE** years. *All in favor. Passed.*
5. Supervising Chiropractor is readily available via text or phone call. *All in favor. Passed.*
6. Emergency Procedures protocol should be in place prior to and readily available to CA and staff for the implementations of **Indirect Supervision Directives**. *All in favor. Passed.*
7. **Informed Consent** must be listed in office’s “Consent to Treat Form” (*required*) signed by the patient or in the office’s Informed Consent (*not required*) Protocol.
8. CA’s must have 3 months’ experience as a registered CA in the State of Maryland before they can participate in the administration of **Indirect Supervision**. *All in favor. Passed.*
9. **Standing Orders** changed to “**Indirect Supervision.**” *All in favor. Passed.*

CE Committee- (*Michael Moskowitz, DC, Chair*)

- Application for Provider Approval (Fundamentals of Hypnosis) Application for provider approval for “Self Hypnosis Pain Management Technique” Course was presented to the Board by a Doctor who wants to teach to CA’s. *Dr. Moskowitz* stated that learning techniques for self hypnosis is a pain modulator of sorts. Meditation and hypnosis are totally different practices however teaching the technique of hypnosis is not an issue. *Grant Gerber* stated that you can learn a new technique however the problem is this course doesn’t fit into the scope of Chiropractic practice. *Dr. Ingram* stated that self-hypnosis is an experimental technique and she is concerned with incorporating this into the Chiropractic practice. *Dr. Frieman* asks bottom line: will the Board approve this course under the Chiropractic scope? This course was not recommended by the CE Committee since it doesn’t fall under the scope of practice for Chiropractic’s nor does it fit into any of the 14 Chiropractic categories of definition. Therefore, the petitioning Doctor cannot take this course for any CE credits.

C. Acting Executive Director- (*Adrienne Congo*)

- Proposal Submitted-COMAR 10.43.05.01-04 Chiropractic Externship
- EPP Metro Executive Building-**Tabled until next Board Meeting**
- **FARB Forum- January 24th – 28th, 2019, New Orleans, Louisiana** - *Adrienne Congo* informed the Board that she registered all as members of the FARB or the Federation of Associations of Regulatory Boards. She stated the forum is beneficial to the collective knowledge of the Board. *Dr. Kindra Ingram* will be attending as well as *Paula Jilanis, LMT*, Chair of the Massage Therapy Board.

Board Counsel, Grant Gerber, AAG- Nothing to report at this time.

New Business

Preceptor Application & Site Visit Report- 12/06/2018-(G.L., DC w/ D.F.) Found facility in excellent, record keeping condition; met Board's regulations. Dr. Mary Galanis is approved as preceptor. Dr. Lewis moves to accept preceptorship; Karen Munter 2nd the motion, Passed. Congratulations to Dr. Mary Galanis!

Old Business

Ratification of New Licensees & Registrants- Dr. Michael Moskowitz moves to approve the new licensees; 2nd by Greg Lewis. The motion passed. Congratulations to the new licensees & Welcome to the State of Maryland!

License #	Last Name/Name First Name	Original Lic. Date
S03991	PRINCE, OCTAVIA	11/08/2018
S03992	SANDESARA, POORVI	11/13/2018

REGISTRATION	Last Name/Name First Name	Original Lic. Date
NONE		

Miscellaneous

FYI-Licensing Database Update as of December 13, 2018:

Board	Status Codes	Numbers
Chiropractor	Active	893
Chiropractor	Inactive	63
Chiropractic Assistant	Active	769

Dr. Michael Moskowitz moves to adjourn General Session Meeting at 12:09 p.m., 2nd by Karen Munter.

Respectfully Submitted,

Robert Frieman, D.C.,
Board President