

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, May 1, 2014

Time: 9:00 a.m.

Place: King Kalakaua Conference Room
King Kalakaua Building
335 Merchant Street, 1st 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
Lynn Bhanot, Executive Officer (“EO”)
Daniel Jacob, Deputy Attorney General (“DAG”)
Wilma Balon, Secretary

Excused: Kathleen T. Kang-Kaulupali, Pharm. D., Member
Lawrence A. Redmond, D.C.

Call to Order: There being a quorum present, the meeting was called to order by Dr. Klein at 9:15 a.m.

Additions/
Revisions: None.

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

It was moved by Dr. Klein, seconded by Dr. Pleiss, and unanimously carried to approve the minutes of the March 6, 2014 meeting with the following corrections:

On page 3, under Legislation, the fifth paragraph, second sentence should read as follows:

“Dr. Klein clarified that the intent of the law was **not** to introduce prescriptive rights, although the law specifically prohibits legend drugs.”

Executive Session: At 9:17 a.m., it was moved by Ms. Kikuta, seconded by Dr. Pleiss, and unanimously carried to enter into Executive Session pursuant to HRS §92-4 and 92-5(a)(1) and (4), to consider and evaluate personal information relating to individuals applying for licensure and to consult with the Board's attorney on questions and issues pertaining to the Board's powers, duties, privileges, immunities, and liabilities.

EXECUTIVE SESSION

At 9:35 a.m., it was moved by Ms. Kikuta, seconded by Dr. Pleiss, and unanimously carried to return to open session. The room was reopened to the public.

Licensing: A. Ratifications of Issued License

1. BLOSIU, Codrin J.

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

B. Applications

1. CHOI, Leif J.S.

After due consideration of the information received, it was moved by Dr. Pleiss, seconded by Ms. Kikuta, and unanimously carried to approve the application of Leif J.S. Choi, D.C.

2. HARTLEY, Bari A.

It was moved by Dr. Pleiss, seconded by Ms. Kikuta, and unanimously carried to approve the application of Bari A. Hartley, D.C.

C. Reactivation

1. TATSUNO, Walter T.

After due consideration of the information received, it was moved by Dr. Pleiss, seconded by Ms. Kikuta, and unanimously carried to approve the Reactivation application of Walter T. Tatsuno, D.C.

Legislation:

A. S.B. No. 2478, H.D. 2, Relating to Health

Dr. Klein informed members that S.B. 2478, H.D. 2, was heard by the Senate and passed final reading, as amended. However, the House recommitted to Conference committee, as amended. As a result, this bill is dead this year.

At its March 6, 2014 Board meeting, the Board inquired regarding holding a special Board meeting to discuss legislation matters.

DAG Jacob briefed the Board on the Sunshine Law. DAG Jacob explained that to have an emergency meeting the reason must be justified as provided by H.R.S. Section 92-8.

DAG Jacob informed the Board that Board meeting agendas must be filed at least six (6) days prior to the board meeting date. The hearing schedule may not allow the Board to meet the mandated filing deadline.

Old Business:

A. January 26, 2014 email from Dr. Bruce Abelson Re: Chiropractic Teleradiology.

It was noted that this matter was deferred at the March 6, 2014 Board meeting.

Dr. Abelson, Chairman and CEO of Radiology Professionals, Inc. ("RPI") asked: 1. "Is RPI allowed to receive chiropractic teleradiographic (digital) images without a license in your state?"; and 2. "Are there any special rules or regulations that RPI would need to know about before acquiring images from referring doctors?".

Discussion followed. The Board does not issue licenses to entities and can only address what pertains to Hawaii, although there may be federal law requirements.

After due consideration of the information received, it was moved by Dr. Klein, seconded by Dr. Pleiss, and unanimously carried that the Board does not have laws governing the receipt of digital images by a corporation in another state. The Board recommended that RPI review the chiropractic statutes and rules in HRS chapters 442 and 436B, and the Hawaii Administrative Rules ("HAR"), Title 16, chapter 76, as well as HRS chapter 466J regarding radiologic technology.

In accordance with 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.

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. Klein, and unanimously carried to ratify the approval of the following CE courses:

Index No. HI 14-117
Index No. HI 14-122 – HI 14-123
Index No. HI 14-125
Index No. HI 14-128 – HI 14-134
Index No. HI 14-136 – HI 14-137
Index No. HI 14-140 – HI 14-141

It was moved by Dr. Pleiss, seconded by Dr. Klein, 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 14-121, 1 hour out of 1.50 hours requested

Index No. HI 14-124, 24 hours offered/18 hours possible out of 26.75 hours requested

Index No. HI 14-126, 21 hours offered/17 hours possible out of 21 hours offered/17.25 hours possible requested

Index No. HI 14-135, 22 hours out of 22.50 hours requested

Index No. HI 14-138, 41 hours offered/30 hours may be earned out of 41.50 hours requested

It was moved by Dr. Pleiss, seconded by Dr. Klein, 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, HAR:

Index No. HI 14-118, 32 hours offered/26 hours may be earned out of 36 hours requested

Index No. HI 14-119, 44 hours offered/20 hours may be earned out of 52 hours offered/20 hours requested

Index No. HI 14-120, 53 hours available/25 hours maximum out of 55 hours offered/27 maximum hours requested

Index No. HI 14-124, 24 hours offered/18 hours possible out of 26.75 hours requested

Index No. HI 14-127, 12 hours out of 14 hours requested
Index No. HI 14-139, 107 hours offered/28 hours may be earned
out of 113 hours requested

B. Other CE Courses - None

Next Meeting: Thursday, July 3, 2014
9:00 a.m.
King Kalakaua Conference Room
335 Merchant Street, 1st Floor
Honolulu, HI 96813

Adjournment: There being no further business to discuss, the meeting adjourned
at 10:02 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

5/14

(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 14-117	An Olympic Approach: A Systematic Method to Assess & Treat Lower Extremity Injuries	5/17-18/14, Cedar Rapids, IA	Cleveland Chiropractic College & Foot Levelers	12	5/1/2014
HI 14-118	Florida Chiropractic Society June Convention	6/7-8/14, Orlando, FL	Sherman College of Chiropractic	32 hours offered/26 hours may be earned	5/1/2014
HI 14-119	Palmer College West Homecoming - 2014	5/2-4/14, San Jose, CA	Palmer College of Chiropractic	44 hours offered/20 hours may be earned	5/1/2014
HI 14-120	SOTO-USA Clinical Symposium 2014	5/15-17/14, Redondo, CA	New York Chiropractic College	53 hours available/25 maximum hours	5/1/2014
HI 14-121	Online: Boundaries with Patients: Confidentiality & Sexual Misconduct	Ongoing Online Activity	Parker University	1	5/1/2014
HI 14-122	Future Health EHR/Medical Records Software Training	3/8-9/14, Honolulu, HI	Hawaii State Chiropractic Association	6	5/1/2014
HI 14-123	Nutritional Considerations for Patients with Osteoporosis - Code M	Online Activity, available 24/7	Parker University	2	5/1/2014
HI 14-124	Parker Seminar - Charleston, SC	6/12-14/14, Charleston, SC	Parker College of Chiropractic & The American Chiropractic Magazine	24 hours offered/18 hours possible	5/1/2014
HI 14-125	NUHS Homecoming 2014	6/19-21/14, Lombard, IL	National University of Health Sciences	20	5/1/2014
HI 14-126	ICAK Annual Meeting 2014	6/19-22/14, Arlington, VA	Parker University & International College of Applied Kinesiology	21 hours offered/17 hours possible	5/1/2014
HI 14-127	Posture Practice 2014	8/15-17/14, Hilo, HI	Logan University	12	5/1/2014
HI 14-128	HIPAA and Compliance	Online	Texas Chiropractic College	6	5/1/2014
HI 14-129	Ethics and Risk	Online	Texas Chiropractic College	4	5/1/2014

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

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Index No.	Program Title	Dates - Locations	Sponsor	Hours	Approved
HI 14-130	Medicare Documentation	Online	Texas Chiropractic College	6	5/1/2014
HI 14-131	Documentation	Online	Texas Chiropractic College	6	5/1/2014
HI 14-132	Diagnosis and Management of Low Back Pain	Online	Texas Chiropractic College	6	5/1/2014
HI 14-133	Diagnosis and Management of Neck & Arm Pain	Online	Texas Chiropractic College	6	5/1/2014
HI 14-134	Diagnosis Imaging of Sports Trauma	Online	Texas Chiropractic College	6	5/1/2014
HI 14-135	Cox Technic: Interdisciplinary Care and Integration	Online	National University of Health Sciences	22	5/1/2014
HI 14-136	Supporting Your Body from Toes to Nose	5/14-18/14, Albany, NY	Northwestern Health Sciences University	12	5/1/2014
HI 14-137	Vibratory Sine Waves and Clinical Applications	5/3-4/14, Burlington, Ontario	Palmer College of Chiropractic	14	5/1/2014
HI 14-138	2014 CCA Annual Convention & Marketplace	5/29-6/1/14, San Diego, CA	California Chiropractic Association	41 hours offered/30 hours may be earned	5/1/2014
HI 14-139	FCA Summer Convention and Expo 2014	6/12-15/14, Boca Raton, FL	Texas College Of Chiropractic	107 hours offered/28 hours may be earned	5/1/2014
HI 14-140	Understanding Scoliosis Online (Code M)	Internet Based Activity; available 14/7 online	Parker University & Clear Institute	19	5/1/2014
HI 14--141	Kinesiology Taping	5/17/14, Honolulu, HI	Medical Minds in Motion	13	5/1/2014

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