



**NORTH DAKOTA
STATE BOARD OF CHIROPRACTIC EXAMINERS**

**Minutes of the Conference Call Board Meeting of the North Dakota State Board
of Chiropractic Examiners held December 20, 2017.**

Call to Order: Dr. Michael Remmick called the meeting to order at 12:31 PM CST.

Roll Call: Those present included, Dr. Michael Remmick, Dr. Dion Ficek, Dr. Eric Froehling, Dr. Steven Pederson, Dr. Kent Yohe, Assistant Attorney General Mr. Edward Erickson, and Executive Director Lisa Blanchard. **Public:** There were 4 requests for the meeting information. Identifying themselves: Dr. Jake Schmitz. 3 others in attendance, remaining anonymous.

Reading of the Mission Statement: Dr. Remmick read the Mission Statement of the Board of Examiners to open the meeting.

Agenda: A motion was made by Dr. Pederson, second by Dr. Ficek, to add the question regarding CCCA question regarding tech school degree and the T10 placement approval to the agenda. Motion passed.

Cases & Business:

Dr. Remmick discussed the due process error made by the Board at the November 15, 2017 conference call meeting.

A motion was made by Dr. Pederson, second by Dr. Yohe, to reconsider the previous motion made on November 15, 2017 regarding HealthSource Bismarck due to Board error. A roll call vote was taken with all members voting in the affirmative. Motion passed.

A motion was made by Dr. Froehling, second by Dr. Ficek, to reconsider the previous motion made on November 15, 2017 regarding HealthSource Bismarck South due to Board error. A roll call vote was taken with all members voting in the affirmative. Motion passed.

CCCA Question. The Executive Director was asked if an employee had previously completed the East Grand Forks Technical School degree (no longer offered), if they were exempt from completing the FCLB examination. The Board reviewed the laws and there is no exemption made for this situation. A motion was made by Dr. Ficek, second by Dr. Pederson, to have the ED notify the license holder of the statute and that the employee must pass the examination. Motion passed.

T10 Placement. A discussion was held regarding the T10 application received. Due to possible action later in this meeting, the Board took no action at this time.

Dr. Sauer. The response from Gibbs Law Firm was received. Mr. Erickson explained that the Attorney General's office reviews all Administrative Rules for legality during the Administrative Rules process. A motion was made by Dr. Ficek, second by Dr. Yohe, to have Mr. Erickson respond to the letter explaining the Administrative Rules process and to re-offer the original Conditional Dismissal. A roll call vote was taken with all members voting in the affirmative. Motion passed.

Dr. N. Weiss. His response to the 2nd Report from Affiliated Monitors was received. His documentation has improved. At this point, it would appear that the relationship between AMI and Dr. Weiss is the issue and will likely not be resolved. The Board instructed Dr. Remmick to contact the MN Board President to discuss possible alternatives as both states have agreements and if ours is modified and they do not modify theirs, the relationship issue between AMI and Dr. Weiss will not be solved. Alternatives will be discussed at the January meeting. No action taken.

Dr. Wiseth. His response regarding the information on his website was received. He has reported that he has taken action and the information has been removed. A motion was made by Dr. Ficek, second by Dr. Pederson, to offer Dr. Wiseth a Conditional Dismissal for probable violation of 17-03-01-01(18)(d). Terms to include a \$500.00 fee and completion of the online Jurisprudence Exam when available. In the response the ED is to thank Dr. Wiseth for taking prompt action in correcting the error, but, as the license holder, he is responsible for all content whether or not he did or did not place it on the site. A roll call vote was taken with all members voting in the affirmative. Motion passed.

Dr. Scott (HS Bismarck South). The Board reviewed the response provided by HealthSource corporate regarding the promotion. Although this was a corporate promotion that this clinic participated in, the license holder is still responsible for all activities. A motion was made by Dr. Pederson, second by Dr. Yohe, to offer Dr. Scott a Conditional Dismissal for probable violation of 17-03-01-01(15). Terms to include a \$500.00 fee and completion of the online Jurisprudence Exam when available. A roll call vote was taken with all members voting in the affirmative. Motion passed.

Dr. W. Nelson (HS Bismarck). The Board reviewed the response provided by HealthSource corporate regarding the promotion. Although this was a corporate promotion that this clinic participated in, the license holder is still responsible for all activities. Dr. Nelson's previous history with advertising issues was discussed. A motion was made by Dr. Froehling, second by Dr. Pederson, to offer Dr. Nelson a Conditional Dismissal for probable violation of 17-03-01-01(15). Terms to include a \$1,500.00 fee and completion of the online Jurisprudence Exam when available. A roll call vote was taken with all members voting in the affirmative. Motion passed.

HealthSource Corporate. Due to the board error made regarding these complaints at the November meeting, a letter was not sent to the corporate office. The Executive Director was instructed to proceed with that letter now. Instruction only.

Dr. Schmitz (Freedom). Mr. Erickson had not received any information as of end of business on December 15th. No action.

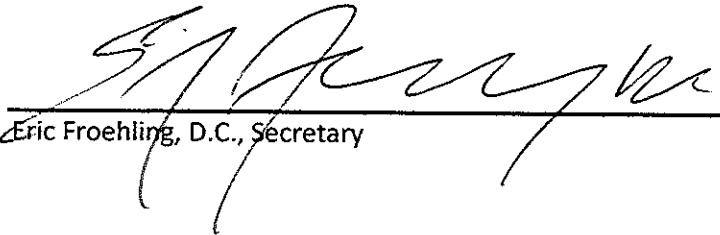
Dr. Wiseth. Mr. Erickson has requested information from Dr. Wiseth's attorney regarding the settlement agreement. Dr. Wiseth verbally shared with the ED that he had signed the agreement. A copy has not been received. Mr. Erickson will be in contact with the attorney if nothing is received when he returns after the new year. No action.

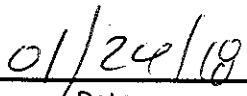
Jurisprudence Examination. It is ready to go live. The ED asked Mr. Erickson about the Certification statement. He suggested contacting FARB as he is aware they have drafted an excellent certification for other online examinations or applications and they may be willing to share or advise. The Executive Director will attempt to contact FARB. Instruction only.

The next scheduled meeting and new doctor seminar will be on January 26, 2018 in Bismarck.

Adjourn: A motion was made by Dr. Pederson, second by Dr. Froehling, to adjourn the meeting. Motion passed. The conference call ended at 1:40 PM CST.

These minutes were prepared by Lisa Blanchard, Executive Director, for signature by Dr. Eric Froehling, Secretary.


Eric Froehling, D.C., Secretary


Date