

Board Members present: President Mickey E. Frame, D.C., Rebecca J. Ault, D.C., Johnathan Haggerty, D.C. and Jessica Voltolini.

Others present: Kelly A. Caudill, Executive Director; Elizabeth Moore, Executive Assistant, Kimberly Stein, Investigator and LaTawnda Moore, AAG.

Members excused: None.

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*The Board's mission is...*

*to proactively protect the health and welfare of Ohio's citizens and to regulate the chiropractic profession with vision by setting high standards through examination of new doctors, annual license renewal, clinic inspections and timely investigation and disciplinary action when indicated.*

### **CALL TO ORDER**

President Dr. Frame called the four hundred and fortieth Board meeting to order at 9:05 a.m. at the Vern Riffe Center for Government and the Arts; 77 South High Street, 16th Floor, Columbus, Ohio.

Dr. Frame designated Dr. Ault as the Vice-President of the Board since the Board's prior vice-president, Dr. Roush, is no longer serving on the Board.

### **REVIEW OF MINUTES**

**Vice-President Dr. Ault moved and Dr. Haggerty seconded a motion to approve the minutes of the December 5, 2019 Board meeting.** Motion passed unanimously.

### **RATIFICATION OF CHIROPRACTIC LICENSES**

**Dr. Haggerty moved and Vice-President Dr. Ault seconded a motion to ratify approval of the chiropractic licenses issued to Dylan Seeley, Matthew Bryson, Kara Berger, Allison Workman Thompson, Joshua Kazee, Joe Kennedy, Jason McAfee, Ronald Latronica, Morgan Skordos, Daniel Gepfrey, Robert Flannigan, Kyle Arrington, Nichole Giesken, Eva Broeg, Mark Vonder Embse, Shelby Paraskevopoulos, Joshua Wright, Richard Broeg, Michelle Rogers, Donald Behm, Derek Spieles, Clayton Staib, Garrett Buell and Jacob Bone.** Motion passed unanimously.

### **RATIFICATION OF ACUPUNCTURE CERTIFICATE**

**Dr. Haggerty moved and Vice-President Dr. Ault seconded a motion to ratify approval of the acupuncture certificate issued to Dr. Randy Nafziger.** Motion passed unanimously.

### **RATIFICATION OF PRECEPTORSHIPS**

**Dr. Haggerty moved and Vice-President Dr. Ault seconded a motion to ratify approval of the preceptorships for Tela Perez with Dr. Michael Urban; Brien Polivka with Dr. Steven King; Nathaniel Betts with Drs. Brian Ferguson and Bernard Bubanic; James Yonushonis with Dr. Jay Villella; Kellee Leonard with Dr. Sarah Prosak; Josh Spieles with Dr. Laura Skaates; Logan Jones with Dr. Leo Kormanik and Sydney Napier with Dr. Andrew Limle.** Motion passed unanimously.

### **EXECUTIVE DIRECTOR'S REPORT**

Director Caudill reviewed the Executive Director's report with the Board which included the Board Docket, Legislative Matters, Administrative Rules, Investigative Statistics and miscellaneous matters.

Director Caudill reported that Sub. HB 151 passed in the House on 2/12/2020. The bill will now move to the Senate.

Director Caudill reported on HB 263 to revise occupational license restrictions for former criminals. Ms. Caudill reported she continues to work with other healthcare Boards to address concerns with the bill and develop proposed amendments to the bill.

Director Caudill reported on HB 484 to amend the law regulating athletic trainers. The Board members discussed concerns with the bill and may consider providing opposition testimony.

Director Caudill reported on SB 7 to require occupational licensing boards to issue temporary licenses to members of the military and spouses licensed in another jurisdiction who move to Ohio for active duty. This bill was signed by the Governor on 1/27/2020.

Director Caudill reported on SB 141 to prohibit the use of noncompete provisions in physician employment contracts.

Director Caudill reported on SB 246/HB 432 to require occupational licensing to out of state licensees. Ms. Caudill reported that she is working with other healthcare Boards to identify concerns with the bill and develop proposed amendments to the bill.

Director Caudill advised the Board of important upcoming dates including the FCLB Annual Conference scheduled for April 22-26, 2020 in Denver, CO and the NBCE Part IV Exam scheduled for May 15-17, 2020.

Director Caudill reported that the CSI recommendation regarding light based medical procedures was released 12/13/19. It was CSI's recommendation the State Medical Board could proceed with filing the rule as amended.

Director Caudill reported that the 2016-2018 CE is almost complete.

Director Caudill reported that the inquiry into a complaint alleging that OSCA District 4 was granting one hour of CE to meeting attendees but providing far less than one hour of CE credit per meeting has concluded. The allegations and concerns were addressed with the OSCA and they ensured the one-hour programs would be reviewed to ensure compliance.

Director Caudill reported that she attended a meeting of the Strauss Working Group on 1/24/2020. Ms. Caudill advised that as a result of the meeting and some issues raised by the Boards, she is working with other healthcare boards to provide additional information to the Working Group.

**Vice-President Dr. Ault moved and Ms. Voltolini seconded a motion to approve the attendance of Dr. Frame and Director Caudill at the FCLB Annual Conference scheduled for April 22-26, 2020 in Denver, CO. Motion passed unanimously.**

**Dr. Haggerty moved and Vice-President Dr. Ault seconded a motion to designate President Dr. Frame as FCLB and NBCE voting delegate and Dr. Haggerty as alternate delegate. Motion passed unanimously.**

**Dr. Haggerty moved and Vice-President Dr. Ault seconded a motion to approve the Executive Director, as the Board's appointing authority pursuant to ORC 4734.05 (B), to issue**

**chiropractic licenses, acupuncture certificates, and temporary licenses to individuals meeting the criteria for licensure or certification and to approve continuing education waivers, in consultation with a Board Designate, under ORC 4734. The issuing of such licenses, certificates and continuing education waivers is subject to the Board's retroactive approval at the next regularly scheduled Board meeting.** Motion passed unanimously.

**Ms. Voltolini moved and Dr. Haggerty seconded a motion to accept the Director's Report as presented.** Motion passed unanimously.

## **LEGAL ACTIVITIES**

### **NOTICE OF OPPORTUNITY FOR HEARING, CASE NO. 2020 CHR 016**

**Ms. Voltolini moved and President Dr. Frame seconded a motion to issue the proposed Notice of Opportunity for Hearing as presented.** Voting Aye: President Dr. Frame, Vice-President Dr. Ault and Ms. Voltolini. Voting Nay: None. Abstained: Dr. Haggerty. Motion passed.

### **GEORGE W. KNIPP, II, D.C.; CASE NO. 2020 CHR 024**

On or about October 31, 2019 the Board issued a Notice of Opportunity for Hearing to George W. Knipp, II, D.C. Service of the Notice was perfected and **DR. KNIPP** made a timely request for hearing on December 2, 2019. Pursuant to Ohio Revised Code Section 119.07, the Board scheduled the hearing for February 20, 2020.

On February 12, 2020, **DR. KNIPP** notified the Board he wished to cancel his hearing as he no longer desires to become licensed in Ohio. On February 13, 2020, the Board sent **DR. KNIPP** correspondence that the Board would consider his Application for Licensure on February 20, 2020 and a final Order would be mailed to him after the hearing.

The Board considered the charges against **DR. KNIPP** in the October 31, 2019 Notice of Proposed Refusal of Application for Licensure and Opportunity for Hearing and evidence supporting the charges. The Board finds that **DR. KNIPP** entered into an Agreed Order with the Kentucky Board of Chiropractic Examiners on or about November 19, 2018. Accordingly, the Board may refuse to issue **DR. KNIPP** a license to practice chiropractic in Ohio in accordance with ORC § 4734.31 (C)(35).

**Ms. Voltolini moved and Dr. Haggerty seconded a motion to issue the following Order to George W. Knipp, II, D.C.:**

The Application of **GEORGE W. KNIPP, II, D.C.** for a License to Practice Chiropractic in the State of Ohio is hereby REFUSED.

This **ORDER** shall become effective immediately and is hereby entered upon the Journal of the Board for the 20<sup>th</sup> day of February 2020.

Voting Aye: Vice-President Dr. Ault, Dr. Haggerty and Ms. Voltolini. Voting Nay: None. Abstaining: President Dr. Frame. Motion passed.

## **ADMINISTRATIVE RULE REVIEW**

As reported, Senate Bill 7 was signed by the Governor requiring occupational licensing boards to issue temporary licenses to military and spouses. Director Caudill presented a new draft rule of

4734-11-01, military considerations, incorporating the new requirements of Senate Bill.

**Ms. Voltolini moved and Vice-President Dr. Ault seconded a motion to file rule 4734-11-01 with CSI, and, provided a favorable CSI recommendation, proceed with filing the rule with JCARR and authority to Director Caudill to make any non-substantive changes that may be recommended by CSI and/or JCARR. Motion passed unanimously.**

**Vice-President Dr. Ault moved and Dr. Haggerty seconded a motion to adjourn the meeting. Motion passed unanimously.**

With no further business to be brought before the Board, President Dr. Frame adjourned the meeting at 11:20 a.m.

Approved By Majority of Board:

Attested By Its Secretary:

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Mickey E. Frame, D.C.  
President

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Kelly A. Caudill  
Executive Director

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