

CHIRO NEWS

Newsletter of the Maryland Board of Chiropractic & Massage Therapy Examiners

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WHAT'S INSIDE

President Message & Electronic Initiative	1
Frequently Asked Questions	2
Exec. Director Message	2
Licensee Discipline	3
Recent Trade Names	3
New Licensees & Supervising Chiropractors	4
Non-renewed licensees	4
CA Change-of Status Form	5
Change-of-Address & Database Forms	6

SCHEDULE OF REMAINING 2009 & 2010 BOARD MEETINGS

2009

December 10

2010

January 14	July 8
February 11	August 12
March 11	September 9
April 8	October 9
May 13	November 4
June 10	December 9

All dates subject to change due to weather or discipline hearings.

MEMORIAM

The Board and its staff extend its deepest sympathy and condolences to the family, colleagues, and friends of **Dr. Robert Todd Winebrenner, D.C.**, of Hampstead, MD who passed away November 5, 2009.

LAST Mailed ISSUE OF NEWSLETTER—MOST FUTURE EDITIONS WILL BE EMAILED

As the Board President, I would like to thank all licensees for their cooperation, patience, and timeliness (by most) in this year's renewal process. Our staff worked long and diligent hours to make the online renewal system a true improvement over the past paper renewal process. As the below data reflects, it was a success and is preferred by most of the licensees. We will continue to refine the system to make it even more user-friendly and accurate. An important note is below regarding the electronic venue initiative. **MOST FUTURE NEWSLETTERS AND BULLETINS WILL BE SENT ELECTRONICALLY** due to budget constraints and to improve economies of scale; in other areas of general notices, bulletins, etc., will soon be transitioning more into the electronic mode of communication. This will substantially reduce printing, processing and mailing costs which can be passed down to the licensees. Licensees without internet may request FAX copies of the newsletter.

MOVING TOWARDS AN ELECTRONIC VENUE

During the renewal, the Board collected updated email addresses from all Licensees. These email addresses will be uploaded into our database roster. Over the next year, we hope to disseminate all or most important Board information via electronic format. This includes bulletins, practice information, newsletters and updates. The email address will also be printed on the official roster and made available to CEU Providers upon request. This will certainly assist licensees in obtaining timely information on courses and programs. Reducing printing and mailing costs can reduce the budget by tens of thousands of dollars a year and help the Board maintain licensing fees at a reasonable par or even reduce them. Licensees have the option of restricting their email from the official roster that is releasable to CEU providers and other business entities. **If you do NOT wish your email released to CEU Providers and to other commercial vendors, please complete & mail in the form on page 4 of this newsletter; otherwise, it will be available on request. Please note that restriction of your email will also restrict your ability to receive email notices for available, Board-approved CEU courses from providers.**

ELECTRONIC RENEWAL A GREAT SUCCESS!

The 2009 Biennial Renewal used an optional electronic renewal system for the first time; it proved to be a great success. 70.5% of the licensees (533 doctors) renewed online. The general reaction to the system was that it was efficient, convenient, and timely. Of course, there are a few glitches and improvements that must be made. In particular, the directions need to specify that the password is the last 4 digits of the licensee social security number. Additionally, we must improve the interface to make it easier to enter and revise CEU information. We are very grateful for the patience of licensees and constructive comments they submitted. These comments will be extremely valuable in helping the Board and staff refine and improve the system.

2009 renewal statistics

The renewal for the 2009-2011 biennial period ended on Sept 1st. The renewal reflects the following:

ACTIVE RENEWED:	719
INACTIVE RENEWED:	35
TOTAL	754
NUMBER ONLINE RENEWALS:	533
NUMBER PAPER RENEWALS:	246
TOTAL REPORTED NON-RENEWALS:	10
TOTAL NON-RESPONDING LICENSEES	39

BEST REGARDS—Kay B. O'Hara, D.C.
Board President

FAQS from the recent renewal



QUESTION: *I submitted my renewal application on August 28th...Why didn't I receive my license until after September 1st?*

ANSWER: All licensees were fully advised several months in advance of the renewal deadline of September 1st of the importance of timely submission of renewal applications. Renewed licenses are processed online but must still be printed from the data base. The staff reviews and prints and mails the licenses in the order in which received. Licensees who waited until the last week before the deadline did not receive their licenses until the week of September 6th due to the 2 day State shut-down for Labor Day and because other applicants submitted their applications prior to yours. **LESSON LEARNED:** Submit your renewal application at least 2 weeks before the deadline. Under General Health Code, applicants submitting their renewal fees and documentation at least 2 weeks before a license deadline MAY continue to practice after the deadline notwithstanding that the state has not yet issued the license.

QUESTION: *I took my CPR Course from the local fire department with a certified instructor and the Board did not accept it for renewal purposes—why not?*

ANSWER: Pursuant to COMAR 10.43.101.04.G, ONLY courses taken at the provider level from the American Red Cross or the American Heart Association or their authorized agents are approved for renewal purposes. The regulation is in place because of the disparity and variance among CPR Courses. Because proper training and qualification for CPR is a matter of life-or-death, the Board restricts approved courses to these providers which have proven to be consistently acceptable in didactic substance and clinical training.

FROM THE DESK OF THE EXECUTIVE DIRECTOR



DR RENZETTI DEPARTS

One of our long-standing Board Members, Dr. Margaret Renzetti, departed after serving 7 years as Vice-President, Secretary, Treasurer. Before coming to the Board, Dr. Renzetti served with distinction in various capacities with the Maryland Chiropractic Association. During her tenure on the Board, she was instrumental in many improvements and pro-active initiatives. The Board and staff will miss Dr. Renzetti's cheerful, friendly demeanor and diligent work ethic. We wish her the best of luck.



Board President, Dr. Kay O'Hara, presenting Dr. Renzetti with Recognition Plaque.

9/10/2009: EXPANDED BOARD HOLDS FIRST MEETING

Below are the members of the newly expanded Board that met for the first time on September 10, 2009. The expanded Board includes six chiropractors, three licensed massage therapists and two consumer members. Front, left to right: Duane Sadula, D.C., Past President, Grant Gerber, esq., Bd Counsel, Kay O'Hara, D.C., President, Stephanie Chaney, D.C., Vice President, Issie Shelton-Jenkins, Esq. Consumer Member. Back left to right: Jonathan Nou, D.C, Member, Daniel Kraus, D.C., Member, Mary Anne Frizzera-Hucek, M.S., Secty/Treasurer, Consumer Member, Karen Biagiotti, LMT, Member, Gwenda Harrison, LMT, Member, Clyde Anderson, LMT, Member.

Photos by Mr. Marc Ware



**APPROVED TRADE NAMES SINCE
LAST NEWSLETTER**



- *Distinct Pain Solutions, Ben Jacob, D.C.*
- *Falk Chiropractic Center, P.A.*
- *Crofton Pain Relief and Internal Wellness Clinic, Nicholas A. Grande, D.C.*
- *Advanced Correction Chiropractic and Physical Therapy*
- *Dorn Chiropractic Health and Wellness Center*
- *True Life Wellness, Dr. Rochelin Herold, D.C.*
- *Wyman Chiropractic Care & Rehab, LLC*
- *Capital Sports Injury Center, Steven M. Horwitz, D.C.*
- *Mid-Atlantic Scoliosis, James W. Beauchamp, D.C.*
- *Oxon Hill Chiropractic & Rehab*
- *Back At Your Best Chiropractic & Physical Therapy*
- *Lutherville Chiropractic and Physical Therapy*
- *Alegre Chiropractic, LLC*
- *Avalon Chiropractic*
- *Maryland Chiropractic*

**CHECK DIPLOMA OF
CA TRAINEE-APPLICANTS**

COMAR 10.43.07.05 requires that CAs and CA applicant/trainees be 18 years of age and hold a minimum of a high school education to qualify for the CA registration program. When an applicant submits an application to you for a CA trainee position, you must insure that the applicant is at least 18 and has graduated from high school. Copies of high school diploma, certificate or transcripts must be submitted. The Supervising Chiropractor should include the documentation in the applicant file for future submission to the Board when the applicant applies for the Board CA Exam.

There are no waivers for these basic requirements. Supervising Chiropractors who fail to verify these qualifications may suffer by paying for training and coursework for an ineligible applicant.

DISCIPLINARY ORDERS
FORMAL ORDERS

<u>LICENSEE</u>	<u>DATE</u>	<u>ORDER SUMMARY & SANCTION</u>
Dolores Zumbado, D.C.	10/13/2009	Using un-registered personnel in practice of chiropractic: REPRIMAND, 1 YEAR PROBATION, \$2,000 FINE, ETHICS & JURISPRUDENCE DISCIPLINARY EXAM
James Clark, LMT	7/9/2009	Boundary violations, improper recordkeeping, unprofessional conduct, fraudulent use of license, violation of regulations: REVOCAION OF LICENSE, PAY HEARING COSTS.
Eric Huntington, D.C.	4/28/09	Violations of regulations, failure to properly supervise staff, failure to comply with CA reporting requirements : REPRIMAND, \$5,000 FINE, JURISPRUDENCE DISCIPLINARY EXAM, COURSE IN PROFESSIONAL ETHICS, 18 MONTHS PROBATION

INFORMAL ORDERS

(Identities may not be disclosed)

Dr X	9/10/09	Inappropriate advertising: LETTER OF EDUCATION
Dr Y	9/13/09	Failure to properly explain/communicate diagnosis and x-rays to patient: LETTER OF EDUCATION

SNIPETS



REDUCTION IN CA FEES: Effective October 10, 2009 the **CA Exam fee is reduced from \$300 to \$100.** The board will continue to closely monitor the budget and reduce fees as more cost savings are incurred through staff vacancies and savings on mailings and printing.

REGULATORY REVIEW: The Board is conducting a review of chiropractic and massage regulations over the next few months. This winter, a General Session will be devoted to discussing proposed revisions. As in previous years, associations and the general public are welcomed. We will publish times/dates as they become available in the *Maryland Register* and on the Board Website.

SUNSET REVIEW: The MD Office of Legislative Affairs recently completed an initial 'Sunset Review' of this Board. These reviews are conducted every 12 years to determine if the Board is efficiently serving the State and the general public operationally and fiscally. The State may waive a full review/audit based on the results of this initial review; the results will be announced when completed.

CA EXAM RESULTS: On November 17th, 30 CA applicants took the Registration Examination. All passed; grade average was 91%.

MOST RECENT BOARD GUIDELINES REGARDING PRACTICING CHIROPRACTIC & MASSAGE ON ANIMALS

In a recent Case (*Clemens v Board of Examiners*), the Montgomery County Circuit Court (Judge Boynton/Case No. 296766V) upheld the long-standing statute that licensees may NOT practice on animals under the scope/authority of their licenses or registrations. This was consistent with Health Occupations Article 3-101 and 3-5A-01, which restricts practice to the "human body." However, the Court ruling also clarified that the Board could NOT prevent a licensee from practicing on animals provided that the practice was not done under the advertisement, scope, or authority of a Board issued license. In other words, if a chiropractor or massage therapist wishes to practice on an animal, they may do so providing that they do not advertise or hold themselves out as qualified or authorized based on their Board license. Any such practice may not be done in a chiropractic or massage practice location. Since the Maryland Board of Veterinary has the ultimate jurisdiction in practice on animals, it is recommended that any licensee or registrant wishing to practice on animals (as an individual and not as a licensee/registrant) first contact that Board for guidance.

AS OF 11/01/09, THESE CHIROPRACTORS DID NOT RENEW THEIR LICENSES FOR THE 2009-2011 BIENNIAL AND ARE NOT AUTHORIZED TO PRACTICE CHIROPRACTIC IN MARYLAND.

ALLEN, BRIAN J.
BARTHOLOMEW, VENESSA C.
BROOKS, WILLIAM S.
BROSS, JOSHUA
BROUSE, DWAYNE A.
CIDOR, AARON D.

.....
COMPAS, MANUEL J.
DANG-TAN, THIEN
DEKEL, CARMEL
DUERMIT, GARY L.
DUVAL, WESLEY R.
FISH, JR., JOHN E.
GRANT, DAVID D.
GRAY, III, LESLIE M.
HARKINS, SARAH A.
HASTINGS, DANE

HONG, TAE Y.
JOHNSON, ERIC U.
JOYCE, ANDREW J.
KIN, KEVIN
KUSHNER, ALAN
LEO, LEONARD J.
LOCKE, ADAM
MALLEIS, MOLLY E.
METHENY, JACOB L.
NGUYEN, BINH H.
.....
OWEN, DENISE
PARK, JOOSUNG
POTTS, CHARLES C.
REES, JR., JOHN W.
RICHARDSON, TODD A.
ROBERTS, BEVERLY
ROBINSON, DANIEL
ROZIER, STEVEN WADE
RUEGGEBERG, JASON A.
SMITH, JONATHAN D.
STORY, ANNA M.
TARRANT, SAMUEL O.
TAYLOR, BRETT E.
TERSIGNI, RICCARDO
TOBIN, MELISSA J.
WILLIAMS, RONEL NEIL
ZELL, PAUL F.



NEW LICENSEES & SUPERVISING CHIROPRACTORS

The Board extends its sincere congratulations to the following new chiropractors and supervising chiropractors who recently passed their examinations and received their respective licenses and certificates (list current as of Nov. 17, 2009):

CHIROPRACTORS: Jinho Ahn, Susan Bates, Larry Berlin, Tiffany Butler, Melissa Carrick, Christopher Feil, George Freeman, Salman Hamidi, Christopher Pettraco, Andrea Perdziak, Jessica Wing, Seyedi Yousefi

SUPERVISING CHIROPRACTORS: Lisa Brown, Alyssa Smith, Hyung Lee, Stacey Lenisa, Sherri Pratt, Seyede Yousefi, Chris Pettraco

BOARD MESSAGE COMPLIANCE INITIATIVE CONTINUES WITH PRO-ACTIVE ENFORCEMENT SEMINAR

On October 22nd, the Board hosted a seminar for Maryland law enforcement, mall managers, massage schools and other DHMH Board staffs to discuss enforcement of the massage program. This past year has seen a rise in illegal and unauthorized practice of massage therapy by unlicensed, untrained and uneducated individuals. Many of these cannot read, speak or write English. Needless to say, this presents a substantial danger to the general public as well as to the efficacy of the massage profession.

The thrust of the seminar was to clearly inform the audience of the provisions of law and regulation that govern massage therapy in Maryland. Additionally, liability and risk issues for mall management were discussed in an open forum. Particular cooperative efforts with local law enforcement was also a topic with a question & answer period in which local law enforcement provided good input about their enforcement and prosecution efforts.

Again, the Board stresses that it only has jurisdiction over licensees. Any licensee who knows of an illegal massage business using unlicensed individuals should immediately contact the police as well as the mall or building manager in which the business is located. The seminar was well received by all attendees and information packets were distributed and will also be mailed to invitees who were unable to attend.

IMPORTANT REMINDER ABOUT CA CHANGE OF STATUS DOCUMENTATION:

As you know, hiring new CA applicant/trainees requires submitting an official NOTIFICATION OF EMPLOYMENT FORM. However, **when a registered CA voluntarily leaves, transfers, or is terminated, the Supervising Chiropractor MUST complete a CA CHANGE OF STATUS REPORT FORM.** Many licensees violate regulations by failing to submit this required form. This form is found below and may be cut and submitted as needed. The form is also page 3 of the *Notification of Employment Form Packet* which may be downloaded from the Board website. Please use the form whenever a CA leaves, transfers, or is terminated from your practice. Failure to notify the Board is a violation of Board Regulations and may result in license sanctions such as fines, suspensions, reprimands or revocations..

CA CHANGE OF STATUS REPORT FORM

(Must be submitted to the Board within 10 days of the termination, departure or transfer of a CA or CA Applicant/Trainee)

Submit to: Board of Chiropractic & Massage Therapy Examiners, Suite 301, 4201 Patterson Ave, Baltimore, MD 21215-2299/Attn: Ms. Bernice Berger, M.S., Education Coordinator

Supervising Chiropractor Name & Address:

CA or CA Applicant/Trainee Name & Address:

Date on which employment/training began / terminated: _____ / _____

COMPLETE THE FOLLOWING:

I, Dr. _____, Supervising Chiropractor, hereby attest to the Change in status of the abovementioned employee/trainee. The employee/trainee (check below)

1. _____ was terminated for cause on _____ for the following reasons:

2. _____ departed on his/her own volition on _____.

3. _____ transferred to the following practice on _____:

The forwarding address of the employee applicant is:

I would/would not (circle one) recommend this individual for continuation in the CA program

Because:

Supervising Chiropractor Signature

Date

UNIT 83
MD BOARD OF CHIROPRACTIC
& MASSAGE THERAPY EXAMINERS
Suite 301 4201 Patterson Avenue
Baltimore, MD 21215-2299

**REMEMBER TO CHECK THE
BOARD WEBSITE FOR ALL
CEU PROCEDURES AND RE-
QUIREMENTS.**
www.mdchiro.org



ADDRESS LABEL HERE

REQUEST FOR RESTRICTION OF EMAIL ADDRESS FROM DATABASE ROSTER

I, _____, License No. _____, request that my email address not be included on the Board releasable database roster. By this request, I acknowledge and agree that **this restriction may result in me not having access to updated electronic information, advertisements and CEU programs that may be distributed, offered, advertised and disseminated by providers and contractors.**

Signature

date

Mail to: Executive Director, MD Board of Chiropractic & Massage Therapy Examiners, Suite 301,
4201 Patterson Avenue, Baltimore, MD 21215-2299.

ADDRESS CHANGE FORM

**All licensees must notify the Board in writing upon changing their mailing address.
Failure to do so will result in the assessment of a \$200.00 fine pursuant to COMAR 10.43.06.S.**

I, _____, submit that I have changed my official mailing address to:

_____, effective on:

_____, 20____. I understand that upon receipt of this form, my official mailing address will be changed in my

Chiropractic Board file and in the licensee database.

Signature

date

printed name

Mail to: Board of Chiropractic & Massage Therapy Examiners
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Baltimore, MD 21215-2299
Attn: Ms. Berger