



Federation
of Chiropractic
Licensing Boards

80th Annual Congress
of the
Federation of Chiropractic Licensing Boards

MINUTES

2006 Annual Business Meeting
Marriott Hotel on the Waterfront - Portland, Oregon

Session I

Thursday, May 4, 2006

Session II

Saturday, May 6, 2006

Chair: N. Edwin Weathersby, D.C. - FCLB President

APPROVED

by the 2006 Minutes Committee:

Dr. Daniel Prideaux (MT) - Chair

Dr. Teresa Marshall (MN)

Dr. Carl Nelson (AL)

Session I - Thursday, May 4, 2006

- 1. Call to Order** - As chair, Dr. Weathersby called the meeting to order at 10:40 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.
- 2. Dedication to Service** - Dr. Ed Devereaux of New South Wales, Australia, 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 including several chiropractic colleges. The chair also expressed appreciation to those who traveled the farthest to be with the Federation, including chiropractic regulators from Australia.
- 3. Credentials Committee Report** - Dr. Barbara Stanfield (CA) reported that her committee, including Drs. Kelly Faircloth (LA) and R. Clark Davis (AK) had reviewed the credentials of the delegates and alternates and found them to meet the requirements of the bylaws. The committee also reviewed special circumstances involving the Texas, Nova Scotia and New South Wales. In accordance with FCLB bylaws and policies, the committee and FCLB board of directors recommended that these delegates be seated. Hearing no objections, ***the chair declared the delegates and alternates seated.***

4. **Roll Call** - Donna Liewer called the roll. Based on 46 as the number of properly registered delegates present, ***the chair declared 24 as the number of votes which constitute a simple majority, and 31 as the number for a 2/3 majority vote.***
5. **Adoption of Business Meeting Rules and Protocol** - Hearing no objections or amendments, ***the chair declared the Business Rules and Protocol adopted as presented.***
6. **Approval of Agenda** - Hearing no objections or amendments, ***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 2005 were approved by the Minutes Approval Committee*** which was chaired by Dr. Paul Morin (ME) and included Drs. Robert Coburn (TX) and Stephanie Youngblood (NV).

NOTE: The 2006 Minutes Approval Committee will be chaired by Dr. Daniel Prideaux (MT) and will include Drs. Teresa Marshall (MN) and Carl Nelson (AL).

8. Financial Report

Dr. Daniel Saint-Germain (Québec), FCLB Treasurer, introduced the members of the Finance and Audit Committee, Drs. Denise Natale (VT) and Dennis Hall (NC).

The committee met on May 3, 2006, and reviewed the audit in detail, as prepared by the Certified Public Accountant Firm of Rodahl & Co. A summary of the 2005 figures is included in the Annual Report section of the attendee notebooks.

In addition, the committee reviewed the various reports, financial policies, and the proposed budget for 2006. The committee reported that it was satisfied with the accountability and transparency of the Federation, and noted the audit and financial reports are available to any member for review.

Dr. Saint-Germain expressed the Federation's appreciation to the many stakeholders who have offered significant financial support, including the National Board of Chiropractic Examiners, NCMIC Insurance Co., the conference supporters, and the member boards. He noted that dues cover only a small portion of the Federation's annual expenses - and like other federations, the support of the profession's testing arm is crucial for the bulk of the income. In addition to NBCE's unrestricted grant toward operating expenses, the FCLB received in-kind contributions from them valued at \$35,000.

Dr. Saint-Germain projected the 2006 budget on the screen and noted that the board of directors is projecting that income from CIN-BAD will likely drop significantly, as managed care organizations reduce their credentialing activities or consolidate through mergers. He expressed special appreciation to Bridget Seader for her work on CIN-BAD, to Joan Carl for financial expertise, and to Drs. Rick Cole and Ed Weathersby for PACE. He noted that copies of the 2006 budget are available upon request.

Finally, he explained the fees offered to the Board of Directors to cover their expenses, which include \$100 per day for a Director Fee and up to \$50 per day for all other expenses. Travel and hotel are paid directly by the Federation. He explained that not all directors submit for all expenses. He also described how the full board discusses and approves all travel in advance. The report was concluded with appreciation to the many volunteers who ensure the Federation's success.

9. Resolutions and Bylaws Committee Report - Dr. Ron Tripp (OK), Chair

Dr. Tripp expressed appreciation to his fellow members of this committee, including Drs. Carol Davis (AK), Beverly Foster (AR), Dennis Hall (NC), and Earl Wiley (OH).

Bylaws Amendments

Dr. Tripp reported there were no amendments proposed to the membership by the March 7, 2006, deadline.

Resolutions

Dr. Tripp reported that two resolutions have been submitted so far for consideration by the committee and the delegates. He noted the deadline of 8 a.m. tomorrow (May 5) for additional resolutions to be submitted to the committee. He announced that the committee meeting would be held in room 1624 at 3 p.m. May 5 to review all resolutions, and that the meeting is open to all. The resolutions which were finalized to date were distributed.

10. 2006 Nominating Committee Report - Dr. Richard L. Cole (TN) - Chair

Dr. Cole recognized the other members of the 2006 Nominating Committee:

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

He reported that there were no vacancies for Federation offices elected by the delegate body as a whole for 2006.

He reported that no candidates announced their intention to run for the 2006-2007 Nominating Committee by the March 7 deadline, so the committee had no need to meet this year. The report was concluded with thanks by the chair.

The chair reminded the delegates that they amended the bylaws last year to require that four members of the Nominating Committee be elected annually by the delegate body.

He declared the nominations were open, explaining that at least four nominations were required, and that all candidates for the Nominating Committee would participate in the Candidates' Forum during the Friday morning breakout sessions.

He also 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.

The following nominations were submitted:

Dr. Gary Pennebaker (MN) was nominated by Dr. Mary-Ellen Rada (NJ)

Dr. Dennis Hall (NC) was nominated by Dr. John Webster (NC)

Dr. Kirk Shilts (MA) was nominated by Dr. Gary Pennebaker (MN)

Dr. Michael Hamby (CA) was nominated by Dr. Barbara Stanfield (CA)

Dr. Cindy Vaughn (TX) was nominated by Dr. Ken Dougherty (FL)

Dr. Denise Natale (VT) was nominated by Dr. Paul Morin (ME)

Dr. R. Clark Davis (AK) was nominated by Dr. Tom Fullerton (MT)

Hearing no further nominations and with no objections from the membership, the chair declared the nominations for the 2006-2007 Nominating Committee closed. He announced there would be a written ballot during Session II of the Annual Business Meeting on Saturday to elect the four members.

11. Announcements

Mr. Joe Baker, Jr. (FL), Executive Fellow Director on the Federation's governing board, reported briefly on the successful meetings of the Association of Chiropractic Board Administrators the previous day. He encouraged member boards to invest in the ongoing training and development of their chiropractic board administrator by sending them to the combined meetings of the ACBA and FCLB. He announced that the ACBA had elected Dr. Larry Spicer (MN) as president of the ACBA for the following year.

The chair noted that this was the final official function for FCLB District V Director Dr. Steve Willen (NC). Last fall he announced his retirement effective May 5, 2006, in order to allow candidates to run openly for his District seat. The chair explained that FCLB Alternate Director for District V, Dr. Dennis Hall (NC) would replace Dr. Willen until the new District V director was elected and seated following the second session of the Annual Business Meeting.

12. Motion to Recess

M/S Dr. Cindy Vaughn (TX) / Dr. Norman Ouzts (SC)
to recess until Saturday morning, May 6, 2006, at approximately 11:30 a.m.

Passed, no opposition

MINUTES
2006 Annual Business Meeting
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Session II - Saturday, May 6, 2006

Awards presentation preceded Session II of the Annual Business Meeting

- 1. Call to Order** - Dr. N. Edwin Weathersby, 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 that legal counsel Mr. Dale Atkinson had to depart earlier.

He reminded the delegates that the FCLB Board of Directors had been introduced during the first session on Thursday, and explained that Dr. Dennis Hall (NC), District V Alternate Director, was seated to fill the vacancy created when FCLB District V Director Dr. Steve Willen (NC) resigned the previous day.

- 2. Roll Call to Determine Quorum**

Donna Liewer called the roll. Based on 38 as the number of properly registered delegates present at the roll call, ***the chair declared 20 as the number of votes which constitute a simple majority, and 26 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 III Director: Dr. Lawrence O'Connor (NJ) - elected to first full 3-year term
District III Alternate Director: Dr. Ali Jafari (NY) - elected to first 3-year term

District IV Director: Dr. Ron Tripp (OK) - re-elected to second 3-year term
District IV Alternate Director: Dr. Lawrence Davis (NV) - re-elected to second 3-year term

District V Director: Dr. Norman Ouzts (SC) - elected to first 3-year term
District V Alternate Director: Dr. Farrel Grossman (SC) - elected to first 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. Oliver "Bud" Smith, Jr. (TX)
 - 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. N. Edwin Weathersby (AZ) commented on progress in the FCLB over the past year, and thanked the members, board and staff for their hard work and support. He mentioned the Federation's work in the area of ethics, as well as projects undertaken involving appropriate documentation and recordkeeping. He extended his appreciation to the membership for entrusting him with the honor of the Federation's presidency and encouraged attendees to share the conference information generously with others.
- 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** - 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 a total of five resolutions submitted to the committee, with the first resolution (Resolution 1-06) having been sent back to the sponsor for additional language refinements. The full text of the four remaining resolutions was distributed to the meeting attendees. (Please visit www.fclb.org for the complete text.)

Resolution 2-06: Documentation and Recordkeeping

RESOLVED, that the Federation of Chiropractic Licensing Boards (FCLB) encourages member boards require approved continuing education in documentation and recordkeeping as a condition for relicensure; and be it

FURTHER RESOLVED, that the FCLB work with the Council on Chiropractic Education (CCE) and other interested stakeholders to encourage inclusion of acceptable documentation and recordkeeping as part of the chiropractic curriculum; and be it

FURTHER RESOLVED, that the FCLB encourage the examinations of the National Board of Chiropractic Examiners to reflect this aspect of the curriculum as may be appropriate.

Resolution 3-06: promoting CPR and AED training of licensees to aid in their preparedness to respond to emergency situations

RESOLVED, that the Federation of Chiropractic Licensing Boards (FCLB) encourages member boards to promote CPR and AED training of licensees to aid in their preparedness to respond to emergency situations.

Resolution 4-06: maintaining continuous malpractice coverage encompassing the entire scope of practice

RESOLVED, that the Federation of Chiropractic Licensing Boards (FCLB) encourages member boards to promote that licensees maintain continuous malpractice coverage encompassing the entire scope of practice.

Resolution 5-06: Developing a concise statement of principles, ethical behavior, non-disclosure, and conflict of interest

RESOLVED, that the Federation of Chiropractic Licensing Boards (FCLB) develop a draft of such a statement by September 1, 2006, for initial review by its member boards at the fall regional meetings and through such other forums as may be deemed appropriate.

M/S Dr. Sal LaRusso (FL) / Dr. Ali Jafari (NY)
to adopt the four resolutions as presented as a package, without voting individually on each resolution. *Passed, no opposition*

8. Elections – Nominating Committee

The chair explained that there were six candidates for the 2006-2007 Nominating Committee, noting the withdrawal of Dr. Hamby. The Tellers Committee* 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.

* *The 2006 Tellers Committee was chaired by Dr. Farrel Grossman (SC) and included Dr. Lawrence Davis (NV) and Ms. Beth Kelly (OK Exec)*

The count was supervised by three volunteers: Dr. Tony Mirando (DC), Dr. Sal LaRusso (FL) and Dr. Bill Doggett (NM).

The chair announced the results of the election – in no particular order:

Dr. Gary Pennebaker (MN)

Dr. Dennis Hall (NC)

Dr. Kirk Shilts (MA)

Dr. Denise Natale (VT)

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

The chair announced that the FCLB board of directors would be meeting briefly in the Willamette Room following the close of the Annual Business Meeting and that FCLB Fellows, Executive Fellows, and Honorary Fellows would be welcome to observe.

Dr. Kirk Shilts (MA) noted that the FCLB Board of Directors meeting was published in the agenda and inquired about the arrangements for the Saturday afternoon NBCE meetings. The chair noted that meeting was scheduled for the Douglas Fir room later in the afternoon.

Dr. Minga Guerrero (OR) reminded attendees she was hosting a tour at 2:00 p.m. and invited anyone who wanted to see the area to join her.

There was no other new business placed before the membership.

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

The chair expressed appreciation to the conference development team, and to the support committee composed of Dr. Carol Davis (AK), Mr. Joe Baker (FL), Dr. Minga Guerrero (OR) and Dr. Julia McDaniel (VT), with assistance by the Federation's board and staff. He also thanked the many speakers and other volunteers who made the program so successful.

He reported that the 81st Annual Congress will be held May 2 - 6, 2007, in St. Louis, Missouri with a favorable room rate of \$145.

Discussions are underway for the 2008 meeting scheduled for District V in Atlanta. Boards in District IV were invited to have their jurisdictions considered for 2009.

11. Installation Ceremony - Dr. Patricia Connors-Allen (AK), retired FCLB District I Director & Executive Board Chair, installed the officers and directors for 2006-2007.

12. Adjournment - the 2006 Annual Business meeting was adjourned at 12:32 p.m.


Donna M. Liewer
Recording Secretary