

**MINUTES**  
**WV BOARD OF CHIROPRACTIC**  
**February 1, 2018**  
**Wingate by Wyndham**  
**402 Second Avenue, South Charleston, WV 25303**

**MEMBERS:**

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

**PRESENT:**

Barry A. Stowers  
Geoffrey R. Mohn  
Jeffrey L. Summers  
Holly L. Harvey (via phone)

**ALSO IN ATTENDANCE:**

Barbara L. Johnson, Executive Secretary  
Michael E. Bevers, Assistant Attorney General

**CALL TO ORDER:**

Barry Stowers called the meeting to order at 8:00 a.m.

**APPROVAL OF MINUTES:**

Jeff Summers moved that the Minutes for the October 19, 2017 Board meeting be approved.

- Geoff Mohn - 2<sup>nd</sup> Motion
- Motion carried.

**JURISPRUDENCE EXAM:**

Natalie A. Boyland, Andrew J. Oslosky, Brent M. Staddon, Morgan A. Wolff, and Lawrence York, completed the Jurisprudence Exam and all received a license to practice Chiropractic in the State of West Virginia.

**EXECUTIVE SESSION:**

Motion was made by Jeff Summers to enter Executive Session to discuss disciplinary matters.

- Geoff Mohn - 2<sup>nd</sup> Motion
- Motion carried.

## **OUT OF EXECUTIVE SESSION:**

Motion was made by Jeff Summers to dismiss Executive Session.

- Geoff Mohn - 2<sup>nd</sup> Motion
- Motion carried.

## **INVESTIGATIVE OFFICER'S REPORT:**

Motion was made by Jeff Summers to table Complaint #2017-172 until the next Board meeting scheduled for May 17, 2018. The Investigative Officer will contact licensee to request further information/records.

- Geoff Mohn - 2<sup>nd</sup> Motion
- Motion carried.

Letter drafted by Barry Stowers, and licensee's response concerning his advertising, were reviewed and discussed by the Board. Motion was made by Geoff Mohn for Michael Bevers to review requirements for forming a PLLC and/or Corporation for clarification/approval process. Michael will also review Cathy Boyd Physical Medicine, LLC and contact the West Virginia Board of Medicine for clarification.

- Jeff Summers - 2<sup>nd</sup> Motion
- Motion carried.

Motion was made by Jeff Summers to adopt Barry Stowers' letter, as amended, regarding Functional Medicine. The letter will be mailed to all licensees.

- Geoff Mohn - 2<sup>nd</sup> Motion
- Motion carried.

## **OLD BUSINESS:**

Barry Stowers updated the Board regarding House Bill 2301 relating to Article 3F, Direct Primary Care Practice, §30-3F-1-5. Barbara contacted the WV Board of Medicine regarding the Direct Primary Care Agreement. Per Mark Spangler, the Executive Director of the Board, they have had no issues and/or problems with the Direct Primary Care Practice.

## **NEW BUSINESS:**

## **EXECUTIVE SESSION:**

Motion was made by Jeff Summers to enter Executive Session to discuss a licensee matter.

- Geoff Mohn - 2<sup>nd</sup> Motion
- Motion carried.

The Board discussed a licensee's request to be exempt from completing the required eighteen (18) CE hours for renewal due to illness. Motion was made by Geoff Mohn to allow licensee to complete all eighteen (18) hours online, including the six (6) mandated hours.

- Holly Harvey - 2<sup>nd</sup> Motion
- Motion carried.

#### **OUT OF EXECUTIVE SESSION:**

Motion was made by Jeff Summers to dismiss Executive Session.

- Geoff Mohn - 2<sup>nd</sup> Motion
- Motion carried.

Motion was made by Jeff Summers to approve Chad Robinson's request for one (1) hour CE credit for "Legislative Process 101" presented at the 2018 WVCS Chiropractic Day held on January 25, 2018.

- Geoff Mohn - 2<sup>nd</sup> Motion
- Motion carried.

Update on FARB Conference and State Auditor's Required Annual Seminar for Chapter 30 Licensing Boards was given by Barbara. The Board will hold election of officers annually in August. The Board discussed with new Assistant Attorney General, Michael Bevers, Chapter 30, Article 16, and explained the complaint process. The Board also reviewed Barbara's letter, dated November 27, 2017, addressed to Senator Ed Gaunch and Delegate Gary Howell in response to their letter, dated October 31, 2017, requesting a brief description regarding the Board's complaint process, as well as responding to SB 619.

The Board reviewed the FCLB Power Poll regarding temporary licensure, §30-16-9, for vacation relief. Motion was made by Jeff Summers to draft a position statement for temporary licensure for vacation relief. To commence immediately, a temporary license for vacation relief will be active for 30 calendar days and a fee of \$100 will incur. After the 30 calendar days, the doctor must renew the temporary license.

- Geoff Mohn - 2<sup>nd</sup> Motion
- Motion carried.

The Board discussed manipulation being done by physical therapists and massage therapists. No motion needed.

Appeal of the Texas Medical Association lawsuit against the Texas Board of Chiropractic's Scope of Practice (removed diagnosis) was discussed. To date, the appeal is still pending. No motion needed.

Jeff Summers made motion to approve purchasing card transactions for September, October, November, December 2017.

- Geoff Mohn - 2<sup>nd</sup> Motion
- Motion carried.

Board discussed the FCLB Annual Congress scheduled for May 2-6, 2018 in Dallas TX. Motion was made by Jeff Summers to elect Holly Harvey as the Voting Delegate for the FCLB Conference, as well as the Voting Delegate for the NBCE luncheon to be held on Friday, May 4, 2018 at the Hyatt Regency Dallas in Dallas, TX.

- Geoff Mohn - 2<sup>nd</sup> Motion
- Motion carried.

Motion was made by Geoff Mohn to elect Jeff Summers as the Alternate Voting Delegate for the FCLB Conference, as well as the Alternate Voting Delegate for the NBCE luncheon to be held on Friday, May 4, 2018 at the Hyatt Regency Dallas in Dallas, TX.

- Holly Harvey - 2<sup>nd</sup> Motion
- Motion carried.

Motion was made by Jeff Summers for Barry Stowers to attend the FARB (Federation of Associations of Regulatory Boards) Conference; The Regulatory Law Seminar, scheduled for September 27-30, 2018 in Portland, OR.

- Geoff Mohn - 2<sup>nd</sup> Motion
- Motion carried.

Michael Bevers updated the Board with Bill Status for the 2018 Regular Session. Barbara provided the Board with Bills that could impact Chapter 30 Boards.

May Board Meeting was scheduled for Thursday, May 17, 2018.

Meeting was adjourned at 1:00 p.m. by Barry Stowers.

Signed & Dated:



Barry A. Stowers, D.C.  
Chairman