



JENNIFER M. GRANHOLM  
GOVERNOR

STATE OF MICHIGAN  
DEPARTMENT OF COMMUNITY HEALTH  
LANSING

JANET OLSZEWSKI  
DIRECTOR

## MICHIGAN BOARD OF CHIROPRACTIC MEETING OF JULY 14, 2009

### APPROVED MINUTES

In accordance with the Open Meetings Act, 1976 PA 267, as amended, the Michigan Board of Chiropractic met in regular session on July 14, 2009, at the Ottawa Building, 611 W. Ottawa, Conference Room 4, Upper Level Conference Center, Lansing, Michigan.

#### **CALL TO ORDER**

Solomon Cogan, D.C., Chairperson called the meeting to order at 10:05 a.m.

#### **ROLL CALL**

**Members Present:** Charles Fellows, Public Member (arrived 10:10 a.m.)  
Philip Knight, D.C.  
Lois Michelin, Public Member  
Jeffrey Eisman, D.C.  
Corey Rodnick, D.C.  
Patricia Odette, D.C., Vice-Chairperson  
Solomon Cogan, D.C., Chairperson

**Members Absent:** Gwendolyn Frenette, Public Member  
Michael Morse, Public Member

**Staff Present:** Bonnie Curtis, Secretary  
Rae Ramsdell, Director, Licensing Division  
Amy Shell, Manager, Licensing Division  
Timothy Andrews, Manager, Licensing Division  
(left 10:30 a.m.)  
Desmond Mitchell, Policy Analyst, Licensing Division  
Lidia McGee, Analyst, Enforcement Section  
Tom Scallen, Assistant Attorney General

**Others Present:** Timothy J. Spencer, D.C., Past Chair, Board of Chiropractic  
Paul Michelin

## **APPROVAL OF MINUTES**

**Motion** by Rodnick, seconded by Michelin, to approve the minutes of the May 5, 2009 meeting as presented.

*MOTION PREVAILED*

## **APPROVAL OF AGENDA**

**Motion** by Rodnick, seconded by Eisman, to approve the agenda as presented.

*MOTION PREVAILED*

## **REGULATORY CONSIDERATIONS**

### **ROSEMARY A. PUSHIES, D.C. – PROPOSAL FOR DECISION/REINSTATEMENT**

**Motion** by Rodnick, seconded by Odette, to accept the Proposal for Decision and grant reinstatement, in the matter of Rosemary A. Pushies, D.C.

A roll call vote followed: Yeas – Eisman, Fellows, Knight, Michelin, Rodnick, Odette and Cogan

*MOTION PREVAILED*

**Motion** by Rodnick, seconded by Odette, to place Petitioner on probation for a period of one (1) year with the following terms and conditions:

- 1) Petitioner shall complete continuing education (CE) courses in each of the following areas: a) minimum one (1) hour in ethics and boundaries and b) minimum one (1) hour in documentation. These courses shall be "live", in-person, must be pre-approved by the Board chairperson or designee and shall not count toward license renewal.
- 2) The Board reserves the right to quarterly monitoring via telephone or in person by a Board member to be appointed by the Board chairperson or designee.

A roll call vote followed: Yeas – Eisman, Fellows, Knight, Michelin, Rodnick, Odette and Cogan

*MOTION PREVAILED*

## **COMMITTEE REPORTS**

### **C. E. REVIEW**

**Motion** by Rodnick, seconded by Frenette, to accept the CE programs as presented. See addendum #1.

*MOTION PREVAILED*

### **ADJUSTING APPARATUS AND ANALYTICAL INSTRUMENTS COMMITTEE**

No Report.

### **RULES COMMITTEE**

Cogan recessed the meeting at 10:33 a.m. to allow members to review the current draft of the proposed rules.

Cogan called the meeting to order at 10:55 a.m.

Odette reported that the committee met several times since March and provided members with the draft of the proposed rules changes.

Mitchell reviewed the changes and Shell explained the promulgation process.

**Motion** by Odette, seconded by Knight, to accept the proposed rules changes.

*MOTION PREVAILED*

### **CHAIRPERSON'S REPORT**

Cogan thanked the rules committee for their time, energy and effort in updating the rules.

Cogan reported that he attended the 83<sup>rd</sup> annual NBCE meeting in Hollywood, CA May 4-9, 2009.

## **OLD BUSINESS**

### **MANIPULATION UNDER ANESTHESIA**

Cogan reported that there was discussion at previous meetings on this issue and it was decided that the Board needs to take a position on the matter. Odette has drafted a position statement that she provided to members and reviewed.

Ramsdell stated that the Bureau need time to review this statement with the Attorney General's Office before the Board can adopt it.

Discussion followed.

Cogan stated that Odette will make some minor changes and provide to the Department. The Department and Attorney General's office will try to review the position statement in order to present any changes to the Board at the next meeting.

## ***NEW BUSINESS***

### **DISCUSSION ON ADJUSTING APPARATUS & ANALYTICAL INSTRUMENTS**

Cogan reported that he has received calls from chiropractors inquiring what is within their scope of practice. He stated that he consulted with Timothy Spencer, D.C., past board member and chair of the Board, who was on the Adjusting Apparatus & Analytical Instruments committee during his tenure.

Spencer reported on the committee and its work on updating the approved apparatus and instruments list.

Ramsdell will try to locate the documentation regarding this issue and determine what needs to be done to re-activate the work of the committee.

### **DEPARTMENT UPDATE**

Ramsdell reported on the state furlough days.

Ramsdell reported that physical therapy assistants are now required to be licensed.

Ramsdell reported that there are now two (2) new boards, massage therapists and speech pathologists.

Ramsdell advised the Board that the Bureau offices will be shut down on upcoming layoff days: July 24, August 7, August 21 and September 4.

## ***PUBLIC COMMENT***

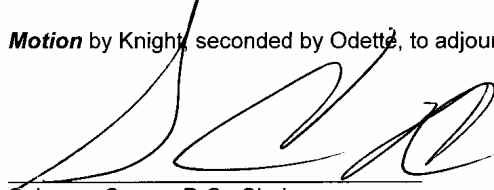
None

## ***ANNOUNCEMENTS***

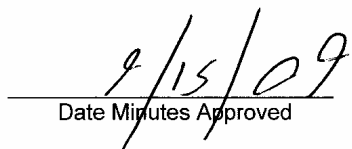
The next regularly scheduled meeting will be held September 15 2009 at the Ottawa Building, 611 W. Ottawa, Conference Room 4, Upper Level Conference Center, Lansing, Michigan.

**ADJOURNMENT**

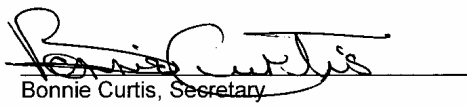
**Motion** by Knight, seconded by Odette, to adjourn the meeting at 11:58 a.m.



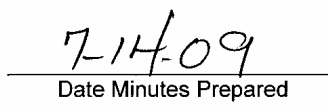
Solomon Cogan, D.C., Chairperson



Date Minutes Approved



Bonnie Curtis, Secretary



Date Minutes Prepared

ADDENDUM #1

**CHIROPRACTIC CONTINUING EDUCATION REVIEW  
July 14, 2009**

**APPROVED PROGRAMS**

**MICHIGAN ASSOCIATION OF CHIROPRACTORS** – 2009 North Seminar being held August 20, 2009 in Gaylord, MI 49734 for 10 hours.

**RECOMMENDATION: 10 HOURS**

**MICHIGAN ASSOCIATION OF CHIROPRACTORS** – 2009 UP Convention being held August 22-23, 2009 in Marquette, MI 49855 for 15 hours.

**RECOMMENDATION: 15 HOURS**

**MICHIGAN ASSOCIATION OF CHIROPRACTORS** – Insurance: Billing, Documentation & Filing being held July 23, 2009 in Grand Rapids, MI 49512 for 10 hours

**RECOMMENDATION: 10 HOURS**

**SEMINARS IN CHIROPRACTIC RESEARCH** – Chiropractic Research: The Year in Review being held October 10-11, 2009 in Detroit, MI for 15 hours; six hours of which are in Adjusting Techniques.

**RECOMMENDATION: 15 HOURS; SIX OF WHICH IN ADJUSTING TECHNIQUES**