



Federation
of Chiropractic
Licensing Boards

79th Annual Congress
of the
Federation of Chiropractic Licensing Boards

MINUTES

2005 Annual Business Meeting
The Delta Hotel - Montréal, Québec

Session I

Thursday, May 5, 2005

Session II

Saturday, May 7, 2005

Chair: Richard L. Cole, D.C. - FCLB President

Approved by the 2005 Minutes Committee:
Paul Morin, D.C. (ME) - Chair
Robert Coburn, D.C. (TX)
Stephanie Youngblood, D.C. (NV)

Awards presentation preceded the Annual Business Meeting

Session I - Thursday, May 5, 2005

1. **Call to Order** - As chair, Dr. Cole called the meeting to order at 8:42 a.m. He introduced Dale Atkinson, legal counsel, of the Chicago law firm Atkinson & Atkinson. He noted that Donna Liewer would serve as recording secretary. The FCLB officers and district directors were also introduced, and the membership was informed that the late-term vacancy for Executive Fellow director remained open, with the board of directors preferring to defer the decision to the delegate body.
2. **Dedication to Service** - Dr. Normand Danis (Québec) led the dedication to service. The chair then introduced special guests, including past members of the Federation's board of directors and representatives from other organizations. The chair also expressed appreciation to those who traveled the farthest to be with the Federation, including delegates from Puerto Rico, and Canada, and Dr. Peter Bull from the Macquarie program in Australia.
3. **Credentials Committee Report** - Dr. Pam Blanchard (MT) reported that her committee, including Drs. Robin Lecy (SD) and Jim Anchors (GA) had reviewed the credentials of the delegates and alternates and found them to meet the requirements of the bylaws. Hearing no objections, *the chair declared the delegates and alternates seated.*

4. **Roll Call** - Donna Liewer called the roll. Based on 43 as the number of properly registered delegates present, *the chair declared 22 as the number of votes which constitute a simple majority, and 29 as the number for a 2/3 majority vote.*
5. **Adoption of Business Meeting Rules and Protocol** - Hearing no objections, *the chair declared the Business Rules and Protocol adopted as presented.*
6. **Approval of Agenda** - Hearing no objections, *the chair declared the Agenda approved as presented.*
7. **Announcement of the Approval of the 2004 Minutes by Committee: Denver, Colorado**

The chair announced *the minutes for 2004 were approved by the Minutes Approval Committee* which was chaired by Dr. Denise Natale (VT) and included Drs. William Rademacher (IL) and Gary Counselman (KS).

NOTE: The 2005 Minutes Approval Committee will be chaired by Dr. Paul Morin (ME) and will include Drs. Robert Coburn, D.C. (TX) and Stephanie Youngblood, D.C. (NV)

8. **Financial Report**

Dr. Oliver "Bud" Smith, Jr. (TX), FCLB Treasurer, introduced the members of the Finance and Audit Committee, Drs. Denise Natale (VT) and Dennis Hall (NC). Dr. Hall reported that the committee had reviewed the audit and 2005 budget in detail. They consulted the auditor by telephone with their questions, and agree with the auditor's statement that proper financial accounting procedures appear to be followed by the Federation. Dr. Natale explained the expenditures associated with developing the PACE program.

Dr. Smith noted the audit is available to any member for review, and referred delegates to the financial section of the *Annual Report* in the attendee notebooks for a summary of the financial figures for 2004. He expressed appreciation to NBCE and ACA for generous grants and described the other sources of income, including increased revenues from the ALLDOCS database in CIN-BAD.

9. **Resolutions and Bylaws Committee Report - Dr. Ron Tripp (OK), Chair Part One - Proposed Bylaws Amendments**

Dr. Tripp expressed appreciation to his fellow members of this committee, including Drs. Cliff Bickerton (WV), Beverly Foster (AR), Oliver "Bud" Smith, Jr. (TX), and Earl Wiley (OH). He also thanked legal counsel Dale Atkinson for participating in the meeting.

Bylaws Amendments

Dr. Tripp reported there were two amendments proposed to the membership by the March 5, 2005, deadline.

A. Article VII, Section 2

to modify the requirement for the Executive Committee to act on financial matters from "unanimous" to "majority."

The amendment was submitted by the FCLB Board of Directors.

The Bylaws and Resolutions Committee recommended PASS.

As Treasurer, Dr. Oliver "Bud" Smith, Jr. (TX) explained that this proposed amendment addresses the logistical problems associated with prompt financial transactions when some members are not available. He noted that the Executive Committee is required to report its activities to the full board, so appropriate monitoring and stewardship are maintained.

The amendment was adopted with 38 in favor and none opposed.

B. Article IX, Section 3

to change the manner in which members of the Nominating Committee are selected to allow the membership to nominate directly and vote on four of the five seats. Candidates for the Nominating Committee will be reviewed and run for election like any other position elected by the delegate body as a whole. If adopted, the amendment is to become effective immediately, requiring the delegate body to nominate four or more candidates for election during the second session of the Annual Business meeting on Saturday. The Committee will continue to be chaired by the immediate past president as an elected official not currently running for any office.

The amendment was submitted by the FCLB Board of Directors at the request of the membership at the prior year's annual meeting.

The Bylaws and Resolutions Committee recommended PASS on the proposed amendment.

Dr. Wayne Wolfson (FL) addressed the membership, describing the process that had been followed in developing the amendment to include more direct participation by the membership in the Nominating Committee.

The amendment was adopted with 40 in favor and none opposed.

10. 2005 Nominating Committee Report - *Dr. Wayne C. Wolfson (FL) Chair*

A. *Election of Officers and Executive Fellow Director to the FCLB Board of Directors*

Dr. Wolfson reported the 2005 Nominating Committee met by telephone conference call on April 2, 2005, to interview all announced candidates for seats on the FCLB Board of Directors which are elected by the delegate body as a whole.

Other committee members included Drs. Dan Prideaux (MT) and Mary-Ellen Rada (NJ), approved by the membership, and Drs. Valorie Prah (IA) and Lance Earhart (NE), approved by the FCLB Board of Directors.

One member of the committee was unable to participate due to a schedule conflict; however, a quorum was present.

- **The committee unanimously nominated Dr. N. Edwin Weathersby (AZ) for a two-year term as FCLB President.** There were no other nominations from the floor.

M/S Dr. Lance Earhart (NE) / Dr. Jim Anchors (GA)
to close the nominations for President. *Passed, no opposition*

The chair explained that if there is only one nomination for any office, a written ballot may be distributed at the second session of the Annual Business meeting on Saturday, or if it be the wish of the delegate body, a motion for election by acclamation will be accepted at that time.

The chair noted that accepting nominations during the first session and holding elections during the second session gives new attendees time to meet with the candidates in person at the Friday Candidates Forum and other venues.

- **The committee unanimously nominated Dr. Oliver "Bud" Smith, Jr. (TX) for a two-year term as FCLB Vice President.** There were no other nominations from the floor.

M/S Dr. Glenn Moldenhauer (ID) / Dr. Lawrence O'Connor (NJ)
to close the nominations for Vice President. *Passed, no opposition*

- **The committee unanimously nominated Dr. Daniel Saint-Germain of Québec for a two-year term as FCLB Treasurer.** There were no other nominations from the floor.

M/S Dr. Paul Morin (ME) / Dr. Nicholas Opie (HI)
to close the nominations for Treasurer. *Passed, no opposition*

- **The committee unanimously nominated Mr. Joe Baker, Jr. (FL) for a two-year term as FCLB Executive Fellow Director.** There were no other nominations from the floor.

M/S Dr. Kirk Shilts (MA) / Dr. Denise Natale (VT)
to close the nominations for Executive Fellow Director.
Passed, no opposition

B. 2004 Nominating Committee Representation

The chair noted that since the membership had adopted the amendment to the FCLB bylaws earlier in this meeting, the delegates may now nominate at least four members to serve on the 2005-06 Nominating Committee.

He explained that this year's candidates would participate in the Friday Candidates Forum. In the future, candidates for the Nominating Committee will need to submit letters of interest and CVs at least 60 days in advance of the Annual Meeting in order to be considered to be slated by the current Nominating Committee. However, the new system starts immediately to be prepared for the following year.

The chair noted that qualified candidates must have attended at least one FCLB meeting, must be a Fellow (current chiropractic regulatory board member or within the past five years), and are ineligible to be slated or elected to any other elected position in the Federation for the duration of the Nominating Committee's term.

In addition, the chair encouraged delegates to nominate those who have a good grasp of the Federation's past, its current mission, and future possibilities as well as the ability to identify leadership qualities in candidates for elected office. The chair noted that a second is not required but would be accepted.

Dr. Frank G. Hideg, Jr. (KY) nominated **Dr. Mary Holyoke (MO)**.

Dr. Jerry Willis (VA) nominated **Dr. Henry W. Hulteen (SC)**. The nomination was seconded by Dr. Jonathan McCullough (PA).

Dr. Paul Morin (ME) nominated **Dr. Kirk Shilts (MA)**. The nomination was seconded by Dr. Marc Gamerman (MD).

Dr. Ron Tripp (OK) nominated **Dr. Gene Jenkins (FL)**. The nomination was seconded by Mr. Joe Baker, Jr. (FL).

Dr. Steve Willen (NC) nominated **Dr. Jim Anchors (GA)**.

Dr. Lance Earhart (NE) nominated **Dr. Kevin Davis (NE)**. The nomination was seconded by Dr. Philip Knight (MI).

Dr. Clark Davis (AK) nominated **Dr. Dan Prideaux (MT)**. The nomination was seconded by Dr. Leslie Schmidt (NM).

Dr. Daniel Saint-Germain (Québec) nominated **Dr. David Yoshida (CA)**.

M/S Mr. Joe Baker, Jr. (FL) / Dr. Lance Earhart (NE)
to close the nominations. *Passed, no opposition.*

11. Motion to Recess

M/S Dr. Kirk Shilts (MA) / Dr. Jonathan McCullough (PA)
to recess until Saturday morning, May 7, 2005, at approximately 11:30 a.m.
Passed, no opposition

Session II - Saturday, May 7, 2005

Awards presentation preceded Session II of the Annual Business Meeting

1. **Call to Order** - Dr. Richard L. Cole, FCLB President, continued to serve as chair. He called the meeting back to order at 12:45 PM. He noted that Ms. Donna Liewer would continue to serve as recording secretary and Mr. Dale Atkinson continued as legal counsel. He reminded the delegates that the FCLB Board of Directors had been introduced during the first session on Thursday, and noted that Dr. Oliver "Bud" Smith, Jr. (TX) had to fly back to Texas for family business.
2. **Roll Call to Determine Quorum**

Donna Liewer called the roll. Based on 40 as the number of properly registered delegates present at the roll call, *the chair declared 21 as the number of votes which constitute a simple majority, and 27 as the number for a 2/3 majority vote.*

The chair reminded delegates that the Business Meeting Rules and Protocol as duly adopted during Session I continue to govern the meeting.

3. Announcements

The chair reported results of the FCLB District Director elections held earlier in the day:

District I Director: Dr. Carol Davis (AK) - new

District I Alternate Director: Dr. Lance Earhart (NE) - new

The chair commended Dr. Patricia Conners-Allen (AK) and Dr. Kathleen Galligan (OR) for their exceptional service and contributions in completing the maximum two 3-year terms in these offices permitted under the Federation's bylaws.

District II Director: Dr. LeRoy Otto (MN) - re-elected to second 3-year term

District II Alternate Director: Dr. Valorie Prahll (IA) - re-elected to second 3-year term

District V Director: Dr. Steve Willen (NC) - re-elected to second 3-year term

District V Alternate Director: Dr. Dennis Hall (NC) - re-elected to second 3-year term

4. **Chairs of Past and Present Committees - Appreciation** - On behalf of the membership, the chair recognized the chairs of current and past FCLB committees, and expressed appreciation to many volunteers who guide the Federation's projects. He noted that the president appoints the committees annually, generally in January, subject to review by the Board of Directors. He encouraged those interested in committee service to notify the Federation via the Committee Interest Form or any other means of contact. There were no questions for the Standing Committees, Special Committees, or Task Forces.

5. **Other Organizations to Which FCLB Has Voting Representation** - the chair introduced the representatives to other affiliate organizations:

- A. *National Board of Chiropractic Examiners* - Dr. N. Edwin Weathersby (AZ) and Dr. Richard L. Cole (TN). The chair also noted that Dr. Wayne C. Wolfson (FL), FCLB past president, holds an at-large seat on the NBCE board of directors and continues to serve the regulatory community with distinction.
- B. *Congressional Oversight Committee: Chiropractic Military Implementation Project* - Dr. Peter D. Ferguson (OH)
- C. *Council on Chiropractic Guidelines and Practice Parameters* - Dr. David N. Taylor (MA) with Dr. Wayne Wolfson (FL) serving as board liaison
- D. *Federation of Associations of Regulatory Boards* - Donna M. Liewer, FCLB Executive Director

There were no questions for the FCLB representatives to other affiliate organizations.

6. Business Reports

- A. *President's Report* - Dr. Richard L. Cole (TN) commented on progress in the FCLB over the past year, and thanked the members, board and staff for their hard work and support. He extended his appreciation to the membership for entrusting him with the honor of the Federation's presidency.

- B. *Executive Director's Report* - Donna Liewer reported briefly on the progress of the Federation and expressed appreciation to the board and staff for their support.
- C. *Legal Report* - Attorney Dale Atkinson of the law firm of Atkinson & Atkinson, reported that there were no current or pending lawsuits.

There were no questions from the floor about the business reports.

7. **Bylaws and Resolutions Committee Report - Dr. Ron Tripp (OK), Chair**
Part Two: Resolutions

Dr. Tripp reported that there were no resolutions submitted to the committee.

8. **Elections**

The chair reviewed the change in the election process which facilitates nominations during the first session of the Annual Business meeting on Thursday, candidate participation in the Friday Candidates Forum, and elections during the second session of the Annual Business meeting on Saturday. Hearing no objections, *the chair announced that this process will be followed again in 2006.*

A. *Officers and Executive Fellow Director Elections*

The chair reviewed the candidates for each open position elected by the delegate body as a whole. There was only one candidate nominated for each of the available seats. He explained that the Tellers Committee was prepared to distribute written ballots, or he would entertain a motion for election by acclamation for these positions.

M/S Dr. Beverly Foster (AR) / Dr. Lawrence O'Connor (NJ)
to elect all four seats (President, Vice President, Treasurer, and Executive Fellow Director) by acclamation. *Passed, no opposition*

The chair reported the following election results, each for a two-year term commencing at the end of the 2005 Annual Business meeting, to conclude at the end of the 2007 Annual Business meeting:

Dr. N. Edwin Weathersby (AZ), FCLB President
Dr. Oliver "Bud" Smith, Jr. (TX), FCLB Vice President
Dr. Daniel Saint-Germain (Québec), FCLB Treasurer
Mr. Joe Baker, Jr. (FL), FCLB Executive Fellow Director

B. *Nominating Committee*

The chair reviewed the candidates for the Nominating Committee.

The Tellers Committee, composed of Drs. Ted Scott(UT), Farrell Grossman (SC), Robin Lecy (SD) and Pam Blanchard (MT) distributed the ballots to the registered delegates. The chair asked if all delegates who wished to vote had done so. Hearing no objections, the chair declared the polls closed.

Legal counsel Dale Atkinson supervised the count.

The chair announced the results of the election:

Dr. Mary Holyoke (MO)
Dr. Dan Prideaux (MT)
Dr. Kirk Shilts (MA)
Dr. David Yoshida (CA)

The membership was reminded that written ballots would be available for inspection with the Recording Secretary until 15 minutes following the close of the Annual Business meeting, after which time they would be destroyed.

9. New Business

There was no new business placed before the membership.

10. Report of the Convention and Program Committee: Future Conference Sites

The chair expressed appreciation to the other leaders of the conference development team, Dr. N. Edwin Weathersby (AZ) and Dr. Wayne C. Wolfson (FL), with assistance by the Federation's board and staff. He also thanked the Québec board, Mr. Peter Waite, and the entire CFCRB, as well as the many speakers and other volunteers who made the program so successful.

He reported that the 80th Annual Congress will be held May 3 - 7, 2006, in Portland, Oregon, with a favorable room rate of \$129.

Discussions are underway for the 2007 meeting scheduled for District II, with Chicago the current frontrunner city. Boards in District V were invited to have their jurisdictions considered for 2008.

11. Leadership Recognition: Special Presentation

As retiring president and immediate past president, Drs. Richard L. Cole (TN) and Wayne C. Wolfson were recognized through a special multi-media video presentation.

12. Installation Ceremony - Dr. David E. Brown (VA), FCLB Past President, installed the officers and directors for 2005-2006.

13. Adjournment - the 2005 Annual Business meeting was adjourned at 1:44 p.m.


Donna M. Liewer
Recording Secretary