PRESENT:

OFFICERS:
Daniel Saint-Germain, D.C., President
Lawrence O’Connor, D.C., Vice President
LeRoy Otto, D.C., Treasurer
Oliver “Bud” Smith, Jr., D.C., Immediate Past President (unable to attend)

EXECUTIVE BOARD OF DIRECTORS:
Farrel Grossman, D.C., Board Chair & District V Director
Carol Davis, D.C., District I Director
Gary Pennebaker, D.C., District II Director
Ali Jafari, D.C., District III Director
Maggie Colucci, D.C., District IV Director

ADMINISTRATIVE FELLOW DIRECTOR:
Larry Spicer, D.C., Administrative Fellow Director

ALTERNATE DIRECTORS:
William Rademacher, D.C., Alternate Director, District II
Leslie Schmidt, D.C., Alternate Director, District IV

STAFF:
Donna M. Liewer, Executive Director
Joan Carl, Finance & Benefits Manager, Recorder

I. CALL TO ORDER / ROLL CALL / ANNOUNCEMENTS

Dr. Grossman called the meeting to order at 6:31 p.m. Donna Liewer called the roll, with directors present as listed and noted that Dr. Smith was unable to attend and Dr. Colucci would be leaving early. Dr. Jafari joined shortly after the roll call.

Dr. Grossman reminded members of the necessary protocols to ensure an effective telephone meeting and requested that discussions remain relative to the topic under review.

Dr. Grossman pointed out that the minutes of the July 14th meeting had been approved previously via e-ballot and are posted on the FCLB public website.

Dr. Grossman reminded the members that the reports in their board notebook are for their information and there would be no general discussion of them. Questions concerning any report should be asked at the appropriate time and would be discussed then.
II. CONSENT AGENDA AND BOARD MEETING AGENDA

1. The were no consent agenda items.

M/S O’Connor / Davis to approve the agenda and modify as needed. Passed, no opposition

III. GOVERNANCE

1. Financial Report
   A. Financial

   Dr. Otto referred members to the report in their notebook. He commented that the difference in the 2008-2009 cash on hand was simply the timing of the receipt of the NBCE grant. The second half of the NBCE grant was received the last day of August. Dr. Otto gave attention to the job reports specifically noting the legal cost for litigation and the 2009 conference report.

   Dr. Spicer suggested the conference speaking cost for attorney, Dale Atkinson, be itemized separately from his legal costs on the Conference Report. The board agreed.

   B. Insurance

   Dr. Otto discussed that the FCLB Business Owners Liability Insurance is not carried with Zurich as the prior carrier no longer offered this insurance.

2. Legal Update

M/S O’Connor / Jafari to go into executive session at 6:46 p.m. with alternate directors and Joan Carl invited to remain. Passed, no opposition

M/S Otto / O’Connor to exit executive session at 7:07 p.m. Passed, no opposition

There were no actions taken following the executive session.

IV. OPERATIONS

1. Tech Update

   Donna Liewer reported that construction is continuing on the new database program. She recently learned the program will probably be able to mechanize attaching NPI numbers which will decrease the workload over what was originally anticipated. There were no questions.

V. FCLB PROGRAMS & SERVICES

1. FCLB 2009 Regional District Meetings

   Dr. Grossman commented FCLB is looking forward to good meetings. Information from the individual speakers will be disseminated to all the districts.

   Donna Liewer reported there are ten additional registrants for the District I & IV meeting; five additional registrants for District II; and seven additional registrants for District III & V since the report was printed for the board notebook. Many attendees are paying their own way. FCLB has met all the hotel room blocks so there will be no attrition penalties.
2. **PACE**

Dr. Saint-Germain reported the meeting held in August was very productive. All the PACE criteria were reviewed. There was discussion about encouraging the colleges to come on board and clarification of the application process. There was not enough time to discuss the logistics of the review program. The group desired to meet again in 2010 and would like to be more involved as the PACE program is “relaunched.” No substantial changes were made to the PACE structure.

Donna Liewer and Kelly Webb were commended for their clear and informative presentation.

**M/S O'Connor / Otto** to direct staff to develop a detailed proposal for a 2010 meeting of the PACE Review Team and Committee, for consideration as part of the 2010 budget discussions. Passed, no opposition

3. **CIN-BAD**

Donna Liewer reported that Bridget Seader has completed her audit of over 8,700 reports that have been submitted to HIPDB since the inception of the database.

Bridget Seader was thanked for her diligence and effort in researching these records.

4. **Certified Chiropractic Therapy Assistants**

Dr. Saint-Germain and Donna Liewer reported on the meeting held in Greeley, August 5 & 6. The attendees arrived ready to work and everyone departed with a job. A program has been formulated and must now be distributed to the members for comment. Dr. John Nab presented the program at the recent Summit meeting. There was extraordinarily positive feedback from the Summit attendees regarding the CCTA program. The same message must be delivered to all stakeholders to make them aware of what the program is, where it is going, and why it is necessary. A public relations package has been sent to the FCLB board members.

FCLB will have a draft model statute ready for the public to see by the District II meeting. The District meetings can provide critical feedback.

Dr. Saint-Germain thanked everyone for their many hours of work. The meeting was mutually sponsored by NBCE and FCLB with both organizations as well as individual participants covering the cost.

FCLB will host a registry of the Chiropractic Assistants on the CIN-BAD database. The adoption of the program by individual boards is the final step to completing the program.

5. **Chiropractic Summit Meeting**

Dr. Grossman represented the FCLB at the recent Summit meeting and reported on the presentation he gave describing who the FCLB is and what it does. He received excellent reviews from the leaders indicating this is the first time they have heard a comprehensive report on the FCLB.

6. **Georgia Board of Education Denial of DC Authority to Conduct Bus Driver Physicals**

It was the consensus of the board that Donna Liewer write a position statement on the qualification of DCs to perform physical exams. The statement will be adapted from the work done on the DOT project. Following approval by the board, the statement will be posted on the FCLB website and will be available to the public as needed, eliminating the writing of individual letters for each state and each circumstance.
A draft statement will be available for board review at the January 2010 meeting.

Dr. Spicer commented that MN had dealt extensively with the subject of various exams (Bus Drivers, Inter- and Intra- state Truck Drivers, High School, etc.) which had resulted in two Attorney Generals’ opinions and one Administrative Law Judge’s opinion on the subject. During this process it was noted that there were many commonalities in these various exams. He would be glad to share the opinions with Ms. Liewer.

7. **Wisconsin Statute**

Donna Liewer referred members to the report in their notebook explaining that Wisconsin currently requires all four NBCE exams and is adding a fifth private practical exam to be required in approximately 18 months.

8. **California Draft CE Regulations**

Dr. Saint-Germain and Donna Liewer reported the FCLB comments were filed timely on September 9th.

9. **Prepaid Plans Including Loans and Credit Cards for Care**

This issue will be discussed at the upcoming District regional meetings. Dr. Spicer remarked this concern is the improper use of the credit card concept.

10. **NBCE Update**

NBCE is following Wisconsin’s new regulations for a 5th exam and how it will affect mobility issues.

11. **Recent and Upcoming Meetings**

A. **CLEAR, September 10-12, 2009**

   Donna Liewer attended the September meeting and a report will be forthcoming.

B. **ACA HOD meeting / Roast for Dr. Mancini, September 24-26, 2009**

   Board members will check their schedules to advise the President if anyone can attend.

C. **FARB Board of Directors, October 1, 2009**

   Donna Liewer will be attending the meeting and will fly from there to Buffalo to attend the District III and V meeting.

D. **COCSA Annual Meeting / Summit VII, November 12-14, 2009**

   Dr. Grossman has accepted the President’s request to attend.

E. **CFCREAB, November 27-28, 2009**

   Dr. Saint-Germain will be attending.

F. **FCLB Midyear Board Meeting: January 21-24, 2010**

   It was the consensus of the board not to include a board development day.

   The dates coincide with the NBCE Student Leadership Forum to be held all day on Friday.
M/S Otto / O'Connor  

**to begin the 2010 midyear board meeting on Friday, January 22\textsuperscript{nd}
and conclude Saturday afternoon, January 23\textsuperscript{rd}.**  
Passed, no opposition

Travel days will be Thursday, Jan 21\textsuperscript{st} and Sunday, Jan 24\textsuperscript{th}. Donna Liewer requested that anyone choosing to leave Saturday evening not schedule a flight earlier than 7:30 p.m.

\section*{V. New Business}

\subsection*{1. ACA Webinar Proper Medicare Documentation}

A letter has been sent to ACA requesting they remove reference to FCLB’s cooperative affiliation with this specific webinar, as it is the FCLB policy not to endorse anyone’s products or services.

\section*{VI. Adjourn}

M/S Otto / Spicer  

**to adjourn at 8:06 p.m.**  
Passed, no opposition

The next telephone conference call meeting of the Board will be Tuesday, November 10, 2009, 6:30 p.m. Mountain Time.

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Donna M. Liewer  
Recording Secretary
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Joan B. Carl  
Recorder
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\textit{NOTE: Following the board meeting, the FCLB board of directors affirmed for the record that the Federation will continue to attend the meetings of the Summit to offer pertinent information about public protection issues when appropriate, but will not formally join as a member of this group as the purposes are outside the public protection mission of the FCLB.}