

MINUTES
WV BOARD OF CHIROPRACTIC BOARD MEETING & EXAM
February 5, 2015
Holiday Inn & Suites
2nd Avenue, South Charleston, WV 25303

MEMBERS:

Roger A. Kritzer, D.C., Chairman
Jeffrey L. Summers, D.C., Vice Chairman
Barry A. Stowers, D.C., Investigative Officer
Holly L. Harvey, D.C., Secretary
H. Jarrett Walker, Public Member

PRESENT:

Roger A. Kritzer
Jeffrey L. Summers
Barry A. Stowers
Holly L. Harvey
Jerry Walker

ALSO IN ATTENDANCE:

Barbara L. Johnson, Executive Secretary
Katherine A. Campbell, Assistant Attorney General

CALL TO ORDER:

Roger A. Kritzer called the meeting to order at 8:00 a.m.

APPROVAL OF MINUTES:

Jeffrey L. Summers moved that the Minutes for the November 6, 2014 Board Meeting be approved.

- Holly L. Harvey - 2nd Motion
- Motion was voted upon and passed.

JURISPRUDENCE EXAM:

Jurisprudence Exam was administered to seven applicants and all received a license to practice chiropractic in the State of West Virginia.

CALL TO ORDER EXECUTIVE SESSION:

Barry Stowers called for Executive Session.

- Jeff Summers - 2nd Motion
- Motion was voted upon and passed.

CALL TO DISMISS EXECUTIVE SESSION:

Jerry Walker called to dismiss Executive Session.

- Jeff Summers - 2nd Motion
- Motion was voted upon and passed.

INVESTIGATIVE OFFICER'S REPORT:

Reports were presented to the Board during Executive Session and Roger Kritzer called to accept Reports presented as follows:

Complaint #2014-163

After meeting with the complainant, motion was made by Jeff Summers that investigation be continued by Barry Stowers.

- Holly Harvey - 2nd Motion
- Motion was voted upon and passed.

Complaint #2012-141; Stephen D. Herto

On January 29, 2015, Herto was found guilty on eleven counts of soliciting a minor while using a computer and one count using obscene matter to seduce a minor. Motion was made by Jeff Summers to follow Kate's recommendation as; Kate will draft a Consent Agreement and Order and will mail to Herto.

- Barry Stowers - 2nd Motion
- Motion was voted upon and passed.

NEW BUSINESS:

Motion was made by Holly Harvey to approve Continuing Education requests (all to be held in Charleston) from University of Western States to be held on June 6-7, 2015; Dr. Daniel Dock to be held on June 4, 2015 and June 18, 2015; and Dr. Steve Thaxton to be held on January 8-10, 2016. The Board will ask Dr. Thaxton to make changes to language outlined in his brochure regarding mandated hours.

- Barry Stowers - 2nd Motion
- Motion was voted upon and passed.

Email received from Matt Perno was discussed. No further action was taken by Mr. Perno and no action will be taken by the Board.

Mugshot of Licensee received anonymously was discussed and Barbara will make contact with county magistrate to see if licensee was convicted.

H.B. 2239; Creating a Board of Health Professions, and H.B. 2009; Allowing State Police, Sheriffs, and Fire and Emergency Service Personnel to Possess Naloxone or other Approved Opioid Antagonist (two CE hours on mental health conditions common to Veterans) were discussed.

Requirements for temporary license were discussed. For applicants sitting for the jurisprudence exam, without possession of completed background check, the Board will adopt the following policy:

Per §30-16-9(d); motion was made by Holly Harvey that a temporary license will be issued contingent on background check with clean record. Licensee will be made fully aware that his/her license is conditional for a specific period of time (temporary license will include an expiration date). Upon receipt of background check with clean record, a new license will be issued to expire June 30 annually.

- Jeff Summers - 2nd Motion
- Motion was voted upon and passed.

A copy of the State Auditor's Office "Management Report/Evaluation" of Purchasing Card Program for period of January 1, 2011 to December 31, 2012, was distributed to all Board members. Motion was made by Jeff Summers to reflect in Minutes that each member received and reviewed the Evaluation.

- Barry Stowers - 2nd Motion
- Motion was voted upon and passed.

Policy on Record Retention was discussed and motion was made by Holly Harvey requesting Barbara to draft a policy for the Board.

- Jeff Summers - 2nd Motion
- Motion was voted upon and passed.

Motion was made by Jeff Summers to approve p-card expenditures for October, November, and December 2014.

- Barry Stowers - 2nd Motion
- Motion was voted upon and passed.

Jeff Summers made motion for Roger Kritzer to represent the Board as Voting Delegate and Holly Harvey as Alternate Delegate for the FCLB 89th Annual Congress 2015 and NBCE Luncheon scheduled for May 6-10, 2015 in New Orleans.

- Barry Stowers - 2nd Motion
- Motion was voted upon and passed.

Meeting was adjourned at 1:00 p.m. by Roger Kritzer.

Signed & Dated:



Roger A. Kritzer, D.C.
Chairman