



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
Website: www.boc.wv.gov

December 13, 2022

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 report of the biennium covering activities during the period of July 1, 2020 through June 30, 2022.

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 "Barbara L. Johnson".

Barbara L. Johnson
Executive Director

/blj

West Virginia Board of Chiropractic

I do hereby certify the information contained within the following 2020-2022 Biennium Report of the West Virginia Board of Chiropractic is true and correct to the best of my knowledge.



Barry A. Stowers, D.C., Chairman

12-8-22

Date

Karl C. Boone, D.C., Secretary

Date

West Virginia Board of Chiropractic

I do hereby certify the information contained within the following 2020-2022 Biennium Report of the West Virginia Board of Chiropractic is true and correct to the best of my knowledge.

Barry A. Stowers, D.C., Chairman

Date

Paul C. Boone, D.C.

Karl C. Boone, D.C., Secretary

12/8/22

Date

ANNUAL REPORT - 2020-2022

Respectfully Submitted by
Barbara L. Johnson, Executive Director
304-746-7839
wvchiroboard@outlook.com - Email
www.boc.wv.gov - Website



WEST VIRGINIA BOARD OF CHIROPRACTIC

TABLE OF CONTENTS

	<u>Page #</u>
Board Members	2
Overview of Board Activities	3
Revenue (July 1, 2020-June 30, 2021)	4
YTD Expenditures (4 th Quarter - 2021)	5
Revenue (July 1, 2021-June 30, 2022)	6
YTD Expenditures (4 th Quarter - 2022)	7
License by County Summary	8
License by Out-of-State Summary	9
Complaints Investigated (2020-2022)	10
List of New Licensees (2020-2022)	11-12
FCLB Directory (Member Board)	13-16
Minutes/Agendas from August 6, 2020 to May 19, 2022	17-52

BOARD MEMBERS

Chairman

Barry A. Stowers, D.C.
111 Lewis Street
Oak Hill, WV 25901
(304) 465-0561
Term Expires: 6/30/2023

Vice Chairman

Geoffrey R. Mohn, D.C.
3677 US Route 60 East, Suite 4
Barboursville, WV 25504
(304) 733-4800
Term Expires: 6/30/2022

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: 6/30/2022

Public Member

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

OVERVIEW OF BOARD ACTIVITIES

- Board Members attended Board Meeting via conference call on August 6, 2020.
- The Executive Director attended online P-Card Training on August 25, 2020.
- The Executive Director attended the Chiropractic Board Administrators Committee (CBAC) Meeting via conference call on September 11, 2020. CBAC is a committee of the Federation of Chiropractic Licensing Boards (FCLB).
- Barry Stowers, Holly Harvey, and Ruth Lemmon attended the Federation of Chiropractic Licensing Boards (FCLB) District Meeting via online seminar on October 7-8, 2020.
- The Executive Director attended the Annual Chapter 30 Licensing Board Seminar via livestream on October 27, 2020.
- Board Members attended Board Meeting via conference call on November 5, 2020.
- Board Members attended Board Meeting via conference call on February 4, 2021.
- Board Members attended Board Meeting via conference call on May 20, 2021.
- Board Members attended Board Meeting on August 12, 2021.
- Board Members attended Board Meeting via conference call on November 18, 2021.
- Board Members attended Board Meeting via conference call on February 3, 2022.
- Barry Stowers and Ruth Lemmon attended the Federation of Chiropractic Licensing Boards (FCLB) Annual Conference on May 4-7, 2022 in Denver, CO.
- Board Members attended Board Meeting on May 19, 2022.

REVENUE

July 1, 2020-June 30, 2021

License Renewal Fees 2020/2021	\$72,600.00
Late Fees	\$600.00
Reinstatement Fees	\$0
Initial Licensing Fees	\$650.00
Address Listings	\$3,750.00
Incorporation	\$0
Examination Fees	\$2,350.00
Re-Examination Fees	\$0
License Verification Fees	\$0
Photocopies	\$0
Duplicate License	\$0
Continuing Education Approval	\$30,700.00
IRS Reimbursement/BRIM	\$0
Preceptorship Fees	\$50.00
PLLC	\$1,050.00
PLLC Renewal Fees	\$14,700.00
Fines	\$0
Reimbursement for Legal Fees	\$0
FCLB (Federation of Chiropractic Licensing Boards) Reimbursement	\$0
Temp License	\$100
TOTAL REVENUE	\$126,550.00

YEAR-TO-DATE EXPENDITURES

4th Quarter - 2021

Personal Services -----	\$50,081.20
Per Diem -----	\$4,350.00
Annual Increment -----	\$840.00
PEIA Fees -----	\$50.00
WV OPEB (Other Post-Employment Benefits) Contribution -----	\$1,920.00
Employee Benefits (Social Security, Retirement, Workers Comp, PEIA) -----	\$19,301.13
Rental Expense & Hospitality -----	\$7,606.91
Telecommunications including Internet -----	\$3,473.78
Contractual & Professional Services -----	\$1,924.00
Travel -----	\$0
Association Dues & Professional Membership -----	\$1,181.00
Fire/Auto/Bond (BRIM) -----	\$2,880.00
Training & Development -----	\$50.00
Postal & Freight -----	\$1,217.37
Office Expenses (Printing, Supplies/Machine Rental) -----	\$2,686.83
Computer Services/Supplies -----	\$3,419.72
PEIA Reserve Transfer -----	\$501.00
Miscellaneous -----	\$58.91
Total YTD Expenditures for 2021 -----	\$101,541.85

REVENUE

July 1, 2021-June 30, 2022

License Renewal Fees 2021/2022	\$77,100.00
Late Fees	\$400.00
Reinstatement Fees	\$0
Initial Licensing Fees	\$700.00
Address Listings	\$4,750.00
Incorporation	\$0
Examination Fees	\$1,950.00
Re-Examination Fees	\$0
License Verification Fees	\$0
Photocopies	\$0
Duplicate License	\$0
Continuing Education Approval	\$31,900.00
IRS Reimbursement/BRIM	\$0
Preceptorship Fees	\$0
PLLC	\$600.00
PLLC Renewal Fees	\$15,000.00
Fines	\$0
Reimbursement for Legal Fees	\$0
FCLB (Federation of Chiropractic Licensing Boards) Reimbursement	\$0
Temp License	\$0
TOTAL REVENUE	\$132,400.00

YEAR-TO-DATE EXPENDITURES

4th Quarter - 2022

Personal Services -----	\$50,823.00
Per Diem-----	\$3,750.00
Annual Increment-----	\$900.00
PEIA Fees -----	\$50.00
WV OPEB (Other Post-Employment Benefits) Contribution -----	\$1,052.00
Employee Benefits (Social Security, Retirement, Workers Comp, PEIA) -----	\$19,952.00
Rental Expense & Hospitality -----	\$7,799.00
Telecommunications including Internet -----	\$3,276.00
Contractual & Professional Services -----	\$1,512.00
Travel-----	\$6,145.00
Association Dues & Professional Membership-----	\$2,561.00
Fire/Auto/Bond (BRIM)-----	\$2,871.00
Training & Development-----	\$0
Postal & Freight -----	\$531.00
Office Expenses (Printing, Supplies/Machine Rental) -----	\$1,705.00
Computer Services/Supplies -----	\$4,305.00
PEIA Reserve Transfer -----	\$501.00
Miscellaneous -----	\$0
Total YTD Expenditures for 2022-----	\$107,733.00

LICENSE BY COUNTY SUMMARY

Barbour	5
Berkeley	13
Brooke	2
Cabell	25
Fayette	2
Greenbrier	5
Hancock	5
Hardy	1
Harrison	16
Jackson	2
Jefferson	10
Kanawha	29
Lewis	4
Logan	5
Marion	8
Marshall	2
Mason	1
Mercer	1
Mineral	3
Monongalia	19
Monroe	2
Morgan	1
Nicholas	3
Ohio	5
Preston	3
Putnam	7
Raleigh	18
Randolph	5
Ritchie	2
Roane	3
Summers	1
Taylor	2
Tucker	1
Upshur	3
Wayne	2
Wetzel	2
Wirt	1
Wood	26
TOTAL IN STATE	247

LICENSE BY OUT-OF-STATE SUMMARY

CA	2
CT	1
FL	3
GA	2
KY	5
LA	1
MD	5
MI	1
NC	1
NY	1
OH	7
PA	15
TN	1
TX	4
VA	5
WI	1
TOTAL OUT OF STATE	55

COMPLAINTS INVESTIGATED

Complaints 2020-2022

- Complaint #2020-183; Wrongfully Discharged; Board Ruled no Probable Cause and AG concurred; Complaint Dismissed.
- Complaint #2020-184; Questionable Insurance Payment; Board Ruled no Probable Cause and AG concurred; Complaint Dismissed.
- Complaint #2020-185; Inappropriate Touching; Board Ruled no Probable Cause and AG concurred; Complaint Dismissed.
- Complaint #2020-186; Patient Dismissal; per Board's Counsel, Complaint Dismissed.
- Complaint #2021-187; Billing Issue; Board Ruled no Probable Cause and AG concurred; Complaint Dismissed.
- Complaint #2021-188; Complaint was filed without victim's knowledge; Victim requested complaint be dropped and dismissed.
- Complaint #2021-189; Sexual Misconduct; Board Ruled no Probable Cause and AG concurred; Complaint Dismissed.
- Complaint #2022-190; Neck Injury; Board Ruled no Probable Cause and AG concurred; Complaint Dismissed.
- Complaint #2022-191; Drug Use; License Suspended Effective August 18, 2022; Consent Decree Entered into Board's Records on October 11, 2022.

PERSONS LICENSED FROM

JULY 1, 2020 - JUNE 30, 2022

August 6, 2020

Amanda P. Love, D.C.

Robert S. Love, D.C.

Shannon F. Martin, D.C.

February 4, 2021

Alicia M. Combs, D.C.

Joseph D. Kiray, III, D.C.

Tina A. Mallard, D.C.

Marc A. Pinto, D.C.

Shawn E. Richey, D.C.

John P. Tupta, D.C.

Jared S. Yevins, D.C.

August 12, 2021

Derrick J. Bramer, D.C.

Jason J. Garrett, D.C.

Jeremiah J. Holmes, I, D.C.

Denyse D. Rowland-Jones, D.C.

Louis Rhett Kenny, D.C.

Erick S. Moll, D.C.

Stephen E. Offenburger, D.C.

Luke A. Short, D.C.

Kenneth R. Tiller, D.C.

Michael A. Turjanica, D.C.

February 3, 2022

Josephine Ball, D.C.

Allen R. Bastecki, D.C.

Katie Cunningham, D.C.

Zachary Cunningham, D.C.

Stefan M. Getzik, D.C.

Justin Klein, D.C.

Ali S. Rezaian, D.C.

Scott A. Ricciardi, D.C.

Lyndsey Thompson, D.C.

Menu
HOME

CONTACT

COMPANY INFO
 About FCLB
 Committees
 Financial Reports
 Board & Delegate Body Meeting Minutes
 FCLB Membership Rates
 Board Of Directors
 Articles Of Incorporation
 Conference Resolutions
 Disclaimers
 Staff Directory
 FCLB Bylaws
 Awards
 Newsletters
 District Meeting Info
 Annual Meeting Info
 Annual Conferences
 Archive

CHIRO BOARDS
 Chiropractic Regulatory Boards
 Chiropractic Board Administrators Committee (CBAC)
 Chiropractic Board Legal Advisers Committee (CBLAC)

RESOURCES
 Chiropractic Colleges
 Chiropractic & Related Organizations
 Chiropractic Professional Regulation
 FAQs
 Documents & Downloads
 Newsletters
 Conference Resolutions

STATISTICS
 Licensure Statistics - U.S.
 Education & Testing - U.S.
 NBCE SPEC Use - U.S.
 Ratio Of Chiropractors To Population - Int'l
 Education & Testing - Int'l
 Bachelor's Degree Requirements By State
 Licensure Statistics Int'l
 Ratio Of Chiropractors To Population - US

SERVI

C
I
A
»
»
»
»
»



WEST VIRGINIA BOARD OF CHIROPRACTIC EXAMINERS

Our mission: To protect the public by promoting excellence in chiropractic regulation through service to our member boards

Our vision: The FCLB is the premier international resource for information and consolidated services for ensuring the safe, ethical practice of chiropractic

- ➔ Alabama
- ➔ Alaska
- ➔ Arizona
- ➔ Arkansas
- ➔ California
- ➔ Colorado
- ➔ Connecticut
- ➔ Delaware
- ➔ District Of Columbia
- ➔ Florida
- ➔ Georgia
- ➔ Hawaii

WEST VIRGINIA BOARD OF CHIROPRACTIC EXAMINERS

District 5

License Date: N/A

FCLB Member: Yes

Website: www.boc.wv.gov

License Verification:

Regulatory Language:

The Federation does not provide interpretation of the scope of practice laws or rules of any chiropractic licensing authority, nor can we provide specific details regarding licensing requirements. The educational and testing requirements for each State or Province set forth in this Directory are intended as a general guide. It is strongly recommended that anyone interested in becoming licensed in a particular State or Province contact the Board office or the Secretary of the respective board to secure current and complete details before matriculating in any school.

➔ Idaho

➔ Illinois

➔ Indiana

➔ Iowa

➔ Kansas

➔ Kentucky

➔ Louisiana

➔ Maine

➔ Maryland

➔ Massachusetts

➔ Michigan

➔ Minnesota

➔ Mississippi

➔ Missouri

➔ Montana

➔ Nebraska

➔ Nevada

➔ New Hampshire

➔ New Jersey

➔ New Mexico

➔ New York

➔ North Carolina

➔ North Dakota

➔ Ohio

➔ Oklahoma

➔ Oregon

➔ Pennsylvania

➔ Rhode Island

➔ South Carolina

➔ South Dakota

➔ Tennessee

➔ Texas

➔ Utah

➔ Vermont

➔ Virginia

➔ Washington

➔ West Virginia

➔ Wisconsin

➔ Wyoming

Scope

(Contact State for precise definition by state law)

The practices and procedures which may be employed by Doctors of Chiropractic are based on the academic and clinical training received in and through accredited chiropractic colleges. These shall include the use of diagnostic, analytical and therapeutic procedures specifically including the adjustment and manipulation of the articulations and adjacent tissues of the human body, particularly of the spinal column; included is the treatment of intersegmental disorders for alleviation of related neurological aberrations. Patient care and management is conducted with due regard for environment and nutritional factors, as well as first aid, hygiene, sanitation, rehabilitation and physiological therapeutic procedures designed to assist in the restoration and maintenance of neurological integrity and homeostatic balance.

Board Notes

Board handles both licensing and disciplinary functions.

Contact Info

Board Administrator: Barbara L. Johnson | Executive Director

Legal Advisor: Anthony D. Eates II | Board Attorney

Support Staff: |

Additional Support Staff:

Website: www.boc.wv.gov

Email Address: wvchiroboard@outlook.com

Phone: (304) 746-7839

Phone Extension:

Fax: (877) 992-0248

Fax For Application: No

Street Address: 415 ½ D Street, Suite B

Street Address Cont: P.O. Box 8532

City: So. Charleston

State: WV

Zipcode: 25303

Time Zone: Eastern

Application Info

Required Licenses: Chiropractic

Application Deadline: 6 weeks prior to exam date

Application Fee: \$150

Application Notes:

Term: Annual

Term Notes: Renew by July 1st

Jurisprudence Exam Dates: February 3, 2022 and August 4, 2022

Exam Fee: \$150

Exam Fee Notes:

Initial License Fee: \$50

Initial License Fee Notes:

License Renewal Fee: \$300 - Resident \$150 - Non Resident or Retired

Criminal Background Check: Yes

Criminal Background Check Notes:

Fingerprinting: Yes

Fingerprinting Notes:

Education Info

Minimum Years Pre Professional Education: 60

Bachelor Degree Required: Yes

Accreditation For Chiropractic Programs:

Accreditation Notes: Council on Chiropractic Education; Fully accredited only

Special Requirements For Graduates Of Foreign Colleges: Contact Board for specific information.

Student Practice Info

May Sit for Board Exam Prior To Graduation: No

Supervised Practice: None

Supervised Practice Required: No

Supervised Practice Notes: Students may work under direct supervision of licensed D.C. Contact Board for more details.

Examinations Info

Exams Administered By State:

State or provincial laws and rules / Jurisprudence,
Meeting with board / Oral interview with a board
member

NBCE Part 1: Required

NBCE Part 2: Required

NBCE Part 3: Required

NBCE Part 4: Required

NBCE Physiotherapy: Accepted

NBCE Acupuncture: Accepted

NBCE Spec: Accepted

SPEC Notes: SPEC: Reciprocity/Endorsement: Not planning to use Reinstatement Lapsed License: After a lapse of two years, a license may be issued only after the former certificate holder, subsequent to the lapse, has fulfilled all other requirements of licensure as set forth in Chapter 30, Article 16 (§30-16-6) and has passed the SPEC exam. Disciplinary Cases: Can use now Impairment Review: Not planning to use

Certifications Info

Optional Certifications:

Physiotherapy (optional but preferred); required to perform & bill

Physiotherapy Termed: Physiological Therapeutic Procedures

Physiotherapy Certification: Optional Endorsement

Physiotherapy Education: 120 hours in subject

Physiotherapy Exam: NBCE Physiotherapy Exam or Equivalent State Exam

Physiotherapy Fee: None

Board Regulates Specialty Council Certification: No

License Portability Info

Condition For Reciprocity Endorsement: Handled on case-by-case basis, state must have requirements equivalent to West Virginia and reciprocate with WV.

Telemedicine Practice rules in progress.

Board Permits And Authorizes Travel To Treat: No

Board Permits And Authorizes Telemedicine Practices: No

Additional Info

Licensees Required To Carry Malpractice Insurance: No

Malpractice Notes:

Peer Review: No

Legally Accepted Terms for Chiropractor: (in addition to Doctor of Chiropractic, D.C., Chiropractor, Chiropractic Doctor): Chiropractic Physician

Chiropractors Defined As Primary Care Physicians: No

Chiropractic Therapy Assistants Info

Regulated: No

Continuing Education Info

Required Hours Per Year: 18 hours per year

Distance Hours Allowed Per Year: 6 hours only

Required Subjects: Requires sexual boundaries training:
No Requires AIDS awareness/risk prevention training:
No Other specific CE training required: Varies

Additional Requirements And Information For CE:
Program Criteria: At the discretion of the Board -
approves either sponsor or program. Reputable
sponsors, instructors from approved chiropractic
colleges

Additional CE Information:

Additional Accepts PACE: Does not accept PACE

Regulatory Board Members

Barry Stowers, D.C.
Chair

Geoffrey R Mohn, D.C.
Vice President

Karl C. Boone, D.C.
Board Member

Terry W. Chambers, D.C.
Board Member

Ruth R. Lemmon
Public Member

Statistical Info

Current As Of Date: 2022

Active Licenses: 307

Inactive Licenses: 0

New Licenses: 17

Resident Licenses: 246

Retired Licenses:

Other Status Licenses: 300 Expired

Chiropractic Assistants:

Statistical Notes: Last updated 1-11-2022

MEMBER ACCESS

Reset your password
Click a link below to log in

[Register For Meetings](#) →

[Pay A PACE Invoice](#)

[CIN-BAD Login](#)

[PACE](#)

[CCCA](#)

[Report to CIN-BAD](#)

[CBLAC Login](#)

GET STARTED



CHIROPRACTIC REGULATORS

- Annual Meeting
- District Meetings
- Regulatory Board Information
- Library & Publications
- Administrators (CBAC)
- Legal Advisors (CBLAC)
- Chiropractic & Related Organizations



CHIROPRACTIC PATIENTS

- How to Check a license
- Look up a license
- Request a Disciplinary Report
- Chiropractic Professional Regulation FAQs



REGISTERED CHIROPRACTORS & CHIROPRACTIC ASSISTANTS

- Continuing Education Courses
- Chiropractic Assistant Certification
- View Your Continuing Ed Credits

[Contact FCLB](#)

[Query Form](#)

[PACE](#)

[Pay PACE Invoice](#)

[Board of Directors](#)

5401 W. 10th Street, Suite 101 Greeley, CO 80634

970.356.3500/970.356.3500

info@fclb.com

MINUTES
WV BOARD OF CHIROPRACTIC
August 6, 2020 - Conference Call
WV Board of Chiropractic
415 ½ D Street, Suite B
South Charleston, WV 25303

MEMBERS:

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

PRESENT:

Barry A. Stowers
Geoffrey R. Mohn
Terry W. Chambers
Holly L. Harvey
Ruth R. Lemmon

ALSO, IN ATTENDANCE:

Barbara L. Johnson, Executive Director
Anthony D. Eates, II, Deputy Attorney General
No member from the public was present!

CALL TO ORDER:

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

APPROVAL OF MINUTES:

Holly Harvey moved that the Minutes for the May 21, 2020 Board meeting be approved.

- Terry Chambers - 2nd Motion
- Motion carried.

INVESTIGATIVE OFFICER'S REPORT

No complaints to report!

EXECUTIVE SESSION:

Motion was made by Geoff Mohn to enter Executive Session to review update regarding licensee, Justin McCarter.

- Terry Chambers - 2nd Motion
- Motion carried.

DISMISS EXECUTIVE SESSION:

Motion was made by Geoff Mohn to dismiss Executive Session.

- Holly Harvey - 2nd Motion
- Motion carried.

Update was given regarding licensee, Justin McCarter. Also, per the letter received on March 23, 2020 from the U.S. Department of Transportation regarding Justin, the Board is awaiting on proof of exams from the WV State Driver's Licensing Agency. No motion needed.

NEW BUSINESS:

The Board reviewed a request for license reinstatement received from Drs. Robert and Amanda Love. Both doctors received a West Virginia license in 2015 and let their licenses expire in 2016. Both doctors are licensed in the State of Georgia, in good standing, with reciprocity. Motion was made by Geoff Mohn to reinstate the licenses of Drs. Robert and Amanda Love. Both doctors will complete the take-home jurisprudence exam (due to COVID-19) offered by the Board.

- Terry Chambers - 2nd Motion
- Motion carried.

The Board reviewed and discussed the continuing education request received from the West Virginia Chiropractic Society regarding the Board's mandated hours for the 2021 renewal. The course reviewed is a 6-hour COVID-19 online training course. Terry Chambers made motion to approve the online training course specifically for West Virginia.

- Holly Harvey - 2nd Motion
- Motion carried.

The Board discussed allowing licensees to complete all 18 required continuing education hours online for the 2021 renewal due to COVID-19. Geoff Mohn made motion to allow licensees to complete all 18 required hours online for the 2021 renewal.

- Ruth Lemmon - 2nd Motion
- Motion carried.
- Noted that Terry Chambers voted against it.

The Board received numerous calls from the public about doctors and staff not wearing masks and not following social distancing guidelines. Terry Chambers made motion to send out a notice to all licensees reminding them of the Governor's Executive Order No. 50-20 regarding the indoor face covering requirement and recommending that providers follow CDC guidelines and their local health department guidelines.

- Holly Harvey - 2nd Motion
- Motion carried.

Motion was made by Geoff Mohn to accept and approve P-card (purchasing card expenditures) for May, June, and July 2020. The Board's cash balance was also reviewed.

- Terry Chambers - 2nd Motion
- Motion carried.

During the Board's May 21, 2020 meeting, the Board reviewed and discussed the 2020 Legislation and letter received from the WV Legislature, dated April 29, 2020, as described in House Concurrent Resolutions: HCR 114, requesting the Joint Committee on Government and Finance to conduct a study of licensure, certification and registration forms of occupational and professional regulation; HCR 116, a study of duplicative and unnecessary professional and occupational regulations; and HCR 129, to study the professional and occupational licensing policies. The Board drafted the letter responding to this request and the letter will be submitted before the deadline of September 1, 2020.
No motion needed!


The FCLB District III & V Meeting scheduled for October 2020 in Palm Beach, FL has been moved to virtual.
No motion needed.

The fall meeting for the Board was scheduled for November 5, 2020.

Terry Chambers made motion to adjourn meeting at 11:00 a.m.

- Holly Harvey - 2nd Motion
- Motion carried.

Signed & Dated:


Barry A. Stowers, D.C.
Chairman

**WV BOARD OF CHIROPRACTIC
MEETING AGENDA
August 6, 2020 - 9:00 a.m.
Conference Call
415 ½ D Street, Suite B
South Charleston, WV 25303**

Agenda Topics:

Call to Order

Approval of Minutes from Board Meeting held on May 21, 2020 via Conference Call

Jurisprudence Exam

- Due to COVID-19, the Board will allow applicants to complete questions provided by the Board at home

Investigative Officer's Report (no complaints to report)

Old Business

- Justin McCarter, D.C. - Update

New Business

- Drs. Robert and Amanda Love received WV license in 2015, expired in 2016, requesting reinstatement - - active license (good standing) in GA with reciprocity
- Discuss mandated hours for the 2021 Renewal (Infectious Disease) and the 6-hour COVID-19 online training course submitted by the West Virginia Chiropractic Society for approval. Also discuss the 18-hour CE requirement for renewal and the possibility of allowing licensees complete all 18 hours online for the 2021 renewal due to COVID-19
- Executive Order No. 50-20 - - Indoor Face Covering Requirement - - Effective July 7, 2020
- Approval of P-Card (purchasing card) expenditures for May, June, July 2020, and Review of Board's Cash Balance
- Discuss 2020 Legislation and letter received from the WV Legislature, dated April 29, 2020, as described in House Concurrent Resolutions: HCR 114, requesting the Joint Committee on Government and Finance to conduct a study of licensure, certification and registration forms of occupational and professional regulation; HCR 116, a study of duplicative and unnecessary professional and occupational regulations; and HCR 129, to study the professional and occupational licensing policies.

New Business - Continued

- FCLB Districts III & V Meeting - - The Confidante Miami Beach, Miami Beach, FL
(October 8 Arrival; October 11 Departure)

- Schedule Fall Board Meeting

Adjourn

MINUTES
WV BOARD OF CHIROPRACTIC
November 5, 2020 - Conference Call
WV Board of Chiropractic
415 ½ D Street, Suite B
South Charleston, WV 25303

MEMBERS:

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

PRESENT:

Barry A. Stowers
Geoffrey R. Mohn
Terry W. Chambers
Holly L. Harvey
Ruth R. Lemmon

ALSO, IN ATTENDANCE:

Barbara L. Johnson, Executive Director
Anthony D. Eates, II, Deputy Attorney General
No member from the public was present!

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 6, 2020 Board meeting be approved.

- Terry Chambers - 2nd Motion
- Motion carried.

EXECUTIVE SESSION:

Motion was made by Terry Chambers to enter Executive Session to consider Complaint Nos. 2020-184 and 2020-185.

- Holly Harvey - 2nd Motion
- Motion carried.

DISMISS EXECUTIVE SESSION:

Motion was made by Terry Chambers to dismiss Executive Session.

- Geoff Mohn - 2nd Motion
- Motion carried.

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

Motion was made by Terry Chambers to accept the Investigative Officer's recommendation for Complaint #2020-184 as no probable cause.

- Geoff Mohn - 2nd Motion
- Motion carried.

Motion was made by Terry Chambers to move Complaint #2020-185 to the next scheduled Board meeting on February 4, 2021.

- Geoff Mohn - 2nd Motion
- Motion carried.

OLD BUSINESS:

Update was given regarding licensee, Justin McCarter. Per the letter received on March 23, 2020 from the U.S. Department of Transportation regarding Justin, the Board is awaiting on proof of exams from the WV State Driver's Licensing Agency. Also, State of Ohio v. J. McCarter is currently pending on outcome of appeals process - - Marietta Municipal Court update on October 6, 2020. Terry Chambers made motion to discuss again at the February 4, 2021 Board meeting.

- Holly Harvey - 2nd Motion
- Motion carried.

NEW BUSINESS:

The Board reviewed and discussed an email received from Dr. Janet Lintala, dated August 28, 2020, regarding Telemedicine. The Board asked Dr. Lintala to provide the Board with an outline of what she means by "consulting" with her patients. The Board did not receive a reply from Dr. Lintala. Therefore, motion was made by Terry Chambers to table her question to the next scheduled Board meeting on February 4, 2021 and will contact Dr. Lintala that the Board cannot consider her question until she provides the Board with an outline of what she means by "consulting".

- Geoff Mohn - 2nd Motion
- Motion carried.

The Board discussed a question received from Dr. Michael Kominsky regarding COVID-19 testing in his office for staff and patients. Terry Chambers made motion for Barry Stowers to draft a statement to send to Dr. Kominsky stating that COVID-19 testing, as well as any other diagnostic testing "Not Treatment", is permissible by doctors of chiropractic as long as the doctor has been trained in the procedure and the testing procedure used is approved by state and local health officials as an accepted standard of care for the public.

- Geoff Mohn - 2nd Motion
- Motion carried.

The Board reviewed and discussed the continuing education request received from Dr. Stephen Thaxton and Nutri-West. The name of the course is entitled "Recent Advances in the Science of Chiropractic and Associated Nutrition 2021" and is scheduled for January 8-9, 2021 for twelve (12) hours via Live Webinar. The course is sponsored by Life West. Motion was made by Geoff Mohn to approve this course.

- Terry Chambers - 2nd Motion
- Motion carried.

The Board reviewed and discussed the Athletic Trainers proposed rule allowing Dry Needling; Title 16 (WV Board of Physical Therapy), Series 5.
No motion needed!

Motion was made by Holly Harvey to accept and approve P-card (purchasing card expenditures) for August, September, and October 2020. The Board's cash balance was also reviewed.

- Geoff Mohn - 2nd Motion
- Motion carried.

A brief synopsis of the FCLB 2020 Virtual District Meeting held on October 7-8, 2020 was discussed and attended by Barry Stowers, Holly Harvey, Ruth Lemmon, and Barbara Johnson.

No motion needed!

Ruth Lemmon made motion to adjourn meeting at 10:30 a.m.

- Holly Harvey - 2nd Motion
- Motion carried.

Signed & Dated:



Barry A. Stowers, D.C.
Chairman

**WV BOARD OF CHIROPRACTIC
MEETING AGENDA
November 5, 2020 - 9:00 a.m.
Conference Call
415 ½ D Street, Suite B
South Charleston, WV 25303**

Agenda Topics:

Call to Order

Approval of Minutes from Board Meeting held on August 6, 2020

Investigative Officer's Report

- Complaint #2020-184
- Complaint #2020-185

Old Business

- The Board is still awaiting on proof of exams from the WV State Driver's Licensing Agency regarding Justin McCarter (U.S. Department of Transportation letter dated March 23, 2020). State v. J. McCarter (pending outcome of appeals process - - Marietta Municipal Court update on October 6, 2020).

New Business

- Email received from Dr. Janet Lintala dated August 28, 2020 regarding Telemedicine
- COVID-19 Testing Question received from Dr. Michael Kominsky
- Continuing Education Request received from Dr. Steve Thaxton scheduled for January 8-9, 2021 for twelve (12) hours via Live Webinar and sponsored by Life West
- Athletic Trainers proposed rule allowing Dry Needling
- Approval of P-Card (purchasing card) expenditures for August, September, October 2020, and Review of Board's Cash Balance
- Brief synopsis of FCLB 2020 Virtual District Meeting held on October 7-8, 2020

Adjourn

MINUTES
WV BOARD OF CHIROPRACTIC
February 4, 2021 - Conference Call
WV Board of Chiropractic
415 ½ D Street, Suite B
South Charleston, WV 25303

MEMBERS:

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

PRESENT:

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

ALSO, IN ATTENDANCE:

Barbara L. Johnson, Executive Director
Anthony D. Eates, II, Deputy Attorney General
No member from the public was present!

CALL TO ORDER:

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

WELCOME:

The Board welcomed new member, Dr. Karl C. Boone. Dr. Boone was appointed to the Board effective December 16, 2020 and succeeds Dr. Holly Harvey. Dr. Harvey served the Board well and will be greatly missed.

JURISPRUDENCE EXAM:

Due to COVID-19, applicants for licensure were permitted to complete a take-home jurisprudence exam provided by the Board. There were seven (7) applicants for licensure as follows and all received a license to practice chiropractic in West Virginia:

Alicia M. Combs, D.C., Morgantown, WV
Joseph D. Kiray, III, D.C., Export, PA
Marc A. Pinto, Glen Ellyn, IL
Shawn E. Richey, Sewickley, PA
Tina A. Mallard, Port Orange, FL
John P. Tupta, South Charleston, WV
Jared S. Yevins, Coraopolis, PA

APPROVAL OF MINUTES:

Terry Chambers moved that the Minutes for the November 5, 2020 Board meeting be approved.

- Geoff Mohn - 2nd Motion
- Motion carried.

EXECUTIVE SESSION:

Motion was made by Geoff Mohn to enter Executive Session to consider Complaint Nos. 2020-185 and 2020-186.

- Terry Chambers - 2nd Motion
- Motion carried.

DISMISS EXECUTIVE SESSION:

Motion was made by Terry Chambers to dismiss Executive Session.

- Geoff Mohn - 2nd Motion
- Motion carried.

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

Motion was made by Terry Chambers to accept the Investigative Officer's recommendation for Complaint #2020-185 as no probable cause.

- Geoff Mohn - 2nd Motion
- Motion carried.

The Board's AG, Anthony Eates, offered explanation to the Board for Complaint #2020-186.

No motion needed.

OLD BUSINESS:

Update was given regarding licensee, Justin McCarter. Per the letter received on March 23, 2020 from the U.S. Department of Transportation regarding Justin, the Board is awaiting on proof of exams from the WV State Driver's Licensing Agency. Also, State of Ohio v. J. McCarter is currently pending on outcome of appeals process - - Marietta Municipal Court update on February 1, 2021.

No motion needed.

The Board asked Dr. Janet Lintala to provide the Board with an outline of what she means by "consulting" with her patients, per an email the Board received from Dr. Lintala dated August 28, 2020. The Board did not receive a reply from Dr. Lintala.

No motion needed.

The Board discussed Telemedicine and follows same procedure as the State Medical Board, in that if you practice telemedicine in West Virginia, you must have a West Virginia license to do so.

No motion needed.

The Board discussed an email received from Dr. Donald D'Lusky asking to be exempt from completing the six (6) mandatory hours for the 2021 renewal because he is retired. Barbara will send an email to Dr. D'Lusky letting him know that if he has an active license, even if retired, he must complete the mandatory hours for license renewal.

No motion needed.

Geoff Mohn made motion to approve the continuing education request received from National University and scheduled for April 24, 2021 in Morgantown, WV for twelve (12) continuing education hours entitled "Extremity Adjusting Hands to Feet".

- Terry Chambers - 2nd Motion
- Motion carried.

Motion was made by Terry Chambers to accept and approve P-card (purchasing card expenditures) for November and December 2020 and January 2021. The Board's cash balance was also reviewed, as well as the Board's credit balance of \$2,609.69, per correspondence received from Travis Mulanax, Assistant Director of Operations, P-Card Training Administrator, on January 5, 2021.

- Geoff Mohn - 2nd Motion
- Motion carried.

The Board discussed the FCLB Annual Conference scheduled for April 28 - May 2, 2021 in West Palm Beach, FL. The Board was made aware that the conference will now be held in a virtual format only scheduled for Saturday, May 1, 2021.

No motion needed.

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

- Geoff Mohn - 2nd Motion
- Motion carried.

The next scheduled Board meeting will be held on Thursday, May 20, 2021, beginning at 9:00 a.m.

Adjourn

Signed & Dated:



Barry A. Stowers, D.C.
Chairman

**WV BOARD OF CHIROPRACTIC
MEETING AGENDA
February 4, 2021 - 9:00 a.m.
Conference Call
415 ½ D Street, Suite B
South Charleston, WV 25303**

Agenda Topics:

Call to Order

Welcome

- Dr. Karl C. Boone, appointed to the Board on December 16, 2020, to succeed Dr. Holly Harvey

Approval of Minutes from Board Meeting held on November 5, 2020 via Conference Call

Jurisprudence Exam

- Due to COVID-19, the Board will allow applicants to complete questions provided by the Board at home.

Investigative Officer's Report

- Complaint #2020-185

- Complaint #2020-186
 - After consultation with the Board's counsel, it was determined that the complaint did not violate the statute or legislative rules enforced by the Board. Although it did so, the Board was not required to serve the complaint on the licensee; therefore, no response is required from the licensee.

Old Business

- Justin McCarter, D.C. - Update

- Email received from Dr. Janet Lintala dated August 28, 2020 regarding Telemedicine - Update

- Telemedicine

New Business

- Question received from Dr. Donald D'Lusky regarding mandatory hours for retired licensees.

- Request for Continuing Education Approval received from National University scheduled for April 24, 2021 in Morgantown, WV for 12 CE Hours entitled Extremity Adjusting Hands to Feet

- Approval of P-Card (purchasing card) expenditures for November, December 2020, and January 2021; review of Board's Cash Balance; and review p-card credit balance of \$2,609.69 received from Travis Mulanax, Assistant Director of Operations, P-Card Training Administrator, on January 5, 2021

- FCLB Annual Conference (tentative)
April 28 - May 2, 2021
Hilton West Palm Beach - - West Palm Beach, FL
Arrival Wednesday, April 28 - - Departure Sunday, May 2

- FCLB Delegate and Alternate Voting Designation

- NBCE Delegate and Alternate Voting Designation

- Select Date for May 2021 Board Meeting

Adjourn

MINUTES
WV BOARD OF CHIROPRACTIC
May 20, 2021 - Conference Call
WV Board of Chiropractic
415 ½ D Street, Suite B
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
No member from the public was present!

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 February 4, 2021 Board meeting be approved.

- Terry Chambers - 2nd Motion
- Motion carried.

EXECUTIVE SESSION:

Motion was made by Terry Chambers to enter Executive Session to consider Complaint No. 2021-187 and review Complaint No. 2021-188.

- Geoff Mohn - 2nd Motion
- Motion carried.

DISMISS EXECUTIVE SESSION:

Motion was made by Terry Chambers to dismiss Executive Session.

- Geoff Mohn - 2nd Motion
- Motion carried.

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

Motion was made by Geoff Mohn to accept the Investigative Officer's recommendation for Complaint No. 2021-187 as no probable cause.

- Karl Boone - 2nd Motion
- Motion carried.

Barbara offered explanation to the Board for Complaint No. 2021-188.
No motion needed.

OLD BUSINESS:

Update was given regarding licensee, Justin McCarter. State of Ohio v. J. McCarter is currently pending on outcome of appeals process - - Marietta Municipal Court update on May 13, 2021. Dr. McCarter is appealing his sentencing.
No motion needed.

Board discussed Consent Decree & Order (Complaint No. 2019-182) and entered into the records of the Board on March 25, 2020, for Dr. Dustin Wright. Dr. Wright failed to pass the Fraud section of the Ethics & Boundaries Assessment Services (EBAS) exam. Terry Chambers made motion to allow Dr. Wright six (6) months to re-examine. Dr. Wright's license will continue to remain on probation until such time the Board is notified and provided proof of passage. The deadline to complete the exam is November 20, 2021.

- Ruth Lemmon - 2nd Motion
- Motion carried.

NEW BUSINESS:

The Board reviewed letter received on May 4, 2021 from Dr. Stephen Wells regarding Dry Needling. Motion was made by Terry Chambers to maintain the Board's current standard of care of 100 hours of Acupuncture Certification with passage of the final exam in order to perform Dry Needling in the State of West Virginia.

- Ruth Lemmon - 2nd Motion
- Motion carried.

Terry Chambers made motion to notify licensees that 100 hours of Acupuncture Certification, with passage of the final exam, is needed in order to perform Dry Needling in the State of West Virginia. Barbara will include in the Newsletter to be mailed with licensees' renewal card.

- Geoff Mohn - 2nd Motion
- Motion carried.

House Bill 2024, relating to Telehealth, passed the 2021 legislative session. Barbara will forward to the Board's AG, Anthony Eates, for his opinion if the Board must propose rules for Telehealth.

No motion needed.

The Board reviewed and discussed the "draft" letter by Barry Stowers addressed to UMR. Motion was made by Geoff Mohn to forward the letter to Anthony requesting his opinion to see if this is the right procedure/direction to take.

- Karl Boone - 2nd Motion
- Motion carried.

Renewal requirements and mandated hours for 2022 were discussed. Motion was made by Terry Chambers to allow one additional year of online continuing education for licensees because of COVID-19.

- Geoff Mohn - 2nd Motion
- Motion carried.

Motion was made by Karl Boone that no mandated hours would be required for the 2022 renewal.

- Geoff Mohn - 2nd Motion
- Motion carried.

Terry Chambers made motion to approve the Budget for Fiscal Year 2022.

- Barry Stowers - 2nd Motion
- Motion carried.

Motion was made by Terry Chambers to accept and approve P-card (purchasing card expenditures) for February, March, and April 2021. The Board's cash balance was also reviewed.

- Geoff Mohn - 2nd Motion
- Motion carried.

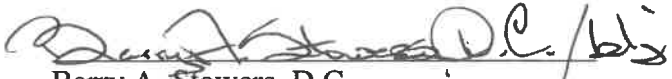
Terry Chambers gave a brief synopsis on the FCLB's virtual meeting held on May 1, 2021.

No motion needed.

The next scheduled Board meeting will be held on Thursday, August 5, 2021. The Board will resume meeting in person.

Adjourn

Signed & Dated:


Barry A. Stowers, D.C.
Chairman

**WV BOARD OF CHIROPRACTIC
MEETING AGENDA
May 20, 2021 - 9:00 a.m.
Conference Call
415 ½ D Street, Suite B
South Charleston, WV 25303**

Agenda Topics:

Call to Order

Approval of Minutes from Board Meeting held on February 4, 2021 via Conference Call

Investigative Officer's Report

- Complaint No. 2021-187

- Complaint No. 2021-188 (complaint dropped)

Old Business

- Justin McCarter, D.C. - Update

- Dustin Wright, D.C. - Consent Decree and Order - Update

New Business

- Letter received from Dr. Stephen Wells regarding Dry Needling

- House Bill 2024 regarding Telehealth - - passed Legislation

- UMR - - PEIA

- Renewal Requirements/Mandated Hours for 2022

- Approval of Budget for Fiscal Year 2022

- Approval of P-Card (purchasing card) expenditures for February, March, and April 2021; and review of Board's Cash Balance

- FCLB Annual Conference - held virtually May 1, 2021 - Brief Synopsis

- August 5, 2021 - - Discuss meeting in-person

Adjourn

MINUTES
WV BOARD OF CHIROPRACTIC
August 12, 2021 - - 8:00 a.m.
Holiday Inn & Suites
400 2nd 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
Anthony D. Eates, II, Deputy Attorney General

CALL TO ORDER:

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

APPROVAL OF MINUTES:

Geoff Mohn moved that the Minutes for the May 20, 2021, Board meeting be approved.

- Terry Chambers - 2nd Motion
- Motion carried.

JURISPRUDENCE EXAM:

The jurisprudence exam was administered to the following applicants - - Derrick J. Bramer; Jason J. Garrett; Jeremiah J. Holmes, I; Denyse D. Rowland-Jones; Louis Rhett Kenny; Erick S. Moll; Stephen E. Offenburger; Luke A. Short; Kenneth R. Tiller; Michael A. Turjanica. All received a license to practice chiropractic in the State of West Virginia.

EXECUTIVE SESSION:

Motion was made by Terry Chambers to enter Executive Session to discuss matters relating to old business.

- Geoff Mohn - 2nd Motion
- Motion carried.

DISMISS EXECUTIVE SESSION:

Motion was made by Terry Chambers to dismiss Executive Session.

- Geoff Mohn - 2nd Motion
- Motion carried.

There were no complaints to report; however, the Board discussed the following updates listed below.

OLD BUSINESS:

Update was given regarding licensee, Justin McCarter. State of Ohio v. J. McCarter is currently pending on outcome of appeals process - - Marietta Municipal Court update on August 5, 2021. Dr. McCarter is appealing his sentencing.
No motion needed.

Board discussed Consent Decree & Order (Complaint No. 2019-182) and entered into the records of the Board on March 25, 2020, for Dr. Dustin Wright. Dr. Wright failed to pass the Fraud section of the Ethics & Boundaries Assessment Services (EBAS) exam. Barbara contacted Dr. Wright to notify him that the Board would allow him to complete the SPEC Exam once again, and the deadline for completing is November 20, 2021.
No motion needed.

NEW BUSINESS:

Barry Stowers discussed with the Board advertisements the Board received by three licensees that were not in compliance with the advertising rules and regulations of the Board. Barbara contacted each licensee requesting each make the necessary changes to their advertisements to meet compliance. All complied with the request of the Board.
No motion needed.

The Board reviewed and discussed a request for continuing education approval received from Dr. Steve Thaxton for a seminar entitled "Nutritional Protocols for the Chiropractic Physician", scheduled for January 7-8, 2022, at the Charleston Civic Center, for 18 CE hours. Terry Chambers made motion to approve the seminar as submitted.

- Geoff Mohn - 2nd Motion
- Motion carried.

House Bill 2024, relating to Telehealth, passed the 2021 legislative session. The Agency Approved Filing was completed on July 13, 2021, for proposed Legislative Rule, 4CSR9, Chiropractic Telehealth Practice. Emergency Filing for 4CSR9 went into effect on July 20, 2021.

The Board reviewed and discussed the “draft” letter by Barry Stowers addressed to UMR. Motion was made by Terry Chambers to table this matter until the November 18, 2021, Board Meeting.

- Geoff Mohn - 2nd Motion
- Motion carried.

Motion was made by Terry Chambers to accept and approve P-card (purchasing card expenditures) for May, June, and July 2021. The Board’s cash balance was also reviewed.

- Geoff Mohn - 2nd Motion
- Motion carried.

The Board discussed the FCLB Districts III & V Meeting scheduled for October 7-10, 2021, in Jersey City, NJ. The Board will not attend, due to the Governor’s “Non-Essential Travel Ban”. Per Nathan Ellis, Director of E-Travel, WV State Auditor’s Office, this does apply to Board members, as well as staff.

The next scheduled Board meeting will be held on Thursday, November 18, 2021, via conference call.

Adjourn

Signed & Dated:


Barry A. Stowers, D.C.
Chairman

**WV BOARD OF CHIROPRACTIC
MEETING AGENDA
August 12, 2021 - - 8:00 a.m.
Holiday Inn & Suites
400 2nd Avenue
South Charleston, WV 25303**

Agenda Topics:

Call to Order

Approval of Minutes from Board Meeting held on May 20, 2021, via Conference Call

Jurisprudence Exam (10 applicants for licensure)

Investigative Officer's Report (no complaints to report)

Old Business

- Justin McCarter, D.C. - - Update
- Dustin Wright, D.C. - Consent Decree and Order - - Update

New Business

- Review of advertisements by licensees
- Request for Continuing Education Approval - - Dr. Steve Thaxton
- House Bill 2024 regarding Telehealth
Agency Approved Filing completed on July 13, 2021, for proposed Legislative Rule, 4CSR9, Chiropractic Telehealth Practice
Emergency Filing for 4CSR9 went into effect on July 20, 2021
- UMR/PEIA - - Update
- Approval of P-Card (purchasing card) expenditures for May, June, July 2021; and review of Board's Cash Balance
- FCLB Districts III & V Meeting
October 7-10, 2021 - - Jersey City, NJ
(State employee "Non-Essential Travel Ban" from Governor remains suspended for out-of-state travel until further notice)

Adjourn

MINUTES
WV BOARD OF CHIROPRACTIC
November 18, 2021 - - 9:00 a.m.
Conference Call
415 ½ D Street, Suite B
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
Anthony D. Eates, II, Deputy Attorney General
No member from the public was present.

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 12, 2021, Board meeting be approved.

- Ruth Lemmon - 2nd Motion
- Motion carried.

INVESTIGATIVE OFFICER'S REPORT:

There were no complaints to report; however, the Board discussed the following updates listed below.

OLD BUSINESS:

Update was given regarding licensee, Justin McCarter - - State of Ohio v. J. McCarter - - case has been resolved. Dr. McCarter's sentencing hearing took place in September 2021 in the Marietta Municipal Court. Dr. McCarter received probation for one year and he will report to a probation officer. Probation will involve random drug screening under the supervision of the probation department. He must complete conditions outlined in his sentencing order. Dr. McCarter received a fine of \$575 for court costs. He also received

90 days in jail; however, 80 days were suspended, and he will spend 10 days in jail. It is not known if he has completed the 10 days.

No motion needed.

Update was given regarding licensee, Dustin Wright - - Consent Decree & Order (Complaint No. 2019-182) and entered into the records of the Board on March 25, 2020. On September 28, 2021, Dr. Wright completed and passed the Fraud section of the EBAS (Ethics & Boundaries) Exam, per his Consent Decree & Order, thus ending his probationary period.

No motion needed.

Temporary License for Vacation Relief - - the Board discussed number of times would be permitted for renewal of a temporary license. Geoff Mohn made motion to bring the temporary application up-to-date and update the Policy & Procedures Manual.

- Terry Chambers - 2nd Motion
- Motion carried.

NEW BUSINESS:

Board appointments were made on August 24, 2021, for Dr. Terry Chambers, and Ruth Lemmon, for terms ending on June 30, 2024. Both are re-appointments.

Anonymous Complaint - - Cabell Huntington Health Department - - the Cabell Huntington Health Department received an anonymous complaint to inspect the office of a chiropractor for uncleanliness and presence of unsanitary conditions involving animals. When the CHHD received the complaint, they forwarded to the Board of Medicine. The Board of Medicine contacted CHHD and requested they forward to the Chiropractic Board. Barbara spoke with Dr. Stowers, and he asked that she request the CHHD inspect the office of the chiropractor and notify the Board of its results. An inspection did take place on September 30, 2021 by the CHHD, and no indications of animals were present, and no indications or presence of unsanitary conditions were found.

Update on 4CSR9, Chiropractic Telehealth Practice - - Board reviewed and accepted changes offered by Cindy Dellinger, Counsel, WV Senate Committee on Health and Human Resources.

No motion needed.

Update on UMR/PEIA letter tabled from August 12, 2021, Board Meeting - - the Board will not proceed.

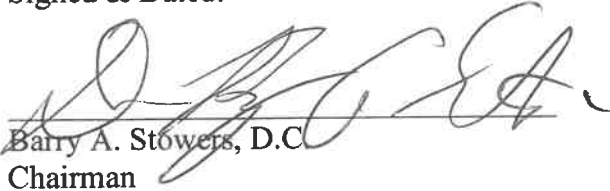
No motion needed.

Ruth Lemmon made motion to accept and approve P-card (purchasing card expenditures) for August, September, and October 2021. The Board's cash balance was also reviewed.

- Geoff Mohn - 2nd Motion
- Motion carried.

Adjourn

Signed & Dated:



Barry A. Stowers, D.C.
Chairman

**WV BOARD OF CHIROPRACTIC
MEETING AGENDA
November 18, 2021 - - 9:00 a.m. - - Conference Call
415 ½ D Street, Suite B
South Charleston, WV 25303**

Agenda Topics:

Call to Order

Approval of Minutes from Board Meeting held on August 12, 2021

Investigative Officer's Report (no complaints to report)

Old Business

- Justin McCarter, D.C. (update)
- Dustin Wright, D.C. - Consent Decree and Order (update)
- Temporary Licensure for Vacation Relief (further discussion needed)
Per Board vote on February 1, 2018, a temporary license, for vacation relief, will be active for thirty (30) days and a fee of \$100 will incur. After the thirty calendar days, the doctor must renew his/her temporary license. Refer to §30-16-9(c), §30-16-9(d)

New Business

- Board Reappointments on August 24, 2021, for Dr. Terry W. Chambers and Ruth Lemmon, for terms ending on June 30, 2024
- Anonymous Complaint - - Cabell-Huntington Health Department
- House Bill 2024 regarding Telehealth
Agency Approved Filing completed on July 13, 2021, for proposed Legislative Rule, 4CSR9, Chiropractic Telehealth Practice
Emergency Filing for 4CSR9 went into effect on July 20, 2021
Update - - Reviewed by Cynthia Dellinger, Counsel, WV Senate Committee on Health and Human Resources (see her suggestions for correction attached)
- UMR/PEIA (tabled from August 12, 2021, Board Meeting)
- Approval of P-Card (purchasing card) expenditures for August, September, October 2021; and review of Board's Cash Balance

Adjourn

MINUTES
WV BOARD OF CHIROPRACTIC
February 3, 2022 - - 9:00 a.m.
Conference Call
415 ½ D Street, Suite B
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
Anthony D. Eates, II, Deputy Attorney General
No member from the public was present.

CALL TO ORDER:

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

APPROVAL OF MINUTES:

Ruth Lemmon moved that the Minutes for the November 18, 2021, Board meeting be approved.

- Terry Chambers - 2nd Motion
- Motion carried.

JURISPRUDENCE EXAM:

Due to a rise in COVID cases, nine (9) applicants completed a take-home exam for licensure as follows:

Josephine (Josie) Ball, D.C.
Allen R. Bastecki, D.C.
Katie Cunningham, D.C.
Zachary Cunningham, D.C.
Stefan M. Getzik, D.C.
Justin Klein, D.C.
Ali S. Rezaian, D.C.
Scott A. Ricciardi, D.C.
Lyndsey Thompson, D.C.

EXECUTIVE SESSION:

Motion was made by Terry Chambers to enter Executive Session to report his recommendations for Complaint #2021-189.

- Geoff Mohn - 2nd Motion
- Motion carried.

DISMISS EXECUTIVE SESSION:

Geoff Mohn made motion to exit Executive Session.

- Karl Boone - 2nd Motion
- Motion carried.

Report was presented during Executive Session and Barry Stowers called to accept report presented to the Board as follows:

Geoff Mohn made motion to accept the Investigative Officer's recommendation for Complaint No. 2021-189 as no probable cause.

- Karl Boone - 2nd Motion
- Motion carried.

OLD BUSINESS:

Update was given regarding licensee, Justin McCarter - - State of Ohio v. J. McCarter - - Justin served his ten days jail time beginning November 19, 2021, and he was released on November 29, 2021. He received two years' probation beginning September 8, 2021 through September 8, 2023. He will submit to random drug screenings. Barbara received his probation officer's name and tried contacting her; however, she was in court and did not get to speak to her. Barbara will try contacting her at a later date.

No motion needed.

Temporary License - - W. Va. Code §30-16-9(c)(d) - - Barry Stowers drafted new language for temporary license requirements and distributed to the Board for review. Motion was made by Terry Chambers to accept the new language as presented and update the Policy & Procedures Manual.

- Geoff Mohn - 2nd Motion
- Motion carried.

NEW BUSINESS:

The Board reviewed an email received from Shayla Klein, Reporter, WBOY12, regarding Neurofeedback Therapy. Terry Chambers made motion to notify Shayla of the following; I'm getting back to you regarding your question about Todd Woodward/Greenbrier Academy for Girls. On December 15, 2021, you asked if neurofeedback therapy is within the scope of practice for a licensed chiropractor in West Virginia. Based on the Board's review of the information you sent, it does not appear

that neurofeedback therapy is within the scope of practice set forth in West Virginia Code §30-16-3(3) and (4), and §30-16-18.

- Geoff Mohn - 2nd Motion
- Motion carried.

The Board reviewed an email received from Dr. James Leonette requesting Fellowship approval in Functional Neurology and/or Neurodevelopment Disorders. Terry Chambers made motion to notify Dr. Leonette that his request is not in the Board's criteria and not within the chiropractic scope of practice.

- Geoff Mohn - 2nd Motion
- Motion carried.

The Board reviewed a letter received from Dr. Randy Maxwell, dated January 22, 2022, regarding telehealth services. Barry Stowers contacted Dr. Maxwell and spoke to him about his concerns prior to the Board meeting.

No motion needed.

The Board reviewed a request for continuing education approval sponsored by National University for a seminar entitled "Pain Management & Mobility" scheduled for April 23, 2022, in Morgantown, WV for twelve continuing education hours. Motion was made by Terry Chambers to approve the request for approval.

- Geoff Mohn - 2nd Motion
- Motion carried.

Update on 4CSR9, Chiropractic Telehealth Practice - - Chiropractic Telehealth Practice rules went before the Legislative Rule-Making Review Committee on December 8 and were approved and adopted as modified. 4CSR9 also passed Senate Judiciary on January 19, 2022.

No motion needed.

Review of Annual Report - - July 1, 2019 through June 30, 2021

No motion needed.

The Board discussed attending the FCLB's 95th Annual Educational Congress; May 4-7, 2022 in Denver, CO. Motion was made by Karl Boone to elect Terry Chambers as the Voting Delegate for the FCLB Conference, as well as the voting delegate for the NBCE, and Barry Stowers as the Alternate Delegate for the FCLB and NBCE.

- Terry Chambers - 2nd Motion
- Motion carried.

Chapter 30 State Licensing Board Seminar 2021 - - Board members will receive six continuing education hours for review of material emailed to registrants on November 5, 2021, from Nancy Pennington, Executive Assistant to the Chief of Staff, Office of the State Auditor.

No motion needed.

Geoff Mohn made motion to accept and approve P-card (purchasing card expenditures) for November and December 2021, and January 2022. The Board's cash balance was also reviewed.

- Terry Chambers - 2nd Motion
- Motion carried.

Board discussed with Anthony Eates the meaning of Sunset Provision - - the law will automatically be terminated on a specific date unless the legislature extends it. Barbara will prepare a sunset schedule for Board members.

Motion was made by Terry Chambers for Barbara to purchase a new desktop and laptop for the Board. The last purchase was in 2017.

- Ruth Lemmon - 2nd Motion
- Motion carried.

The next meeting was scheduled for Thursday, May 19, 2022.

Adjourn

Signed & Dated:



Barry A. Stowers, D.C.
Chairman

**WV BOARD OF CHIROPRACTIC
MEETING AGENDA
February 3, 2022 - - 9:00 a.m. - - Conference Call
415 ½ D Street, Suite B
South Charleston, WV 25303**

Agenda Topics:

Call to Order

Approval of Minutes from Board Meeting held on November 18, 2021

Jurisprudence Exam (due to a rise in COVID cases, applicants will be permitted to complete a take-home exam for licensure)

Investigative Officer's Report

- Complaint No. 2021-189

Old Business

- Justin McCarter, D.C. (update)

- Report on Temporary License (update)

New Business

- Email received from Shayla Klein, Reporter, WBOY 12, regarding Neurofeedback Therapy.

- Email received from Dr. James Leonette requesting Fellowship approval in Functional Neurology and/or Neurodevelopment Disorders.

- Letter received from Dr. Randy Maxwell, dated January 22, 2022, regarding telehealth services.

- Request for continuing education approval from National University for seminar entitled "Pain Management & Mobility" scheduled for April 23, 2022, in Morgantown, WV for 12 CE hours.

- House Bill 2024 regarding Telehealth
4CSR9 - - Chiropractic Telehealth Practice rules went before the Legislative Rule-Making Review Committee on December 8 and were approved and adopted as modified.

- Annual Report - - July 1, 2019 through June 30, 2021 (review)

- Approval of P-Card (purchasing card) expenditures for November, December 2021 and January 2022; and review of Board's Cash Balance

Agenda - - Continued:

- FCLB's 95th Annual Educational Congress; May 4-7, 2022; Denver, CO
Currently, the Governor's State Employee Non-Essential Travel Ban is still in effect for out-of-state travel. The ban does include Board members.
- FCLB Delegate and Alternate Voting Designation
- NBCE Delegate and Alternate Voting Designation
- Chapter 30 State Licensing Board Seminar 2021 - - Board members will receive six (6) continuing education hours for review of material emailed to registrants on November 5, 2021, from Nancy Pennington, Executive Assistant to the Chief of Staff, Office of the State Auditor. Presentation materials included the following:
 - Brief History of the State Licensing Board Seminar
 - Freedom of Information Act Database Access Instructions
 - Review of Rules, Portal Authorization Form (State Register)
 - Legislation Affecting Licensing Boards
 - Powers and Duties of Licensing Boards
 - State Purchasing Card Program - - Policies, Procedures, and wvOASIS Update
 - P-Card Internal Controls Development Workshop
 - Ethics Act and Open Meetings Act, October 2021 Newsletter
 - Regulatory Board Reviews
 - Rules for Auditing - - Title 155-01
 - HRM Payroll 3rd Quarter Newsletters
- Sunset Review
- New desktop and laptop purchase for Board

Adjourn

MINUTES
WV BOARD OF CHIROPRACTIC
May 19, 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, Deputy Attorney General
No member from the public was present.

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 February 3, 2022, Board meeting be approved.

- Ruth Lemmon - 2nd Motion
- Motion carried.

EXECUTIVE SESSION:

Motion was made by Geoff Mohn to enter Executive Session to discuss a matter received by the Investigative Officer regarding a licensee.

- Ruth Lemmon - 2nd Motion
- Motion carried.

DISMISS EXECUTIVE SESSION:

Geoff Mohn made motion to exit Executive Session.

- Karl Boone - 2nd Motion
- Motion carried.

Report was presented during Executive Session and Barry Stowers called to accept report presented to the Board as follows:

Geoff Mohn made motion for Terry Chambers to contact the licensee to discuss the podcast.

- Ruth Lemmon - 2nd Motion
- Motion carried.

OLD BUSINESS:

Update was given regarding licensee, Justin McCarter - - State of Ohio v. J. McCarter - - Barbara received a report from Justin's probation officer. To date, he has successfully completed his requirements placed on him by court order.
No motion needed.

Update on 4CSR9, Chiropractic Telehealth Practice - - Chiropractic Telehealth Practice rules effective June 30, 2022. The Board reviewed a draft of the Chiropractic Telehealth Practice Application presented by Barbara. Motion was made by Karl Boone to accept the application as presented.

- Geoff Mohn - 2nd Motion
- Motion carried.

Update on 4CSR6 - - Fees Pertaining to the Practice of Chiropractic (revision) effective July 1, 2022. Fees were reduced via an amendment by Delegate Foster into SB334; rules bundled for telehealth rules.

NEW BUSINESS:

Board discussed requirements for license renewal 2023. Due to the rising concerns regarding telehealth and social media platform (Facebook, Yelp, Twitter, Instagram, YouTube) issues pertaining to the chiropractic scope of practice, motion was made by Barry Stowers to mandate six (6) continuing education hours for the 2023 renewal. Topics of discussion will include advertising, privacy issues, scheduling, and patient reviews. The Board will also revert to twelve (12) classroom hours and up to six (6) hours online. Barry Stowers asked Terry Chambers to search for an instructor and generate course outline ideas and report his findings back to the Board.

- Geoff Mohn - 2nd Motion
- Motion carried.

Motion was made by Barry Stowers to approve the FY 2023 Budget.

- Geoff Mohn - 2nd Motion
- Motion carried.

Motion was made by Barry Stowers to approve the P-Card expenditures for February, March, and April 2022. The Board's cash balance was also provided and reviewed.

- Karl Boone - 2nd Motion
- Motion carried.

Barbara prepared and presented a Sunset Schedule to the Board for review. The Sunset Schedule will be added to the Board's handbook.

No motion needed.

Board reviewed "general provisions" for Athletic Trainers. Adriana will contact the Physical Therapy Board to gather more information. The matter was tabled for the August 4, 2022 Board meeting.

No motion needed.

Board Overview was discussed including Confidential Letters of Concern; the FCLB (Federation of Chiropractic Licensing Boards); NBCE (National Board of Chiropractic Examiners); and Barbara's retirement in July 2023. Motion was made by Karl Boone to establish a committee to seek a replacement for the Executive Director position when Barbara retires. Barry Stowers, Ruth Lemmon, and Terry Chambers will serve on the committee.

- Geoff Mohn - 2nd Motion
- Motion carried.

A brief synopsis was provided by Barry Stowers and Ruth Lemmon regarding the FCLB's 95th Annual Educational Congress held on May 4-7, 2022, in Denver, CO.

Adjourn

Signed & Dated:



Barry A. Stowers, D.C.
Chairman

**WV BOARD OF CHIROPRACTIC
MEETING AGENDA
May 19, 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 February 3, 2022

Investigative Officer's Report

Old Business

- Justin McCarter, D.C. (update)
- 4CSR9 - - Chiropractic Telehealth Practice rules effective June 30, 2022
- 4CSR6 - - Fees Pertaining to the Practice of Chiropractic (revision) effective July 1, 2022. Fees were reduced via an amendment by Delegate Foster into SB334; rules bundled for telehealth rules.

New Business

- Continuing Education requirements for 2023 Renewal
- FY 2023 Budget
- Approval of P-Card (purchasing card) expenditures for February, March, April 2022; and review of Board's Cash Balance
- Sunset Schedule
- General Provisions for Athletic Trainers
- Board Overview
 - Confidential Letter of Concern/Letters of Concern - - §30-16-11(c)
 - FCLB (Federation of Chiropractic Licensing Boards) - - www.fclb.org
 - NBCE (National Board of Chiropractic Examiners) - - www.nbce.org
 - Barbara's Retirement - - July 2023
- FCLB's 95th Annual Educational Congress; May 4-7, 2022; Denver, CO
Synopsis provided by Barry Stowers and Ruth Lemmon

Adjourn