

**BOARD OF CHIROPRACTIC EXAMINERS**  
Professional & Vocational Licensing Division  
Department of Commerce and Consumer Affairs  
State of Hawaii

**MINUTES OF MEETING**

The agenda for this meeting was filed with the Office of the Lieutenant Governor, as required by §92-7(b), Hawaii Revised Statutes (HRS).

Date: Thursday, January 22, 2015  
Time: 9:00 a.m.  
Place: Queen Liliuokalani Conference Room  
King Kalakaua Building  
335 Merchant Street, 1<sup>st</sup> Floor  
Honolulu, Hawaii 96813

Present: Robert E. Klein, D.C., F.A.C.O., Chair  
James A. Pleiss, D.C., D.A.B.C.O., Vice-Chair  
Lina M. Kikuta, Member  
Lawrence A. Redmond, D.C.  
Lynn Bhanot, Executive Officer (“EO”)  
Rodney Tam, Deputy Attorney General (“DAG”)  
Wilma Balon, Secretary

Excused: Kathleen T. Kang-Kaulupali, Pharm. D., Member

Call to Order: There being a quorum present, the meeting was called to order by Dr. Klein at 9:11 a.m.

Additions/  
Revisions: None.

Approval of  
Meeting Minutes: Minutes of the November 6, 2014 Board Meeting

It was moved by Dr. Pleiss, seconded by Dr. Redmond, and unanimously carried to approve the minutes of the November 6, 2014 meeting as circulated.

Licensing: A. Ratifications of Issued License

1. CRAFT, Michelle E.
2. KWAK, Doo H.
3. MERRILL, Melissa R.
4. SCHONEMANN, Jean-Marc L.

It was moved by Dr. Pleiss, seconded by Ms. Kikuta, and unanimously carried to ratify the above staff approval of licensee(s).

Legislation:

Executive Officer Bhanot informed members that she has not received or is aware of any bills that are being introduced this legislative session. However, Ms Bhanot explained that it's still the early stage of legislation.

Dr. Klein informed members that the Hawaii Chiropractic Association does not intend to revise the Practice Act from last year's legislation.

DAG Tam advised members to consider forming a legislative committee and appoint a spokesperson in the event a bill does come up before its next scheduled meeting. DAG Tam explained that the designated member would present testimony on behalf of the Board.

It was moved by Dr. Pleiss to appoint Dr. Klein as the spokesperson at the legislature. DAG Tam explained that the appointee would have to be an Oahu member. Dr. Pleiss retracted his motion.

It was moved by Dr. Pleiss, seconded by Ms. Kikuta, and unanimously carried to appoint Dr. Redmond as the Board's spokesperson at the legislature.

Old Business:

A. National Board of Chiropractic Examiners Ethics and Boundaries Examination.

Executive Officer Bhanot explained to members that DAG Jacob is not present to update the Board on this matter.

Dr. Pleiss informed members that he talked to DAG Jacob and got the impression that the momentum is shifting to RICO. Dr. Pleiss further informed members that Daria, Complaints & Enforcement Officer of RICO and Dr. Judi Gerstung were scheduled to have a teleconference to discuss the provision in the law that permits to incorporate E&B as an exam requirement.

Discussion followed. Dr. Pleiss suggested deferring this matter to its next Board meeting.

B. 2015 Board Meeting Schedule

Executive Officer Bhanot informed members that the May 7, 2015 Board meeting will be held in the Examination Room on the Third Floor of the King Kalakaua Building.

New Business:

A. National Board of Chiropractic Examiners' Annual Business Meeting of State Delegates – May 8, 2015, New Orleans, Louisiana – Designation of Board Delegate

Executive Officer Bhanot received a December 8, 2014 letter from the NBCE for the Board to designate a delegate and alternate for the annual business meeting by Monday, March 9, 2015.

The NBCE Annual Business Meeting of NBCE State Delegates will be held on Friday, May 8, 2015 at the JW Marriott New Orleans, 614 Canal Street, New Orleans, Louisiana.

It was moved by Dr. Redmond, seconded by Ms. Kikuta, and unanimously carried to approve Dr. Klein as the delegate and Dr. Pleiss as the alternate to represent the Hawaii Board of Chiropractic Examiners at the 2015 Annual Business Meeting of NBCE State Delegates.

B. National Board of Chiropractic Examiners' 2015 Part IV Schedule of Meetings and Exams

The Board reviewed the January 13, 2015 email from Dr. Paul D. Townsend, Director of Practical Testing, Research & Development sent by Deborah Beeman at NBCE, inviting two state board members who are licensed DC's to participate as examiners in the administration of each practical exam and one state board member also a DC to participate in the June Test Committee Meeting.

The Board members agreed on the following dates and participants:

<u>Participation Dates</u>	<u>Participant(s)</u>
Spring Part IV Exam (May 15 - 17, 2015)	Dr. Klein, Dr. Redmond
Part IV Test Committee Meeting (June 12 - 13, 2015)	Dr. Pleiss
Fall Part IV Exam (November 13 - 15, 2015)	Dr. Klein, Dr. Pleiss

Correspondence: A. December 12, 2014 email from Kaitlin Scully Re: Webinars and Chiropractic Continuing Education.

The Board reviewed and discussed the email received on December 12, 2014 from Kaitlin Scully regarding Webinars and Chiropractic Continuing Education. Specifically, Ms. Scully is asking the Board if this type of learning is considered distance learning or a live seminar.

Discussion followed. After due consideration of the information received, the Board informally opined that there are no provisions in the laws/rules that distinguish between distance learning and live seminars.

In accordance with the Hawaii Administrative Rules ("HAR") section § 16-201-90, the above interpretation is for informational and explanatory purposes only. It is not an official opinion or decision, and thus is not to be viewed as binding on the Board.

B. January 15, 2015 email from the National Board of Chiropractic Examiners Re: NBCE Director of Testing Retires.

The January 15, 2015 email from the NBCE was circulated to the Board.

C. January 15, 2015 email from Kristy Kobayashi Re: Clarification of Scope of Practice for Chiropractors.

The Board reviewed and discussed the email received on January 15, 2015 from Kristy Kobayashi, regarding clarification of Scope of Practice for Chiropractors. Specifically, Ms. Kobayashi is asking whether chiropractors can prescribe and/or dispense "OTC" medications that are only available through physician/chiropractic offices. Additionally, Ms. Kobayashi states in her email that these medications are ointments/patches for pain in which some contain Lidocaine 4% .

Discussion followed. The Board discussed the interpretation of "materia medica" as stated in HRS § 442-8. After due consideration, it was moved by Dr. Klein, seconded by Dr. Pleiss, and unanimously carried to defer this matter and have Dr. Klein do further research on the other Board's (i.e. Pharmacy, Medical) interpretation of "materia medica".

Continuing  
Education ("CE"):

A. Ratification of CE Courses – New Applications and Re-registrations:

See attached list(s).

It was moved by Dr. Pleiss, seconded by Dr. Redmond, and unanimously carried to ratify the approval of the following CE courses:

Index No. HI 14-199 – HI 14-203  
Index No. HI 15-011  
Index No. HI 15-013 – HI 15-014  
Index No. HI 15-017  
Index No. HI 15-019 – HI 15-030  
Index No. HI 15-034 – HI 15-036

It was moved by Dr. Pleiss, seconded by Dr. Redmond, and unanimously carried to approve the following CE courses with adjusted hours due to recalculation of hours, in that HAR §16-76-39, provides that continuing education shall be given for whole hours only, with a minimum of fifty minutes constituting one class hour:

Index No. HI 15-012, 19 hours out of 22.5 hours requested  
Index No. HI 15-016, 2 hours out of 2.5 hours requested  
Index No. HI 15-018, 1 hour out of 1.5 hours requested  
Index No. HI 15-031, 18 hours out of 21 hours requested  
Index No. HI 15-032, 35 hours out of 35.75 hours requested  
Index No. HI 15-033, 22 hours out of 24.5 hours requested

It was moved by Dr. Pleiss, seconded by Dr. Redmond, and unanimously carried to approve the following CE courses with adjusted hours in that the non-approved hours do not comply with the provisions of Chapter 76, subchapter 6, HAR:

Index No. HI 15-012, 19 hours out of 22.5 hours requested  
Index No. HI 15-015, 75 hours offered/26 hours may be earned  
out of 83 hours requested

It was moved by Dr. Pleiss, seconded by Dr. Redmond, and unanimously carried to ratify the following CE Re-registrations Pre-approved by the Executive Officer:

Index No. HI 14-070 R15

B. Other CE Courses

1. Request from Robert Klein, D.C. for approval of "National Board of Chiropractic Examiners' Part IV Examination, November 14, 15, & 16, 2014" for 19 hours of continuing education.

It was moved by Dr. Pleiss, seconded by Ms. Kikuta, and carried by majority, with Dr. Klein recusing himself to ratify the approval of the above referenced CE course for 19 hours.

Next Meeting: Thursday, March 5, 2015  
9:00 a.m.  
King Kalakaua Conference Room  
335 Merchant Street, 1<sup>st</sup> Floor  
Honolulu, HI 96813

Adjournment: There being no further business to discuss, the meeting adjourned at 10:14 a.m.

Taken and recorded by:

/s/Wilma Balon

\_\_\_\_\_  
Wilma Balon, Secretary

Reviewed and approved by:

/s/Lynn R. Bhanot

\_\_\_\_\_  
Lynn R. Bhanot, Executive Officer

LRB:wb  
2/15

( X ) Minutes approved as is.

( ) Minutes approved with changes; see minutes of \_\_\_\_\_.

**CHIROPRACTIC CONTINUING EDUCATION  
2014-2015  
ALL COURSES EXPIRE ON DECEMBER 31, 2015 UNLESS OTHERWISE NOTED**

Index No.	Program Title	Dates - Locations	Sponsor	Hours	Approved
HI 14-199	Myofascial & Soft Tissue Treatments	11/22/2014	Fetterman Events	12	1/22/2015
HI 14-200	Maximize Your Effectiveness and Efficiency With Treatment Protocols	2/18/2014, Web Based - Live Webinar	New York Chiropractic College	1	1/22/2015
HI 14-201	Rehabilitation and Sports and How You Can Slow the Aging Process	6/10/2014, Web Based - Live Webinar	New York Chiropractic College	1	1/22/2015
HI 14-202	Stress, Structure and Neurology	6/24/2014, Web Based - Live Webinar	New York Chiropractic College	1	1/22/2015
HI 14-203	Shoulder Biomechanical Effects on Cervical and Thoracic Conditions	8/12/2014, Web Based, Live Webinar	New York Chiropractic College	1	1/22/2015
HI 15-011	Risk Management in the Multi-Disciplinary Practice	Online	Online CE Pro/CE4You	4	1/22/2015
HI 15-012	2015 Homecoming and Winter Gathering	2/5-7/15, Bloomington MN - NWHSU Campus	Northwestern Health Sciences University	19	1/22/2015
HI 15-013	9th Annual Professional Football Chiropractic Society Educational Seminar	2/20-22/15, Indianapolis, IN	Logan University	16	1/22/2015
HI 15-014	ASHI Continuing Education Program 2015	1/22, 2/6-7, 8/13, 9/24, 2015	Southern California University of Health Sciences	24	1/22/2015
HI 15-015	FCA Panhandle Convention and Expo 2015	2/5-8/2015, Sandestin, FL	Texas College Of Chiropractic	75 hours offered/26 hours may be earned	1/22/2015
HI 15-016	Online: Intro to Functional Taping - Code J	Online Activity, available 24/7	Parker University	2	1/22/2015
HI 15-017	Nutritional Considerations for Patients with Osteoporis - Code J	Online Activity, available 24/7	Parker University	2	1/22/2015
HI 15-018	Online: Charrette Extremity Adjusting 2015 Renewal (Code J)	Online Activity, available 24/7	Parker University	1	1/22/2015
HI 15-019	Supplement Considerations for the Athlete - Code J	Online Activity, available 24/7	Parker University	2	1/22/2015
HI 15-020	Power of Self Healing - Code J	Online Activity, available 24/7	Parker University	2	1/22/2015

**NOTE: For specific course content information and dates/locations of course offerings, contact sponsors directly.**

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HI 15-021	Online: Pediatric Evaluations Made Easy (Code J)	Online Activity, available 24/7	Parker University	2	1/22/2015
HI 15-022	Online: From The Ground Up - Global Postural Patterns of the Human Body Code J	Online Activity, available 24/7	Parker University	2	1/22/2015
HI 15-023	23rd Annual ICA Symposium on Natural Fitness and Sports	3/5-7/15, Columbus, OH	Life Chiropractic College West	20	1/22/2015
HI 15-024	Active Release Technique - Long Tract Nerve Entrapment	2/7/15, Kihei, HI; 2/7/15, Orlando, FL; 2/14/15, Waterloo, ON; 2/14/15, Las Vegas, NV; 3/8/15, Moss, Norway; 3/21/15, Wall, NJ; 3/28/15, Dallas, TX; 4/11/15, Corte Madera, CA; 5/16/15, Cincinnati, OH; 6/1/15, Trottenham, UK; 9/12/15, Wall, NJ; 9/26/15, Smithtown, NY; 10/17/15, Matthews, NC; 10/26/15, Busto Arsizio, Italy.	New York Chiropractic College	8	1/22/2015
HI 15-025	Coding, Compliance, and Documentation in Chiropractic	2/7/15, Honolulu, HI	National University of Health Sciences	8	1/22/2015
HI 15-026	Cox Technics Part III	3/21-22/15; Las Vegas, NV; 10/17-18/15, Chicago, IL	National University of Health Sciences	12	1/22/2015
HI 15-027	Athletic TIPS Certification Seminar	Online	University of Bridgeport	8	1/22/2015
HI 15-028	California Jam	3/27-29/15, Costa Mesa, CA	Life Chiropractic College West	14	1/22/2015
HI 15-029	Radiology, Phy Exam Documentation, Nutrition & Ethics	Online offered from 1/1/15-12/31/15; CE Seminars: 1/17/15, Roseville, CA; 1/22/15, Costa Mesa, CA; 1/24/15, Walnut, CA; 1/29/15, San Rafael, CA; 1/31/15, Camarillo, CA; 2/5/15, Burbank, CA; 2/7/15, Torrance, CA; 2/12/15, San Jose, CA; 2/19/15, Ontario, CA; 2/21/15, San Luis Obispo, CA; 2/26/15, Del Mar, CA; 2/28/15, Palm Desert, CA; 3/5/15, Moreno Valley, CA; 3/7/15, LV, NV; 3/12/15, Arcadia, CA; 3/14/15, Stockton, CA; 3/19/15, Pleasant Hill, CA; 3/21/15, Costa Mesa, CA; 4/11/15, Monterey, CA; 4/16/15, Pleasanton, CA; 4/18/15, Roseville, CA; 4/23/15, LA, CA; 4/25/15, Valencia, CA; 4/30/15, Long Beach, CA; 5/2/15, Reno, NV; 5/7/15, Ontario, CA; 5/9/15, Del Mar, CA; 5/14/15, San Leandro, CA; 5/16/15, Burbank, CA; 5/21/15, Fresno, CA; 6/6/15, Stockton, CA; 6/11/15, Costa Mesa, CA; 6/13/15, Hacienda Heights, CA; 6/18/15, SJ, CA; 6/20/15, Camarillo, CA; 7/16/15, Torrance, CA; 7/18/15, San Luis Obispo, CA; 7/23/15, Moreno Valley, CA; 7/25/15, Roseville, CA; 7/30/15, Agoura Hill, CA	Tong & Associates CE Seminar	12	1/22/2015



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Index No.	Program Title	Dates - Locations	Sponsor	Hours	Approved
HI 15-030	Gonstead Technique 2 - 2015	1/16-17/15, Daytona Beach, FL; 2/27-28/15; LA, CA; 4/24-25/15; Atlanta, GA; 5/8-9/15, Palm Springs, CA; 7/31-8/1/15, Davenport, IA	Palmer College of Chiropractic	15	1/22/2015
HI 15-031	Immune Advanced Practice Module	3/6-8/15, Rancho Mirage, CA	Northwestern Health Sciences University	18	1/22/2015
HI 15-032	Applying Functional Medicine in Clinical Practice	3/23-27/15, Tucson, AZ	Northwestern Health Sciences University	35	1/22/2015
HI 15-033	Cardiometabolic Advanced Practice Module	3/28-30/15, Rancho Mirage, CA	Northwestern Health Sciences University	22	1/22/2015
HI 15-034	Cox Technic Seminar Parts I & II	4/16-19/15, Fort Wayne, IN; 7/16-19/15, Fort Wayne, IN; 11/12-15/15, Fort Wayne, IN	National University of Health Sciences	32	1/22/2015
HI 15-035	ACCO Annual Convention - Orthopedic Essentials 2015	4/23-25/15, Las Vegas, NV	Southern California University of Health Sciences	20	1/22/2015
HI 15-036	GMI Knee Chest Seminar	4/18-19/15, Mt. Horeb, WI	Logan University	12	1/22/2015
↓	<b><u>2014-2015 RE-REGISTRATIONS</u></b> ↓				
HI 14-070R15	Radiologic Diagnosis, Ethics & Law, Technique	Online Course from 1/1/15 - 12/31/15; CE Seminars: 1/17/15, Roseville, CA; 1/22/15, Costa Mesa, CA; 1/24/15, Walnut, CA; 1/29/15, San Rafael, CA; 1/31/15, Camarillo, CA; 2/5/15, Burbank, CA; 2/7/15, Torrance, CA; 2/12/15, San Jose, CA; 2/19/15, Ontario, CA; 2/21/15, San Luis Obispo, CA; 2/26/15, Del Mar, CA; 2/28/15, Palm Desert, CA; 3/5/15, Moreno Valley, CA; 3/7/15, LV, NV; 3/12/15, Arcadia, CA; 3/14/15, Stockton, CA; 3/19/15, Pleasant Hill, CA; 3/21/15, Costa Mesa, CA; 4/11/15, Monterey, CA; 4/16/15, Pleasanton, CA; 4/18/15, Roseville, CA; 4/23/15, LA, CA; 4/25/15, Valencia, CA; 4/30/15, Long Beach, CA; 5/2/15, Reno, NV; 5/7/15, Ontario, CA; 5/9/15, Del Mar, CA; 5/14/15, San Leandro, CA; 5/16/15, Burbank, CA; 5/21/15, Fresno, CA; 6/6/15, Stockton, CA; 6/11/15, Costa Mesa, CA; 6/13/15, Hacienda Heights, CA; 6/18/15, SJ, CA; 6/20/15, Camarillo, CA; 7/16/15, Torrance, CA; 7/18/15, San Luis Obispo, CA; 7/23/15, Moreno Valley, CA; 7/25/15, Roseville, CA; 7/30/15, Agoura Hill, CA	Tong & Associates CE Seminar	12	1/22/2015

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