

MINUTES
WV BOARD OF CHIROPRACTIC BOARD MEETING & EXAM
May 19, 2016
Wingate by Wyndham
402 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 9:00 a.m.

APPROVAL OF MINUTES:

Jeff Summers moved that the Minutes for the February 4, 2016 Board Meeting and May 3, 2016 Conference Call be approved.

- Holly Harvey - 2nd Motion
- Motion carried.

CALL TO ORDER EXECUTIVE SESSION:

Holly Harvey called for Executive Session.

- Jeff Summers - 2nd Motion
- Motion carried.
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CALL TO DISMISS EXECUTIVE SESSION:

Jeff Summers called to dismiss Executive Session.

- Holly Harvey - 2nd Motion
- Motion carried.

INVESTIGATIVE OFFICER'S REPORT:

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

Complaint #2016-168

Jeff Summers made motion for Barry Stowers to continue monitoring.

- Jerry Walker - 2nd Motion
- Motion carried.

Complaint #2016-169

Jeff Summers made motion for No Probable Cause.

- Jerry Walker - 2nd Motion
- Motion carried.

Board discussed telephone call to Board office on March 9, 2016 regarding a Licensee and determined no complaint would be filed due to lack of cooperation from caller. Barry Stowers and Barbara tried several attempts to contact the "caller"; however, to no avail. No action/no motion needed.

OLD BUSINESS:

Complaint #2013-146; Joseph J. Yurigan

Consent Agreement & Order entered in records on March 22, 2016. Yurigan shall reimburse the Board for legal expenses and administrative costs incurred by the Board in the amount of \$2,500 no later than twelve (12) months from entry of Order. Yurigan may apply for reinstatement of his license; however, not before June 30, 2018. Yurigan must also complete and pass the SPEC (Special Purposes Exam for Chiropractic), and must complete and pass all five topic areas of the EBAS (Ethics and Boundaries Assessment Services) examination within one year of application for reinstatement.

Board discussed Non-Licensee and Social Media, tabled from February 4, 2016, and determined no action/no motion needed.

Board discussed letter received from Licensee dated October 10, 2015 regarding the Board's letter dated June 2, 2015. Roger Kritzer will draft letter to be approved by Kate Campbell before mailing. No action/no motion needed.

Jeff Summers made motion for Barry Stowers to continue drafting/updating "Approved Areas of Specialty Practice & Certification".

- Jerry Walker - 2nd Motion
- Motion carried.

Board discussed WV Code Chapter 30 Professions & Occupations - - Article §30-1-7A Continuing Education for mental health conditions common to veterans and family members of veterans. Two hours shall be part of the total hours of continuing education required by each Board and not two additional hours. Barbara will discuss with Linda Lyter, President of the West Virginia Association of Licensing Boards, for possible online continuing education as a group effort from all licensing Boards included in this Article.

NEW BUSINESS:

The Board reviewed Dr. Steve Thaxton's request for continuing education approval for a course sponsored by Nutri-West Shenandoah to be held on January 6-8, 2017 in Charleston. Holly Harvey made motion that the seminar entitled "Research Based Chiropractic and Supportive Nutrition", plus one (1) bonus hour "Vaccine Science" be approved.

- Jerry Walker - 2nd Motion
- Motion carried.

The Board reviewed "Questions for the Board" from Dr. Terry Chambers and determined this was a matter for the Massage Therapy Board. No action/no motion needed.

Motion was made by Jeff Summers to approve the P-Card expenditures for January, February, March and April 2016.

- Holly Harvey - 2nd Motion
- Motion carried.

The Board reviewed the FARB Model for Identifying and Addressing Antitrust Issues.

Functional Medicine was discussed and the Board determined it is not a certification the Board recognizes and a licensee may not advertise Functional Medicine.

Motion was made by Jeff Summers to adopt the "Record Retention Policy" prepared on March 11, 2016.

- Holly Harvey - 2nd Motion
- Motion carried.

Motion was made by Jeff Summers to adopt the "Purchasing Card Internal Controls Policies & Procedures" updated on March 8, 2016; as well as adopt the "Purchasing Card Internal Controls Travel Policies & Procedures" prepared on March 8, 2016.

- Jerry Walker - 2nd Motion
- Motion carried.

The Board reviewed and discussed the FY 2017 Budget Request. No action/no motion needed.

Motion was made by Jeff Summers to approve a pay increase for Barbara. The pay increase will reflect \$21.9 per hour. The Board will review the Executive Secretary's salary annually and will offer performance evaluations annually.

- Jerry Walker - 2nd Motion
- Motion carried.

A brief synopsis was given by Roger Kritzer, Barry Stowers, and Holly Harvey who attended the FCLB's 90th Annual Educational Congress in Phoenix.

Meeting was adjourned at 12:00 noon by Roger Kritzer.

Signed & Dated:

A handwritten signature in blue ink, appearing to read "Roger A. Kritzer", is written over a horizontal line.

Roger A. Kritzer, D.C.
Chairman