



# STATE OF WEST VIRGINIA

## Board of Chiropractic Examiners

P. O. Box 8532, South Charleston, WV 25303

Phone: (304) 746-7839

E-mail: [wvchiroboard@outlook.com](mailto:wvchiroboard@outlook.com)

Website: [www.boc.wv.gov](http://www.boc.wv.gov)

December 29, 2023

Governor James C. Justice, II  
Office of the Governor  
State Capitol Building  
1900 Kanawha Blvd., East  
Charleston, WV 25305

Dear Governor Justice:

The West Virginia Board of Chiropractic Examiners is pleased to provide you with our annual report covering activities during the period of July 1, 2022, through June 30, 2023.

The Board is empowered to enforce the rules and regulations of the Board and to exercise full discretion and authority with respect to disciplinary actions. The practice of chiropractic is one that needs to be governed by persons who are educated, experienced, and licensed in the practice of chiropractic. The mission of this Board is to ensure that the public will have access to competent, safe, and ethical practitioners in the profession.

If you should have any questions, please feel free to contact our office.

Sincerely,

A handwritten signature in blue ink that reads "Amy Farley".

Amy Farley  
Executive Director

cc: Legislative Librarian and West Virginia Secretary of State



**WV BOARD OF CHIROPRACTIC**  
**ANNUAL REPORT**  
**FISCAL YEAR 2023**

*Respectfully submitted by:*  
*Amy Farley, Executive Director*  
*304-746-7839*  
*[wwchiroboard@outlook.com](mailto:wwchiroboard@outlook.com)*  
*[www.boc.wv.gov](http://www.boc.wv.gov)*

## West Virginia Board of Chiropractic

I do hereby certify the information contained within the following 2023 Annual Report of the West Virginia Board of Chiropractic is true and correct to the best of my knowledge.

Holly L. Harvey, D.C.  
Holly L. Harvey, D.C., Chairman

12-29-23  
Date

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**I. BOARD MEMBERS**

Chairman

Holly L. Harvey, D.C.  
26 Greenville School Road  
Greenville, WV 24945  
Term Expires: 6/30/2025

Vice Chairman

Jeffrey L. Summers  
401 Fairview Dr.  
Charleston, WV 25302  
Term Expires: 6/30/2026

Investigative Officer

Terry W. Chambers, D.C.  
319B Lutz Avenue  
Martinsburg, WV 25404  
(304) 263-4927  
Term Expires: 6/30/2024

Secretary

Karl C. Boone, D.C.  
121 S. Kanawha Street  
Buckhannon, WV 26201  
(304) 472-7161  
Term Expires: 6/30/2025

Public Member

Ruth R. Lemmon  
225 Brooke Lane  
Nitro, WV 25143  
(304) 545-4158  
Term Expires: 6/30/2024

**II. BOARD ACTIVITIES**

<b>Board Meetings</b>	
8/4/22	Board Meeting & Jurisprudence Exam, Charleston
11/10/22	Board Meeting, Charleston
2/2/23	Board Meeting & Jurisprudence Exam, Charleston
5/11/23	Board Meeting, Conference Call

<b>Conferences &amp; Training</b>	
Jan-23	Federation of Associations of Regulatory Boards ("FARB") Annual Conference
Apr-23	National Board of Chiropractic Examiners ("NBCE") Annual Conference

<b>Complaints Investigated</b>		
<b>Complaint ID</b>	<b>Complaint Description</b>	<b>Findings of Fact</b>
190	Injury to Neck	Board Ruled No Probable Cause at Board Meeting held on August 4, 2022
191	Drug Use/Tested positive for Methamphetamine and MDMA	On August 18, 2022, mailed Complaint No. 2022-191 and Summary Suspension (effective August 18, 2022) to Chiropractor
192	Release of Medical Records/Billing	Board Ruled No Probable Cause at Board Meeting held on February 2, 2023

<b>New Licenses Issued</b>					
<b>8/4/2022</b>			<b>2/2/2023</b>		
Mark	E	Schroering	Scott	A	Light
Gregory	A	Crickard	Tricia	M	Lehocky
Joshua	T	Morgan	Whitney	A	Graff

III. CHIROPRACTIC LICENSES

<b>Total Active Licenses:</b>	<b>297</b>
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<b>Out-of-State Licenses</b>	
<b>55</b>	
CA	2
CT	1
FL	4
GA	2
KY	5
LA	1
MD	4
MI	1
NC	1
NV	1
NY	1
OH	9
PA	12
TN	1
TX	4
VA	5
WI	1

<b>WV Licenses by County</b>	
<b>242</b>	
Barbour	4
Berkeley	13
Brooke	2
Cabell	24
Fayette	2
Greenbrier	5
Hancock	5
Hardy	1
Harrison	14
Jackson	1
Jefferson	10
Kanawha	31
Lewis	5
Logan	5
Marion	9
Marshall	2
Mason	1
Mercer	1
Mineral	3
Monongalia	20
Monroe	3
Morgan	1
Nicholas	3
Ohio	5
Preston	5
Putnam	7
Raleigh	19
Randolph	4
Ritchie	2
Roane	3
Summers	1
Taylor	2
Tucker	1
Upshur	2
Wayne	2
Wetzel	1
Wirt	1
Wood	22

**IV. REVENUE**

<b>YEAR-TO-DATE REVENUE</b>	
LICENSE RENEWALS 21/22	\$20,530.00
LICENSE RENEWALS 22/23	\$62,738.00
LATE FEES	\$195.00
REINSTATEMENT FEES	\$0.00
INITIAL LICENSING FEES	\$135.00
ADDRESS LISTINGS	\$4,404.00
INCORPORATION FEES	\$0.00
EXAMINATION FEES	\$1,085.00
RE-EXAMINATION FEES	\$0.00
LICENSE VERIFICATIONS	\$0.00
PHOTOCOPIES	\$0.00
DUPLICATE LICENSE	\$0.00
CONTINUING EDUCATION	\$28,323.00
PRECEPTORSHIP	\$0.00
LIMITED LIABILITY CO. FEES	\$520.00
PLLC RENEWAL FEES	\$18,390.00
FINES/ADMINISTRATIVE COSTS	\$0.00
IRS REIMB/BRIM/BRICK	\$0.00
FCLB REIMBURSEMENT	\$0.00
REIMBURSEMENT-LEGAL	\$0.00
TEMPORARY LIC FOR VAC RELIEF	\$0.00
<b>TOTAL REVENUE</b>	<b>\$136,320.00</b>



V. **EXPENDITURES**

<b>YEAR -TO-DATE EXPENDITURES</b>	
PERS SERV PERM POS (W/ PR DEDUC)	\$60,735.36
PERS SERV TEMP POS (W/O PR DEDUCT)	\$7,050.00
OVERTIME	\$1,268.93
ANNUAL INCREMENT	\$960.00
PEIA FEES	\$47.48
SOCIAL SECURITY MATCHING	\$5,255.71
PUBLIC EMPLOYEES' INS	\$11,233.44
WORKERS COMPENSATION	\$300.00
PENSION AND RETIREMENT	\$5,686.10
WV OPEB CONTRIBUTION	\$910.00
OFFICE EXPENSES	\$1,246.03
PRINTING AND BINDING	\$812.80
RENT EXP (REAL PROP) BLDG	\$8,841.32
TELECOMMUNICATIONS	\$2,654.72
INTERNET SERVICE	\$438.59
PROFESSIONAL SERVICES	\$4,710.00
TRAVEL EMPLOYEE	\$28,362.82
COMPUTER SERVICES INTERNAL	\$3,692.83
COMPUTER SERVICES EXTERNAL	\$855.39
RENTAL (MACHINE & MISC)	\$861.72
ASSOC DUES & PROF MEMBERS	\$1,259.00
FIRE/AUTO/BOND/ & OTHR IN	\$2,900.00
MISCELLANEOUS	\$59.95
TRAINING & DEV - IN STATE	\$175.00
TRAINING & DEV - OUT OF STATE	\$5,595.00
POSTAL	\$1,010.05
SOFTWARE LICENSES	\$132.54
COMPUTER EQUIPMENT	\$2,790.00
PEIA RESERVE TRANSFER	\$526.00
NOT ENTERED	
<b>TOTAL EXPENDITURES:</b>	<b>\$160,370.78</b>

**WV BOARD OF CHIROPRACTIC  
MEETING AGENDA  
August 4, 2022 - - 8:00 a.m.  
Fairfield Inn & Suites by Marriott Charleston  
402 Second Avenue  
South Charleston, WV 25303**

**Agenda Topics:**

**Call to Order**

**Approval of Minutes from Board Meeting held on May 19, 2022**

**Jurisprudence Exam (four applicants for licensure)**

**Speakers**

**Investigative Officer's Report**

- Terry Chambers will update Board regarding licensee's podcast
- Complaint No. 2022-190

**Old Business**

- Justin McCarter, D.C. (update)

**New Business**

- Continuing Education requirements for 2023 Renewal - - will present instructor and course outline to the Board for review and approval for mandated hours regarding telehealth and social media platform issues - - Exemption for doctors in poor health
- Email received from Dr. Matt Nardone regarding American Specialty
- Regulatory Board Review - - PERD Audit - - Entrance Conference August 9, 2022
- Approval of P-Card (purchasing card) expenditures for May, June, and July 2022; and review of Board's Cash Balance
- General Provisions for Athletic Trainers (tabled from May 19, 2022 Board Meeting)
- FCLB Districts III & V Meeting; Miami The Confidante, Miami Beach, FL  
Arrival Day: September 29, 2022  
Departure Day: October 2, 2022  
Vanterpool v. Federation of Chiropractic Licensing Boards Lawsuit
- 2022 Agency Purchasing Conference (Barbara will attend virtually)  
August 23-26, 2022

**Agenda Topics - Continued:**

- State Purchasing Card Coordinators' Annual Seminar (Barbara will attend)  
Seminar #2: September 14-15  
Oglebay Resort and Conference Center, Wheeling
  
- State Licensing Board Annual Seminar (Barbara will attend)  
November 1, 2022  
Holiday Inn and Conference Center, South Charleston
  
- Schedule Fall Board Meeting

**Adjourn**

**MINUTES**  
**WV BOARD OF CHIROPRACTIC**  
**August 4, 2022 - - 8:00 a.m.**  
**Fairfield Inn & Suites by Marriott Charleston**  
**402 Second Avenue**  
**South Charleston, WV 25303**

**MEMBERS:**

Barry A. Stowers, D.C., Chairman  
Geoffrey R. Mohn, D.C., Vice Chairman  
Terry W. Chambers, D.C., Investigative Officer  
Karl C. Boone, D.C., Secretary  
Ruth R. Lemmon, Public Member

**PRESENT:**

Barry A. Stowers  
Geoffrey R. Mohn  
Terry W. Chambers  
Karl C. Boone  
Ruth R. Lemmon

**ALSO, IN ATTENDANCE:**

Barbara L. Johnson, Executive Director  
Adriana L. Marshall, Assistant Attorney General  
Chad Robinson, President, WV Chiropractic Society (via telephone)

**CALL TO ORDER:**

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

**APPROVAL OF MINUTES:**

Ruth Lemmon moved that the Minutes for the May 19, 2022, Board meeting be approved.

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

**EXECUTIVE SESSION:**

Motion was made by Terry Chambers to enter Executive Session to offer jurisprudence exam, consider Complaint No. 2022-190, discuss update regarding licensee's podcast, and discuss matter pertaining to licensee, Justin McCarter.

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

**DISMISS EXECUTIVE SESSION:**

Terry Chambers made motion to exit Executive Session.

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

Jurisprudence exam was administered to the following applicants for licensure; Gregory A. Crickard, D.C., Joshua T. Morgan, D.C., Stephen T. Roush, D.C., and Mark E. Schroering, D.C. All received a license to practice chiropractic in the State of West Virginia.

Reports were presented during Executive Session and Barry Stowers called to accept reports presented to the Board as follows:

Geoff Mohn made motion to table matter pertaining to licensee's podcast.

- Karl Boone - 2<sup>nd</sup> Motion
- Motion carried.

Geoff Mohn made motion to accept Investigative Officer's finding in Complaint No. 2022-190 as no probable cause to act.

- Terry Chambers - 2<sup>nd</sup> Motion
- Motion carried.

Terry Chambers made motion to initiate a new complaint and summary suspension in a new matter presented to the Board on August 3, 2022, pertaining to Justin McCarter.

- Karl Boone - 2<sup>nd</sup> Motion
- Motion carried.

Time was allotted for speakers; however, due to the length of this Board meeting, and due to the speakers' time constraints, the speakers had to leave before speaking to the Board.

#### **NEW BUSINESS:**

Geoff Mohn made motion to approve instructor and course outline for the six (6) Board mandated hours presented to the Board by the WV Chiropractic Society. Geoff Mohn also made motion that the mandated hours may be offered by other providers upon approval by the Board and requested Barbara to make that clarification in a revised notice to be sent to all WV chiropractic licensees.

- Karl Boone - 2<sup>nd</sup> Motion
- Motion carried.

Chad Robinson of the WV Chiropractic Society joined the meeting via telephone. Chad discussed his plans and proposal for the mandated hours scheduled for October 21, 2022. Chad also stated he would offer the mandated hours at the Stonewall Resort in 2023 during the first week of June for the Society's spring conference, and possibly online. He also discussed the fee for the mandated hours for members and non-members and Chad offered the Board a "price range" for fees. Terry Chambers made motion to accept Chad's proposal.

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

Board discussed email received from Dr. Matt Nardone regarding American Specialty Health. Barbara will notify Dr. Nardone that this matter is not a Board issue.  
No motion needed!

Board reviewed letter received regarding the PERD audit. Barbara will have an entrance conference on August 9, 2022, and present copies of requested information outlined in the letter at that meeting.  
No motion needed!

Ruth Lemmon made motion to approve the P-Card expenditures for May, June, and July 2022. The Board's cash balance was also provided and reviewed.

- Terry Chambers - 2<sup>nd</sup> Motion
- Motion carried.
- 

Board discussed Athletic Trainers' scope of practice.  
No motion needed.

Board discussed attending the FCLB Districts III & V Meeting scheduled in Miami Beach, FL at the Miami the Confidante. Arrival day is September 29, 2022, and departure is on October 2, 2022. Barry Stowers updated the Board on the FCLB lawsuit.  
No motion needed!

Barbara will attend (virtually) the 2022 Agency Purchasing Conference on August 23-26, 2022.  
No motion needed!

Barbara will attend the State Purchasing Coordinator's Annual Seminar on September 14-15, 2022, at the Oglebay Resort and Conference Center in Wheeling, WV.  
No motion needed!

Barbara will attend the State Licensing Board Annual Seminar on November 1, 2022, at the Holiday Inn and Conference Center, South Charleston, WV.  
No motion needed!

The Fall Chiropractic Board meeting was scheduled for Thursday, November 10, 2022, beginning at 9:00 a.m.

Adjourn

Signed & Dated:

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Barry A. Stowers, D.C.  
Chairman

**WV BOARD OF CHIROPRACTIC  
MEETING AGENDA  
November 10, 2022 - - 9:00 a.m.  
Fairfield Inn & Suites by Marriott Charleston  
402 Second Avenue  
South Charleston, WV 25303**

**Agenda Topics:**

**Call to Order**

**Approval of Minutes from Board Meeting held on August 4, 2022 and Conference Call held on October 4, 2022**

**Investigative Officer's Report**

- No complaints to report

**Old Business**

- Justin McCarter, D.C. (update)

**New Business**

- Regulatory Board Review - - PERD Audit - - (pending)
- Quorum; Tie Votes
- Dry Needling; CPT Procedure Codes
- Discuss approving certified courses which are state specific for in-state certification
- Pelvic Rehabilitation Practitioner Certification
- Approval of P-Card (purchasing card) expenditures for August, September, and October 2022; and review of Board's Cash Balance
- FCLB Districts III & V Meeting; Miami The Confidante, Miami Beach, FL  
(rescheduled due to Hurricane Ian)  
Arrival Day: December 9, 2022  
Departure Day: December 12, 2022
- 2023 FARB (Federation of Associations of Regulatory Boards) Forum on Professional Regulation; Loews Vanderbilt Hotel, Nashville, TN  
January 26-28, 2023
- State Licensing Board Annual Seminar  
November 1, 2022

**Adjourn**

**MINUTES**  
**WV BOARD OF CHIROPRACTIC**  
**November 10, 2022 - - 9:00 a.m.**  
**Fairfield Inn & Suites by Marriott Charleston**  
**402 Second Avenue**  
**South Charleston, WV 25303**

**MEMBERS:**

Barry A. Stowers, D.C., Chairman  
Geoffrey R. Mohn, D.C., Vice Chairman  
Terry W. Chambers, D.C., Investigative Officer  
Karl C. Boone, D.C., Secretary  
Ruth R. Lemmon, Public Member

**PRESENT:**

Barry A. Stowers  
Geoffrey R. Mohn  
Terry W. Chambers  
Karl C. Boone  
Ruth R. Lemmon

**ALSO, IN ATTENDANCE:**

Barbara L. Johnson, Executive Director  
Adriana L. Marshall, Assistant Attorney General

**CALL TO ORDER:**

Barry Stowers called the meeting to order at 9:00 a.m.

**APPROVAL OF MINUTES:**

Geoff Mohn moved that the Minutes for the August 4, 2022, Board Meeting and October 4, 2022, Conference Call be approved.

- Terry Chambers - 2<sup>nd</sup> Motion
- Motion carried.

**INVESTIGATIVE OFFICER'S REPORT:**

No Complaints to Report

**OLD BUSINESS:**

Barbara gave an update regarding Justin McCarter; Complaint No. 2022-191 and Summary Suspension Order Effective August 18, 2022. Ruth Lemmon made a motion requesting the Board draft a letter to Justin advising him that he must register with the WV Pharmacists Recovery Network Program within seven (7) days of receipt of letter to complete his requirement for enrollment.

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



## **NEW BUSINESS:**

Barbara updated the Board regarding the PERD Audit (Regulatory Board Review) and that the audit is ongoing.

No motion needed.

Barbara will update the Policy & Procedures Manual for a Quorum/Tie Vote requirement. A majority of the members of the Board constitute a quorum for the transaction of its business.

No motion needed.

As requested by several licensees, Geoff Mohn made a motion for Barbara to update licensees, once again, regarding the requirement to practice Dry Needling. The Board's position remains the same; a licensee must have Acupuncture certification to practice Dry Needling in West Virginia.

- Terry Chambers - 2<sup>nd</sup> Motion
- Motion carried.

The Board discussed approving certified courses which are state specific for in-state certification. Terry Chambers made motion for Barbara to request a Power Poll from the FCLB (Federation of Chiropractic Licensing Boards) regarding types of situations that mandate reporting, reporting requirements, etc.

- Ruth Lemmon - 2<sup>nd</sup> Motion
- Motion carried.

Board discussed question received from a licensee regarding Pelvic Rehabilitation Practitioner Certification. This type of certification is not a Board approved area of specialty practice and certification and is not within the chiropractic scope of practice.

No motion needed.

Terry Chambers made a motion to approve the P-Card expenditures for August, September, and October 2022. The Board's cash balance was also provided and reviewed.

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

The FCLB Districts III & V Meeting scheduled in Miami Beach, FL at the Miami the Confidante was cancelled due to Hurricane Ian. It was rescheduled for December 9-12, 2022. Ruth Lemmon is registered to attend.

No motion needed!

Barbara attended the State Licensing Board Annual Seminar on November 1, 2022, at the Holiday Inn and Conference Center, South Charleston, WV.

No motion needed!

Board members discussed attending the 2023 FARB (Federation of Associations of Regulatory Boards) Forum on Professional Regulation scheduled for January 26-28, 2023, in Nashville, TN.

Adjourn

Signed & Dated:

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Barry A. Stowers, D.C.  
Chairman

**WV BOARD OF CHIROPRACTIC  
MEETING AGENDA  
February 2, 2023 - - 8:00 a.m.  
Fairfield Inn & Suites by Marriott Charleston  
402 Second Avenue  
South Charleston, WV 25303**

**Agenda Topics:**

**Call to Order**

**Jurisprudence Exam (3 Applicants for Licensure)**

**Approval of Minutes from Board Meeting held on November 10, 2022**

**Investigative Officer's Report**

- Complaint No. 2022-192

**Old Business**

- Justin McCarter, D.C. (update)
- Regulatory Board Review - - PERD Audit - - (pending)
- FCLB Power Poll for Mandatory Reporting Requirements - - (pending)

**New Business**

- Letter received dated January 27, 2023 from Governor Justice regarding new Board appointments
- Approval of P-Card (purchasing card) expenditures for November, December 2022 and January 2023; and review of Board's Cash Balance
- Brief Synopsis from Ruth Lemmon regarding FCLB Districts III & V Meeting in Miami Beach, FL; December 2022
- Brief Synopsis regarding 2023 FARB (Federation of Associations of Regulatory Boards) Forum on Professional Regulation in Nashville, TN; January 2023

**Agenda - - Continued:**

- April 26-30, 2023  
FCLB Annual Conference; Hilton West Palm Beach, West Palm Beach, FL  
Arrival Day: April 25, 2023  
Departure Day: April 30, 2023
- Elect Voting & Alternate Delegates for FCLB Annual Conference and 2023 NBCE Annual Meeting, West Palm Beach, FL
- Schedule May 2023 Board Meeting

**Adjourn**

**MINUTES**  
**WV BOARD OF CHIROPRACTIC**  
**February 2, 2023 -- 8:00 a.m.**  
**Fairfield Inn & Suites by Marriott Charleston**  
**402 Second Avenue**  
**South Charleston, WV 25303**

**MEMBERS:**

Barry A. Stowers, D.C., Chairman  
Terry W. Chambers, D.C., Investigative Officer  
Karl C. Boone, D.C., Secretary  
Ruth R. Lemmon, Public Member

**PRESENT:**

Barry A. Stowers  
Terry W. Chambers  
Karl C. Boone  
Ruth R. Lemmon

**ALSO, IN ATTENDANCE:**

Barbara L. Johnson, Executive Director  
Adriana L. Marshall, Assistant Attorney General

**CALL TO ORDER:**

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

The Board's mission statement was read by Barry Stowers as follows:

It is declared to be a policy of this state that the practice of chiropractic is a privilege granted to qualified persons and that, in order to safeguard the public health, safety and welfare, protect the public from the unprofessional, improper, incompetent and unlawful practice of chiropractic, it is necessary to provide regulatory authority over persons practicing chiropractic. The primary responsibility and obligation of the West Virginia Board of Chiropractic is to protect the public. §30-16-2. License required, exceptions. (a) No person may practice or offer to practice, in this state, chiropractic without a license issued by the West Virginia.

**APPROVAL OF MINUTES:**

Ruth Lemmon moved that the Minutes for the November 10, 2022 Board meeting be approved.

- Terry Chambers - 2<sup>nd</sup> Motion
- Motion carried.

### **EXECUTIVE SESSION:**

Motion was made by Terry Chambers to enter Executive Session to consider Complaint No. 2022-192 and administer jurisprudence exam.

- Ruth Lemmon - 2<sup>nd</sup> Motion
- Motion carried.

### **DISMISS EXECUTIVE SESSION:**

Motion was made by Karl Boone to dismiss Executive Session.

- Ruth Lemmon - 2<sup>nd</sup> Motion
- Motion carried.

### **JURISPRUDENCE EXAM:**

The Jurisprudence Exam was administered to three applicants and all received a license to practice chiropractic in the State of West Virginia; Whitney A. Graff, D.C., Tricia M. Lehocky, D.C., and Scott A. Light, D.C.

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

Reports were presented during Executive Session and Barry Stowers called to accept reports presented to the Board as follows:

Motion was made by Ruth Lemmon to accept the Investigative Officer's recommendation for Complaint #2022-192 as no probable cause, and to send letter of guidance and resend medical records to complainant.

- Karl Boone - 2<sup>nd</sup> Motion
- Motion carried.

### **OLD BUSINESS:**

Barbara gave an update regarding Justin McCarter; Complaint No. 2022-191 and Summary Suspension Order Effective August 18, 2022. Barbara will contact Justin's parole officer to request an update, and will also check the National Registry of Certified Medical Examiners' website to be certain he is not currently registered as a DOT examiner.

Barbara gave an update regarding the Regulatory Board Review/PERD Audit - - currently pending.

Barbara will request a power poll from the FCLB regarding mandatory reporting and what states mandate mandatory reporting and requirements as follows:

Each state has laws requiring certain people to report concerns of child abuse and neglect. While some states require all people to report their concerns, many States identify specific professionals as mandated reporters; these often include social workers, medical and mental health professionals, teachers, and child care providers.

Are chiropractors in your state included in mandatory reporting requirements for elder abuse & neglect, child abuse & neglect, and suicide prevention? If so, please provide a copy of your requirements and whether you provide and/or require continuing education regarding these requirements.

### **NEW BUSINESS:**

Effective January 27, 2023, the Governor made the following appointments to the Board. Karl Boone was reappointed to the Board for the term ending June 30, 2025. Holly Harvey was appointed to the Board with a term ending June 30, 2025. Holly succeeds Geoff Mohn. The Board would like to thank Dr. Mohn for his service to the Board and his commitment to excellence and integrity.

Terry Chambers made a motion to approve the P-Card expenditures for November and December 2022, and January 2023. The Board's cash balance was also provided and reviewed.

- Ruth Lemmon - 2<sup>nd</sup> Motion
- Motion carried.

Ruth Lemmon gave a brief synopsis regarding the FCLB Districts III & V Meeting scheduled in Miami Beach, FL at the Miami the Confidante in December 9-12, 2022.

No motion needed!

Board members gave a brief synopsis regarding the 2023 FARB (Federation of Associations of Regulatory Boards) Forum on Professional Regulation scheduled for January 26-28, 2023, in Nashville, TN. The FARB Forum was attended by Barry Stowers, Terry Chambers, Ruth Lemmon, and Barbara Johnson.

No motion needed!

The Board discussed attending the FCLB Annual Conference scheduled for April 26-30, 2023 in West Palm Beach, FL.

Motion was made to select Terry Chambers as the FCLB and NBCE delegate voting designation and Holly Harvey as the alternate designation.

- Karl Boone - 2<sup>nd</sup> Motion
- Motion carried.

Adjourn

Signed & Dated:

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Barry A. Stowers, D.C.  
Chairman



**WV BOARD OF CHIROPRACTIC  
MEETING AGENDA  
May 11, 2023 - - 9:00 a.m.  
Fairfield Inn & Suites by Marriott Charleston  
402 Second Avenue  
South Charleston, WV 25303**

**Agenda Topics:**

**Call to Order**

**Approval of Minutes from Board Meeting held on February 2, 2023**

**Investigative Officer's Report - - (no complaints to report)**

**Old Business**

- Justin McCarter, D.C. (update)
- FCLB Power Poll Results, dated February 15, 2023, for Mandatory Reporting Requirements
- CE Approval Request from National University

**New Business**

- Living Well Chiropractic (Infusion Center)
- Dietary supplementation for long COVID related symptoms, and Functional Neurology
- Email received from Dr. Paul J. Wilson regarding mandatory hours
- Email received from Dr. Robert J. Williamson regarding mandatory hours
- Discussion of Board members' qualifications; Board voting process; and annual review of administrative salaries and benefits
- CE Requirements for the 2024 Renewal (mandatory hours?)
- FCLB - - Legal Counsel Dale Atkinson  
Licensure mobility and portability
- Budget FY2024
- Approval of P-Card (purchasing card) expenditures for February, March, and April 2023; and review of Board's Cash Balance

**Agenda - - May 11, 2023 - - Continued:**

- April 26-30, 2023 - - Brief Synopsis  
Attended by Barry Stowers, Ruth Lemmon, Terry Chambers, Holly Harvey and  
Barbara Johnson  
FCLB Annual Conference; Hilton West Palm Beach, West Palm Beach, FL

**Adjourn**

**MINUTES**  
**WV BOARD OF CHIROPRACTIC**  
**May 11, 2023 - - 9:00 a.m.**  
**Fairfield Inn & Suites by Marriott Charleston**  
**402 Second Avenue**  
**South Charleston, WV 25303**

**MEMBERS:**

Barry A. Stowers, D.C., Chairman  
Holly L. Harvey, D.C., Vice Chairman  
Terry W. Chambers, D.C., Investigative Officer  
Karl C. Boone, D.C., Secretary  
Ruth R. Lemmon, Public Member

**PRESENT:**

Barry A. Stowers  
Holly L. Harvey  
Terry W. Chambers  
Karl C. Boone  
Ruth R. Lemmon

**ALSO, IN ATTENDANCE:**

Barbara L. Johnson, Executive Director  
Amy B. Farley, Assistant Executive Secretary  
Adriana L. Marshall, Assistant Attorney General

**CALL TO ORDER:**

Barry Stowers called the meeting to order at 9:00 a.m.

The Board's mission statement was read by Barry Stowers as follows:

It is declared to be a policy of this state that the practice of chiropractic is a privilege granted to qualified persons and that, in order to safeguard the public health, safety and welfare, protect the public from the unprofessional, improper, incompetent and unlawful practice of chiropractic, it is necessary to provide regulatory authority over persons practicing chiropractic. The primary responsibility and obligation of the West Virginia Board of Chiropractic is to protect the public. §30-16-2. License required, exceptions. (a) No person may practice or offer to practice, in this state, chiropractic without a license issued by the West Virginia.

The Board welcomed the new Executive Director, Amy B. Farley. Amy began her tenure with the Board on May 8, 2023. Barbara's retirement date is June 30, 2023.

The Board discussed drafting a newsletter to include frequently asked questions and to be added to the Board's website. The newsletter will include issues such as dry needling, animal chiropractic, etc.

## **APPROVAL OF MINUTES:**

Terry Chambers moved that the Minutes for the Board meeting held on February 2, 2023, be approved.

- Ruth Lemmon - 2<sup>nd</sup> Motion.
- Motion carried.

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

No complaints to report!

## **OLD BUSINESS:**

Barbara gave an update regarding Justin McCarter; Complaint No. 2022-191 and Summary Suspension Order Effective August 18, 2022.

No motion needed!

Barbara provided the Board with the results of the power poll, regarding mandatory reporting, received from the Federation of Chiropractic Licensing Boards.

No motion needed!

Terry Chambers made motion to approve the continuing education request received from National University to be held on June 1, 2023, in Charleston, WV, for the seminar entitled "Challenges in Treating & Managing Cervical Radiculopathies".

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

## **NEW BUSINESS:**

Barbara gave an update to the Board regarding Living Well Chiropractic (Infusion Center).

No motion needed!

The Board discussed email received regarding dietary supplementation for long COVID related symptoms, and Functional Neurology.

No motion needed!

The Board discussed an email received from Dr. Paul J. Wilson regarding mandatory hours. Barbara will notify Dr. Wilson of possible online hours.

No motion needed!

The Board discussed an email received from Dr. Robert J. Williamson regarding mandatory hours. Barbara will notify Dr. Williamson of possible online hours.

No motion needed!

Terry Chambers made motion to add to the “Board Decisions, Policies, Position Statements, and State Laws, Pertaining to the Practice of Chiropractic Handbook”, the following:

- It was the intent of the legislature, under 30-16-4, to clarify the qualifications of board member appointments, as discussed with the Board’s Assistant Attorney General, Adrianna Marshall.
- Officers of the Board shall be reviewed and voted on by the Board upon new appointment by the Governor.
- All board members are appointed by the Governor by and with the advice and consent of the Senate from a list of (3) three names recommended by the West Virginia Chiropractic Society.
- Each board member shall have been a resident of West Virginia engaged in active practice for a period of at least five years preceding his or her appointment.
- It is the Board’s position that the intent of the legislature was to indicate that the doctor should be a resident of West Virginia and in active practice for at least five years.
- Doctors who are in active practice and are appointed to the board may remain on the board if they retire after being appointed.
- Doctors who have retired from active practice and are no longer involved in the day-to-day issues of practicing should not be considered for appointment.
- The Board will provide an annual review of administrative salaries and benefits.
  - Karl Boone - 2<sup>nd</sup> Motion.
  - Motion carried.

The Board discussed continuing education requirements for the 2024-2025 renewal and will not mandate hours for this period.

Motion was made by Terry Chambers to include mandatory hours for the 2025-2026 renewal on “mandatory reporting” for child and elderly abuse. This matter was tabled for further review.

- Karl Boone - 2<sup>nd</sup> Motion.
- Motion carried.

Motion was made by Terry Chambers to include a notice with the upcoming renewal card to include the following:

- Infusion
- Functional Neuropathy
- Covid Disease Based Treatment
- AI (artificial intelligence) awareness
  - Karl Boone - 2<sup>nd</sup> Motion.
  - Motion carried.

Motion was made by Terry Chambers that the Board investigate the requirements of licensure that is being taught in individual schools. According to Chapter 30, Article 16-3(4); Chiropractic is the science and art which utilizes the inherent recuperative powers of the body and the relationship between the neuromusculoskeletal structures and functions of the body, particularly of the spinal column and the nervous system, in the restoration and maintenance of health. The use of the designation Doctor of Chiropractic, chiropractor, chiropractic physician or D.C., is the practice of chiropractic.

- Ruth Lemmon - 2<sup>nd</sup> Motion.
- Motion carried.

A motion was made by Terry Chambers to request a Power Poll regarding criteria for requirements by chiropractic colleges for licensure in each individual state.

- Karl Boone - 2<sup>nd</sup> Motion.
- Motion carried.

Motion was made by Terry Chambers to adopt licensee by endorsement (with a minimum of three (3) years active experience) and issue a temporary license after completing the application process and background check and meets all requirements for licensure. License may complete take-home (offered via email) exam.

- Karl Boone - 2<sup>nd</sup> Motion.
- Motion carried.

Motion was made by Terry Chambers to approve the Budget for Fiscal Year 2024.

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

Ruth Lemmon made motion to approve the P-Card expenditures for February, March, and April 2023. The Board's cash balance was also provided and reviewed.

- Karl Boone - 2<sup>nd</sup> Motion.
- Motion carried.

Brief Synopsis of FCLB Conference in West Palm Beach, FL, April 26-30, 2023.

Adjourn

Signed & Dated:

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Barry A. Stowers, D.C.  
Chairman