



Matt Blunt  
Governor  
State of Missouri

David T. Broeker, Director  
DIVISION OF PROFESSIONAL REGISTRATION

Department of Insurance  
Financial Institutions  
and Professional Registration  
Linda Bohrer, Acting Director

STATE BOARD OF CHIROPRACTIC EXAMINERS  
3605 Missouri Boulevard  
P.O. Box 672  
Jefferson City, MO 65102-0672  
573-751-2104  
573-751-0735 FAX  
800-735-2966 TTY Relay Missouri  
800-735-2466 Voice Relay Missouri  
chiropractic@pr.mo.gov

Loree V. Kessler, MPA  
Executive Director

**Missouri State Board of Chiropractic Examiners  
July 9, 2008 – 12:00 Noon  
Conference Call – 573-526-5398  
Toll Free Number - 866-630-9345  
Division of Professional Registration  
3605 Missouri Boulevard – Jefferson City, Missouri**

Notification of special needs as addressed by the American with Disabilities Act should be forwarded to the Missouri State Board of Chiropractic Examiners, P. O. Box 672, 3605 Missouri Boulevard, Jefferson City, Missouri 65102 or by calling (573) 751-2104 to ensure available accommodations. The text telephone for the hearing impaired is (800) 735-2966.

Except to the extent disclosure is otherwise required by law, the Missouri State Board of Chiropractic Examiners is authorized to close meetings, records and votes, to the extent they relate to the following: Sections 610.021(1), (3), (5), (7), (12), (13) and (14), RSMo, and Section 620.010.14(7) RSMo.

The Board may go into closed session at any time during the meeting. If the meeting is closed the appropriate section will be announced to the public with the motion and vote recorded in open session minutes.

Please see attached tentative agenda for this meeting.

Attachment

**Tentative Open Session Agenda  
Missouri State Board of Chiropractic Examiners  
July 9, 2008 – 12:00 Noon  
Conference Call – 573-526-5398  
Toll Free Number - 866-630-9345  
Division of Professional Registration  
3605 Missouri Boulevard - Jefferson City, Missouri**

Call to Order	Dr. Thompson
Roll Call	Executive Director
Approval of Agenda	
1. Approval of Minutes	
<ul style="list-style-type: none"> <li>• May 23, 2008 Mail Ballot</li> <li>• June 12, 2008 Board Meeting</li> </ul>	
2. Continuing Education Regulatory Changes	

**Motions to Close**

Section 610.021 subsection (14) and 620.010.14 subsection (7) RSMo for the purpose of discussing investigative reports and/or complaints and/or audits and/or other information pertaining to the licensee or applicant. Section 610.021 subsection (1) RSMo for the purpose of discussing general legal actions, causes of action or litigation and any confidential or privileged communications between this agency and its attorney and for the purpose of reviewing and approving closed meeting minutes of one or more previous meetings under the subsections of 610.021 RSMo which authorized this agency to go into closed session during those meetings.

**OPEN SESSION MINUTES**  
**Missouri State Board of Chiropractic Examiners**  
**July 9, 2008 – 12:00 Noon**  
**Division of Professional Registration**  
**3605 Missouri Boulevard – Jefferson City, Missouri**

At 12:02 p.m., the Missouri State Board of Chiropractic Examiners telephone conference meeting was called to order by Dr. Homer Thompson, Secretary, at the Missouri Division of Professional Registration, 3605 Missouri Boulevard, Jefferson City, Missouri. Roll call was facilitated by the executive director.

Due to health concerns, Dr. Rushin requested that Dr. Thompson chair the conference call meeting. Dr. Rushin stated he would participate in the discussion and vote.

**Board Members Present**

Jack Rushin, D.C., President (Joined the call at 12:07 p.m.)  
Homer Thompson, D.C., Secretary  
Paul Nahon, Public Member  
Rick James, D.C.  
William Madosky, D.C.  
Gary Carver, D.C.

**Staff Present**

Loree Kessler, Executive Director  
Jeanette Stuenkel, Executive I  
Greg Mitchell, Counsel

**Visitors**

Kathleen Wilcoxson, Executive Director MSCA  
Dr. John Nab, Cleveland Chiropractic College

Dr. Thompson stated he would be voting in open and closed session.

A motion was made by Dr. Carver and seconded by Dr. James to approve the open session agenda. Motion carried unanimously.

A motion was made by Dr. Carver and seconded by Dr. James approve the May 23 mail ballot and June 12 board meeting minutes, with the June 12<sup>th</sup> meeting minutes amended. Motion carried unanimously.

**Continuing Education Regulatory Changes**

The board reviewed the proposed amendments to the regulations. The regulations with revisions are incorporated into these open session minutes.

Dr. Nab requested that the board consider adding the category Health Promotion and Wellness to 20 CSR 2070-2.080(3A) noting the CCE now requires chiropractic colleges to provide a course of instruction in this area with the curriculum of instruction. Dr. Nab added that health and wellness address issues such as obesity, smoking cessation, and assisting patients in leading healthier lives. A motion was made by Dr. Carver and seconded by Mr. Nahon to add the category. Motion carried unanimously.

The board discussed the audit of continuing education. Dr. Carver made a motion to add language to 20 CSR 2070-2.080(3)(B) relating to audits, however, the board did not take up the motion and, instead, determined that an amendment would be drafted by staff and counsel adding language to 20 CSR 2070-

2.080(13), the regulation that addresses continuing education record keeping by the licensee and the compliance audit.

The board discussed sources of continuing education to include Part IV examination administration, and college/university and continuing education instructors. The board tabled further discussion of this topic and instructed the executive director to place the topic on the September open session agenda.

20 CSR 2070-2.081 was discussed regarding sponsorship of continuing education seminars. Dr. Madosky provided additional language addressing promotions or endorsements and the board concurred with the recommendation.

A motion was made by Dr. Carver and seconded by Dr. James to approve the amendments to the regulations. Motion carried unanimously.

At 12:45 p.m. a motion was made by Dr. Carver and seconded by Dr. James to convene in closed session pursuant to section 610.021, subsection (14) and 620.010.14 subsection (7) RSMo for the purpose of discussing investigative reports and and/or complaints and/or audits and/or other information pertaining to the licensee or applicant, section 610.021, subsection (1) RSMo for the purpose of discussing general legal actions, causes of action or litigation, and any confidential or privileged communication between this agency and its attorney and for the purpose of reviewing and approving closed meeting minutes of one or more previous meetings under the subsections of 610.021 RSMo which authorize this agency to go into closed session during those meetings. Board members voting aye: Dr. Carver, Dr. James, Dr. Madosky, Dr. Thompson, Mr. Nahon, and Dr. Rushin. Motion carried unanimously.

At 1:00 p.m. A motion was made by Dr. Carver and seconded by Dr. Madosky to convene in open session and adjourn the conference call meeting. Board members voting aye: Dr. Carver, Dr. James, Dr. Madosky, Dr. Thompson, Mr. Nahon, and Dr. Rushin. Motion carried unanimously.



Executive Director

Approved by Board on September 18, 2009

## **20 CSR 2070-2.031 Meridian Therapy/Acupressure/Acupuncture**

*PURPOSE: This rule sets out the acceptable qualifications, procedures and continuing education requirements for the use of meridian therapy/acupressure/acupuncture (in this rule Meridian Therapy) by Missouri licensed chiropractors.*

(1) When used in the rules of the board, the terms Meridian Therapy or acupressure or acupuncture shall mean methods of diagnosing and the treatment of a patient by stimulating specific points on or within the body by various methods including, but not limited to, manipulation, heat, cold, pressure, vibration, ultrasound, light, electrocurrent and shortneedle insertion for the purpose of obtaining a biopositive reflex response by nerve stimulation.

(2) Acceptable practice and use of Meridian Therapy shall be limited to those methods and procedures that are commonly taught in chiropractic colleges having status with the Council on Chiropractic Education or are methods or procedures which have been approved by the board.

(3) In order to ensure that the public health and safety are protected and to maintain high standards of trust and confidence in the chiropractic profession and ensure the proper conduct of the chiropractic practice involving the use of Meridian Therapy, the requirements contained in this rule must be met prior to one engaging in therapeutic procedures or announcing the availability of therapeutic procedures to the public.

(A) Each licensee seeking to provide Meridian Therapy in any of its aspects shall obtain a certificate from the board, which shall indicate that the licensee has complied with the provisions of this rule and has met the minimum standards contained in this rule. The application for a certificate shall be on a form provided by the board.

(B) In addition to the other information required to be provided on the application, each applicant shall certify to the board that s/he has either-(1) successfully completed at least one hundred (100) hours' training, of undergraduate or postgraduate or a combination of each, in the use and administration of Meridian Therapy, which training was presented by a college of chiropractic having status with the Council on Chiropractic Education or (2) successfully completed at least one hundred (100) hours' training in the use and administration of Meridian Therapy in a course of study approved by the board.

(C) Effective March 1, 2005, an applicant for certification in Meridian Therapy shall pass the examination for acupuncture administered by the National Board of Chiropractic[e] Examiners (N.B.C.E.) or an exam approved by the board.

(D) In order to maintain a valid certificate in Meridian Therapy, a licensee who holds a certificate at the time of making his/her license renewal must certify to the board that s/he has completed [*annually*] **biennially** a minimum of twelve (12) hours of [*postgraduate training*] **continuing education**, approved by the board, in Meridian Therapy. **This continuing education shall apply toward attainment of the twelve (12) required hours of continuing education pursuant to 20 CSR 2070-2.080(5), the general studies category of continuing education.**

**1. Continuing education in the area of meridian Therapy, acupuncture, and acupressure may also be submitted to the board for approval as formal continuing education hours. Hours approved for formal continuing education shall not apply to general study hours.**

(E) If a licensee allows his/her certification to lapse, the certification may be reactivated up to three (3) years after it has lapsed upon the presentation to the board of twelve (12) hours of postgraduate study in Meridian Therapy, acupuncture or acupressure [*for each year the certification was inactive or a maximum of thirty-six (36) hours*] **prior to reinstatement of certification.** The postgraduate study must be a course approved by the board.

(F) If a licensee allows his/her certification to lapse for more than three (3) years the licensee shall comply with the requirements of subsection (3)(B) of this rule, providing the hours were not used to obtain the original certification.

(4) Any licensee who shall advertise or announce to the public in any communication or solicitation that s/he engages in or provides Meridian Therapy in any of its aspects without having first complied with this rule shall be deemed to have engaged in false, misleading or deceptive advertising.

(5) Sterilization of Nondisposable Needles and Disposition of Disposable Needles.

(A) Where nondisposable needles are used for acupuncture, the needles must be sterilized by—

1. Autoclave;
2. Dry heat sterilization; or
3. Ethylene oxide sterilization in accordance with directions of the manufacturer.

(B) Needles must be individually packaged for each patient. The individually packaged needles must either be discarded following patient treatment or sterilized according to the methods of sterilization listed in subsection (5)(A) when nondisposable needles are used.

(C) Needles must be disposed of according to Missouri and federal laws regarding disposal of infectious waste. In addition, all needles must be placed in rigid, leak proof and puncture resistant containers and sealed before disposal pursuant to 10 CSR 80-7.010. Noncorrosive needles must be used.

*AUTHORITY: sections 331.010, 331.030.5 and 331.100.2, RSMo 2000. \* This rule originally filed as 4 CSR 70-2.031. Original rule filed Jan. 5, 1987, effective April 11, 1987. Amended: Filed March 4, 1994, effective Aug. 8, 1994. Amended: Filed April 14, 2000, effective Oct. 30, 2000. Amended: Filed April 1, 2004, effective Sept. 30, 2004. Moved to 20 CSR 2070-2.031, effective Aug. 28, 2006.*

*\*Original authority: 331.010, RSMo 1939, amended 1969, 1982, 1995; 331.030, RSMo 1939, amended 1945, 1947, 1949, 1969, 1981, 1988, 1993, 1995, 1997; and 331.100.2, RSMo 1939, amended 1949, 1969, 1980, 1981.*

## **20 CSR 2070-2.080 Biennial License Renewal**

*PURPOSE: This rule establishes the licensure renewal requirements.*

(1) A license shall be renewed biennially contingent upon the licensee completing the required [*annual*] hours of continuing education as defined in 20 CSR 2070-2.080(2):

(A) For the purpose of this regulation one (1) hour of continuing education shall consist of at least fifty (50) minutes of instruction or study; and

(B) A chiropractic physician issued a license within one (1) year of graduation from an approved chiropractic college shall be exempt from the continuing education requirements for the calendar year that the license was issued.

**(C) A chiropractic physician at least sixty-five (65) years old and licensed in this state for at least thirty-five (35) years shall complete at least twenty-four (24) hours of formal continuing education biennially as defined in 20 CSR 2070-2.080(4). The remaining biennial hours of continuing education shall be waived.**

(2) [*Each calendar year (January 1–December 31)*] **Every two years (hereinafter referred to as biennially) and prior to the expiration date of a license** a licensee shall complete [*twenty-four (24)*] **forty-eight (48)** hours of continuing education as defined in 20 CSR 2070-2.080(3) and (5). If a licensee is unable to complete the required [*annual*] **biennial** continuing education, the licensee may submit a written request to the board for an extension in order to comply with the continuing education requirement and shall pay the required late continuing education fee.

*[(3) At least twelve (12) hours of the required twenty-four (24) hours of continuing education shall be earned by attending formal continuing education programs, seminars, and/or workshops that have been approved by the board in the following categories:*

*(A) Four (4) hours diagnostic imaging (Xray);*

*(B) Four (4) hours differential or physical diagnosis or both; and*

*(C) Four (4) hours of risk management. Continuing education in this category shall consist of formal programs, seminars, and/or workshops that have been approved by the board in any one or a combination of any of the following categories:*

*1. Boundary training;*

*2. Emergency procedures. Cardiopulmonary resuscitation (CPR) and/or first aid offered by the American Red Cross or other board approved sponsoring organization shall be acceptable as meeting the continuing education requirements for this category;*

*3. Human immunodeficiency (HIV), infectious diseases, and/or universal precautions;*

*4. Cerebrovascular accident (CVA) and/or transient ischemic attack (TIA);*

*5. Disc injury;*

*6. Aggravated spinal conditions and/or injury;*

*7. Record keeping and/or Subjective Objective Assessment Plan (SOAP) notes;*

*8. Soft tissue injury; or*

*9. Case studies in chiropractic that consist of presentations relating to articles published in scholarly journals, treatises, or textbooks used by board approved Council of Chiropractic Education (CCE) colleges and/or universities and evidence-based and/or value-based studies.]*

**(3) At least twenty-four (24) hours of the required forty-eight (48) hours of continuing education shall be earned by attending formal continuing education programs, seminars, and/or workshops that have been approved by the board.**

**(A) A licensee shall obtain the required formal continuing education hours from no less than three of the following formal categories:**

**1. Diagnostic imaging (x-ray);**

**2. Differential or physical diagnosis or both;**

3. **Ethical Practices. Continuing education courses acceptable for this area include topics such as professionalism, doctor-patient relationship, legal issues and responsibilities, confidentiality, and advertising;**
4. **Emergency procedures. Cardiopulmonary resuscitation (CPR) and/or first aid offered by the American Red Cross or other board approved sponsoring organization shall be acceptable as meeting the continuing education requirements for this category;**
5. **Human Immunodeficiency(HIV), infection diseases, and/or universal precautions;**
6. **Cerebrovascular accident (CVA) and/or transient ischemic attack (TIA);**
7. **Disk injury;**
8. **Aggravated spinal conditions and/or injury;**
9. **Record keeping and/or Subjective Objective Assessment Plan (SOAP) notes;**
10. **Soft tissue injury;**
11. **Nutrition;**
12. **Chiropractic principles and/or technique(s);**
13. **Health promotion and wellness;**
14. **Case studies in chiropractic that consist of presentations relating to articles published in scholarly journals, treatises, or textbooks used by board approved Council of Chiropractic Education (CCE) colleges and/or universities and evidence-based and/or value-based studies;**
15. **Insurance consulting; or**
16. **Meridian therapy/acupressure/acupuncture.**

(4) Continuing education hours in compliance with 20 CSR 2070-2.080(3) may be obtained via the Internet pursuant to 20 CSR 2070-2.081(2)(A) and board approval.

(5) The remaining continuing education hours *[shall]* **may** consist of general studies as follows:

(A) Meetings. Registered attendance at relevant professional meetings which include, but are not limited to, national, regional, state and local professional association meetings and open meetings of the State Board of Chiropractic Examiners. To earn continuing education credits in this category, roll call must be taken and recorded in the official minutes of the meeting. A maximum of six (6) continuing education credit hours are allowable in this category during each continuing education reporting period but no more than two (2) continuing education credits shall be earned per meeting. If the meeting is less than two (2) hours in duration, continuing education credits will be granted for actual attendance time but in increments of not less than one (1) hour. If the meeting has a duration of ninety (90) minutes, continuing education credits may be granted for one and one-half (1.5) hours;

(B) Publications. Books and/or articles published by licensee in professional books, national or international journals, or periodicals. A maximum of six (6) continuing education credits are allowable in this category during each continuing education reporting period. Publications must be relevant to chiropractic to qualify for continuing education credits under this rule;

(C) Presentations. Chiropractic physicians teaching an approved postgraduate course may receive continuing education credits for teaching the course providing the instructor's name was submitted with the course content when requesting approval of the course;

(D) Home Study. Self-study of professional material including relevant books, journals, periodicals, videos, tapes, and other materials and preparation of relevant lectures and talks to public groups. Continuing education credits will be granted at the rate of one (1) hour for reading a national or international journal or periodical and four (4) hours for reading a book. To qualify for continuing education credits under this category, the journal, periodical or book must be related to the clinical practice of chiropractic; and

(E) Individual Study. Relevant chiropractic courses subscribed via the Internet or by other electronic means.

(6) Chiropractic physicians who are faculty members at a CCE-accredited college may receive up to a maximum of *[twenty-four (24)]* **forty-eight (48)** hours *[per year]* **biennially** of continuing education credit for teaching or attending course(s) at a CCE accredited chiropractic college:

(A) The areas of study shall be in compliance with 20 CSR 2070-2.080(3);

(B) For the purpose of this regulation, the faculty member must either teach or attend a course at a CCE-approved chiropractic college for a minimum of four (4) clock hours as defined in 20 CSR 2070-2.080(3);

(C) The *[twelve (12)]* **twenty-four (24)** **biennial** hours of general continuing education study may be obtained by teaching or attending course(s) relevant to chiropractic provided by a CCE-approved chiropractic college; and

(D) The chiropractic college shall be responsible for submitting course(s) to the board for approval and for verifying attendance by the teacher or faculty member.

(7)Chiropractic physicians who teach continuing education approved by the board may receive up to a maximum of four (4) hours per year of continuing education credit for teaching courses in diagnostic imaging, differential or physical diagnosis or both, and risk management as defined in 20 CSR 2070-2.080(3)(C).

(8) Chiropractic physicians who teach continuing education approved by the board may receive up to a maximum of [twelve (12)] **twenty-four (24)** hours [*per year*] of continuing education credit for teaching courses in general subjects **biennially**.

(9) Chiropractic physicians certified by the board in Meridian Therapy/acupressure/acupuncture (MTAA) or insurance consulting who teach continuing education approved by the board may receive up to [*twelve (12)*] **twenty-four (24)** hours [*per year*] **biennially** of continuing education for teaching courses pursuant to 20 CSR 2070-2.031(3) MTAA or 20 CSR 2070-4.030(2) insurance consulting.

(10) For the purpose of this regulation the teacher or instructor must teach a minimum of four (4) clock hours as defined in 20 CSR 2070-2.080(4)(A).

(11) A renewal license will not be issued until all renewal requirements have been met. If the licensee pays the continuing education penalty fee for continuing education credits earned late, those hours shall not be applied to the next reporting cycle. A licensee who has failed to obtain and verify, in a timely fashion, the requisite number of continuing education credits shall not engage in the practice of chiropractic unless an extension is obtained pursuant to section (13) of this rule.

(12) For the license renewal the licensee shall verify the number of continuing education credits earned during the last two (2) immediately preceding continuing education reporting periods. **Effective March 1, 2009, the licensee shall verify the number of continuing education credits earned during the current biennial cycle** on the renewal form provided by the board. The renewal form shall be mailed directly to the board office on or before the expiration date of the license. The licensee shall not submit the actual record of continuing education attendance to the board except in the case of a board audit.

(13) Each licensee shall maintain full and complete records of all continuing education credits earned for the two (2) previous reporting periods in addition to the current reporting period. Formal continuing education credit hours shall be documented by the sponsor of the approved continuing education program and provided to the licensee within thirty (30) days from the date of the program. The licensee is responsible for maintaining that record of attendance as set forth in 20 CSR 2070-2.081[(6)] **(2)(A)7** . Continuing education credits earned through other continuing education experiences shall be documented by the licensee and such documentation shall contain, at a minimum, the number of hours earned and these hours shall be separated in the various categories defined in [*section (4)*] **20 CSR-2070-2.080(3)(A)[of this rule]**. The board may conduct an audit of **a licensee's formal continuing education hours as defined in 20 CSR 2070-2.080(3)(A)** to verify compliance with the continuing education requirement. Licensees shall assist the board in its audit by providing timely and complete responses to the board's inquiries. A response is considered timely if received in the board office within thirty (30) days of a written request by the board for such information.

(14) A licensee who cannot complete the requisite number of continuing education credits because of personal illness, military service or other circumstances beyond the licensee's control which the board deems to be sufficient to impose an insurmountable hardship may apply for an extension of time to complete the continuing education requirements. Any extension of time to complete the continuing education requirements will be granted solely in the discretion of the board. The licensee must make a written application for extension of time prior to the [*December 31*] deadline for completion of the continuing education requirement. The licensee shall provide full and complete written documentation of the grounds supporting the reasons for which an extension is sought. A licensee who requests an extension of time to complete the requisite hours of continuing education shall not engage in the active practice of chiropractic until the board grants the licensee's request for extension and the licensee receives express written authorization to do so.

(15) The board shall not grant continuing education credit to any licensee for attending a continuing education course if the licensee attended a subsequent course on the same subject matter during the same continuing education reporting period.

(16) Chiropractic physicians holding a Missouri license, but not practicing in Missouri, may use the approved continuing education hours required of the state in which they practice for license renewal, without prior approval, provided that the continuing education requirement is met and provided that the continuing education falls within the definition set forth in 20 CSR 2070-2.081. If the state in which the chiropractic physician is practicing does not have continuing education requirements for renewal or licensure reinstatement, the out-of-state chiropractic physician must

earn the requisite number of continuing education hours required in Missouri and the hours shall be approved by the Missouri board or offered by a college of chiropractic accredited by the CCE.

(17) In order for the board to consider waiving the continuing education requirement for license renewal, all requests for waivers due to illness must be accompanied by a written statement from a practitioner of the healing arts stating the diagnosis, prognosis and length of time the chiropractic physician will be unable to practice or attend an educational program. Waivers due to illness may be granted only to a licensee who has suffered a personal illness or personal disability of a nature as to prevent him/her from engaging in the active practice of chiropractic for at least the majority of the continuing education reporting period.

(18) Reactivation/Reinstatement of License:

(A) A chiropractor that has been licensed in Missouri may apply for reactivation/reinstatement of an expired or inactive license upon submission of the following:

1. Application for reactivation/reinstatement;
2. Reactivation/Reinstatement fee;
3. Proof that the applicant has been licensed and eligible to practice in another state for at least one (1) year preceding the application for reinstatement;
4. Two (2) sets of fingerprints for the purpose of conducting a criminal background check by the Missouri State Highway Patrol and Federal Bureau of Investigation (FBI). The applicant shall provide proof of submission of fingerprints to the Missouri State Highway Patrol's approved vendor(s) for both a Missouri State Highway Patrol and FBI criminal background check. Proof shall consist of any documentation acceptable to the board. Any fees due for fingerprint background check shall be paid by the applicant directly to the Missouri State Highway Patrol or its approved vendor(s). For the purpose of application for licensure, the results of the criminal background shall be received in the board office prior to the issuance of a license and shall be valid for no more than one (1) year from the date the results of the criminal background check were received in the board office;
5. Completion of the required annual continuing education hours for Missouri licensure renewal as defined in 20 CSR 2070-2.080(3) and (5); or
6. Completion of the continuing education hours required by the state in which the applicant is licensed.

(B) When a chiropractic physician applies to reinstate or reactivate a license that has been expired for at least five (5) years, and he/she has not been licensed and eligible to practice in another state for the five (5) years preceding the application for reactivation the chiropractic physician must return to a CCE accredited chiropractic college for a course of study. A course of study for reactivation of a license shall consist of passing a minimum of twelve (12) semester hours as follows:

1. Four (4) semester hours in chiropractic clinical reasoning;
2. Three (3) semester hours clinical diagnosis; and
3. Five (5) semester hours diagnostic imaging.

(C) The applicant for reinstatement shall document completion of the required course of study with an official transcript from the chiropractic college.

(19) Deadline for Renewal.

(A) Applications for renewal shall be postmarked by the expiration date of the license.

(20) Chiropractic physicians acting as associate examiners for either the state board practical examination or the regional/national practical examination (Part IV) administered by the National Board of Chiropractic Examiners (N.B.C.E.) may receive up to a maximum of twenty-four (24) hours per year of continuing education credit for the administration of the examination:

(A) For the first full day of service provided to the N.B.C.E. in administering the Part IV examination, associate examiners will be credited with four (4) hours of continuing education in differential or physical diagnosis and four (4) hours of credit in general chiropractic continuing education;

(B) For the second full day of service provided to the N.B.C.E. in administering the Part IV examination, associate examiners will be credited with eight (8) hours of general chiropractic continuing education;

(C) If a chiropractic physician should provide less than four (4) hours of service to the N.B.C.E. in any one administration of the Part IV examination, continuing education credit will not be available to that licensee. Continuing education credits earned from administering the Part IV examination shall be in the formal continuing education category;

(D) If the associate examiner attends the examiner orientation as part of the N.B.C.E. examination administration the associate examiner is eligible for two (2) hours of continuing education in boundary training for each full day the associate examiner participates in the N.B.C.E. administration;

(E) If the associate examiner proctors the X-ray portion of the N.B.C.E. the associate examiner is eligible for one (1) hour of continuing education in X-ray for each examination session. The associate examiner shall be eligible for up to four (4) hours of continuing education credit in X-ray for proctoring the X-ray portion of the examination the entire day; and

(F) Chiropractic physicians participating in the development of Parts I–IV, physiotherapy, or acupuncture examinations administered by the N.B.C.E. may submit proof of attendance to the board for continuing education approval.

(21) A licensee may submit an application to the board to be classified as inactive. An inactive licensee shall be defined as a chiropractic physician formally licensed by the board that has been approved for inactive status and is not engaged in the practice of chiropractic as defined in section 331.010, RSMo.

(22) If a bad check is received by the board to renew a license and if the replacement fee is not received prior to the expiration date of the license, the license will be not current and the licensee shall not practice until the reactivation form and fee have been submitted to the board.

(23) Violation of any provision of this rule shall be deemed by the board to constitute misconduct, fraud, misrepresentation, dishonesty, unethical conduct or unprofessional conduct in the performance of the functions or duties of a chiropractic physician depending on the licensee's conduct. In addition, a licensee who has failed to complete and report in a timely fashion the requisite hours of continuing education and engages in the active practice of chiropractic without the express written authority of the board shall be deemed to have engaged in the unauthorized practice of chiropractic.

*AUTHORITY: sections 331.050, RSMo Supp.2006 and 331.100.2, RSMo 2000.\* This rule originally filed as 4 CSR 70-2.080. This version of rule filed Dec. 17, 1975, effective Dec. 27, 1975. Rescinded and readopted: Filed Dec. 9, 1981, effective March 11, 1982. Rescinded and readopted: Filed July 9, 1982, effective Nov. 11, 1982. Amended: Filed Sept. 12, 1983, effective Jan. 13, 1984. Amended: Filed Dec. 10, 1984, effective April 11, 1985. Amended: Filed April 10, 1986, effective July 11, 1986. Amended: Filed Aug. 14, 1986, effective Nov. 13, 1986. Amended: Filed April 18, 1990, effective June 30, 1990. Amended: Filed April 30, 1991, effective Oct. 31, 1991. Amended: Filed July 7, 1992, effective Feb. 26, 1993. Amended: Filed July 22, 1993, effective Jan. 31, 1994. Amended: Filed March 4, 1994, effective Aug. 28, 1994. Amended: Filed Dec. 18, 1995, effective June 30, 1996. Amended: Filed July 23, 1998, effective Feb. 28, 1999. Amended: Filed April 14, 2000, effective Oct. 30, 2000. Amended: Filed July 31, 2003, effective Jan. 30, 2004. Amended: Filed April 1, 2005, effective Oct. 30, 2005. Moved to 20 CSR 2070-2.080, effective Aug. 28, 2006. Rescinded and readopted: Filed June 27, 2007, effective Jan. 30, 2008.*

*\*Original authority: 331.050, RSMo 1939, amended 1945, 1947, 1969, 1981, 1987, 1999, 2001, 2004 and 331.100, RSMo 1939, amended 1949, 1969, 1980, 1981.*

## **20 CSR 2070-2.081 Postgraduate Education**

*PURPOSE: This rule defines postgraduate education, sets out the requirements for sponsoring organizations and explains procedures for inactive chiropractic physicians to obtain a semester of review prior to reactivation of a license.*

(1) Postgraduate study as used in this rule and as used in section 331.050, RSMo is defined as a *[program which provides instruction in, but not limited to, the following: general anatomy, physiology, general diagnosis, microbiology, hygiene and sanitation, X-ray and radiation protection, biochemistry, neurology, orthopedics, spinal anatomy, pathology, principles of chiropractic, chiropractic adjusting, risk management as defined in 20 CSR 2070-2.080(3)(C), and jurisprudence. The program must provide instruction on a level] course of study* designed to instruct individuals *[who are already]* licensed as chiropractic physicians in Missouri. The term postgraduate study may be used interchangeably with the terms continuing education and postgraduate education.

(2) For board approval of postgraduate education programs, sponsoring organizations shall forward to the board two (2) copies of the completed application, syllabus or outline of material covered in the course and *vitae* on the speaker(s). This material must be received in the board office at least forty-five (45) days prior to the seminar to receive board approval. A request for approval of a seminar will not be considered by the board if the request is made after the seminar has occurred.

(A) Any sponsoring organization wishing to provide continuing education via the Internet shall submit a detailed explanation of the following:

1. Delivery format explaining how the continuing education material is presented to include applicable security safeguarding the licensee's identity;
2. Process used for gathering information for the continuing education course, to include if course material is updated, how often and who determines when such update is required;
3. Method used for monitoring attendance;
4. Time a licensee is allowed to complete the online continuing education course. The explanation must specify if a licensee has unlimited time and unlimited number of attempts to complete the continuing education course and if multiple attempts to complete the course are monitored;
5. Whether a posttest is required and, if so, how the results are reported to the licensee;
6. How a licensee communicates with the sponsoring organization in the event there are questions or problems;
7. Documentation provided to the licensee when a course is completed;
8. Amount of time a sponsoring organization maintains records of a licensee completing a course of study; and
9. Names and credentials of individuals responsible for the content of the continuing education course.

(B) A sponsoring organization wishing to provide continuing education via the Internet shall provide the board access to the online course for the purpose of reviewing areas such as content and delivery method.

(3) All postgraduate education programs shall be subject to the following criteria:

- (A) The program shall meet the definition of postgraduate education as defined in section (1) of this rule;
- (B) The sponsor shall properly monitor the attendance of the chiropractic physician at the program; and
- (C) The sponsor shall notify the board of the date, title, hours, names of speakers and location of seminar and contact person.

(4) If any program submitted for board approval does not meet the requirements of section (3) of this rule, such program(s) will not be approved.

(5) Continuing education programs in diagnostic imaging shall be taught by a Diplomate, American Board of Chiropractic Radiology (DACBR) or a medical radiologist.

**(6) A continuing education program addressing a topic or combination of topics pursuant to 20 CSR 2070-2.080(3) shall be taught by an instructor with a doctor of chiropractic degree and expertise in the subject matter to be presented.**

**(A) Instructors for continuing education programs addressing a topic or combination of topics pursuant to 20 CSR 2070-2.080(3) that do not have a doctor of chiropractic degree shall document training and expertise in the subject matter to be presented. Such documentation shall include:**

- 1. Undergraduate or graduate course work verified with a transcript; and/or**
- 2. Work experience, seminars, workshops or training verified with a resume or vitae.**

**(B) Continuing education sponsored totally or in part by a distributor, product line, or company or demonstrating, promoting, or endorsing a product or service must utilize instructors in compliance with 20 CSR 2070-2.080(6). The subject matter of the continuing education must address the diagnosis and treatment of conditions as authorized by section 331.010.1 RSMo. Product information shall not be the primary focus relating to diagnosis and/or treatment and shall be presented only as an adjunct to the course material.**

[[6]] (7) Any postgraduate program offered for license renewal must carry the following disclaimer: "Approval of this course is not an acknowledgement or ruling by the board that the methods taught in this course are recognized and approved by the board as the appropriate practice of chiropractic as defined in section 331.010, RSMo." This disclaimer shall be on all brochures and handouts or on a separate piece of paper distributed at each program.

[[7]] (8) All postgraduate education sponsors shall provide each licensee with a certificate verifying his/her attendance at an approved postgraduate education seminar. The certificate shall be provided to the licensee by the sponsor within thirty (30) days from the date of the licensee's attendance at the seminar and it shall contain, at a minimum, the following information:

- (A) Name, address and telephone number of the sponsoring organization;
- (B) Name, address and license number of the licensee in attendance at the approved seminar;
- (C) Course approval number which will be provided to the sponsor at the time the sponsor is notified by the board of its approval of the seminar;
- (D) Title, date(s) and location of the seminar; and

(E) The total number of hours that the licensee was in attendance at the seminar. These hours must be reflected [*within the following categories:*] **according to the categories defined in 20 CSR 2070-2.080(3).**

1. *General chiropractic education;*
2. *Diagnostic imaging;*
3. *Differential or physical diagnosis;*
4. *Emergency procedures or boundary training; and*
5. *Human Immunodeficiency Virus (HIV) or infectious diseases.]*

*AUTHORITY: sections 331.050, RSMo Supp. 2006 and 331.100.2, RSMo 2000.\* This rule originally filed as 4 CSR 70-2.081. Original rule filed April 16, 1990, effective June 30, 1990. Amended: Filed Aug. 26, 1993, effective April 9, 1994. Amended: Filed March 4, 1994, effective Aug. 28, 1994. Amended: Filed Dec. 18, 1995, effective June 30, 1996. Amended: Filed July 23, 1998, effective Feb. 28, 1999. Amended: Filed July 31, 2003, effective Jan. 30, 2004. Moved to 20 CSR 2070-2.081, effective Aug. 28, 2006. Amended: Filed June 27, 2007, effective Jan. 30, 2008. \*Original authority: 331.050, RSMo 1939, amended 1945, 1947, 1969, 1987, 1999, 2001, 2004; and 331.100.2, RSMo 1939, amended 1949, 1969, 1980, 1981.*

## **20 CSR 2070-2.090 Fees**

*PURPOSE: This rule establishes and fixes the various fees and charges authorized by Chapter 331, RSMo.*

(1) The following fees hereby are established by the State Board of Chiropractic Examiners:

- (A) Examination Fee \$300\*
- (B) Reexamination Fee (per section) \$ 35 with maximum fee of \$105
- (C) Application Fee \$200
- (D) Renewal Fee \$200
- (E) Inactive Status Fee \$100
- (F) Reactivation Fee \$100
- (G) Certificate of Corporations Fee \$ 15
- (H) Certification of Licensure Fee \$ 10
- (I) Section Regrade Fee (Written Practical) \$ 25
- (J) Reevaluation Fee (Oral Practical) \$ 50
- (K) Meridian Therapy/Acupressure/ Acupuncture Certification Application Fee \$100
- (L) Preceptorship Program Application Fee \$ 35
- (M) Insurance Consultant Certification Fee \$100
- [(N)] **Insurance Consultant Renewal Fee \$100]**
- [(O)] (N) Fingerprinting Fee (amount determined by the Missouri State Highway Patrol)
- [(P)] (O) Continuing Education Sponsor Fee (per session) \$ 5
- [(Q)] (P) Annual Continuing Education Sponsor Fee \$500\*\*
- [(R)] (Q) Continuing Education Late Fee \$ [50] **150**
- [(S)] (R) Bad Check Fee \$ 25
- [(T)] (S )Temporary License Fee \$100
- [(U)] (T) Renewal Temporary License \$ 25
- [(V)] (U) Specialty Certification Review Fee \$150
- [(W)] (V) Specialist Certification Application Fee \$100

\*If the candidate has not taken the board examination within four (4) consecutive examinations for which the candidate would be eligible, the candidate must pay new examination fee. Candidates taking the N.B.C.E. regional/national practical examination (Part IV) will pay an examination fee directly to the N.B.C.E. This fee will be determined by the N.B.C.E. Applicants paying the three hundred dollar (\$300) Examination Fee will not be charged the two hundred forty dollar (\$240) Application Processing Fee.

\*\*This fee provides continuing education sponsors with the option of paying one (1) annual fee in lieu of paying the five dollar (\$5) fee required with each session on an application for continuing education course approval. The annual fee must be paid with the first application filed by the continuing education sponsor for programs offered in any one continuing education reporting period. No additional fee will be assessed on subsequent applications for continuing education course approval filed for programs offered throughout the continuing education reporting period, regardless of the number of applications filed by the continuing education sponsor.

(2) All fees are nonrefundable.

(3) The provisions of this rule are declared severable. If any fee fixed by this rule is held invalid by a court of competent jurisdiction or by the Administrative Hearing Commission, the remaining provisions of this rule shall remain in full force and effect unless otherwise determined by a court of competent jurisdiction or by the Administrative Hearing Commission.

*AUTHORITY: sections 43.543, RSMo Supp. 2006 and 331.070 and 331.100.2, RSMo 2000.\* This rule originally filed as 4 CSR 70-2.090. Emergency rule filed June 30, 1981, effective July 9, 1981, expired Nov. 11, 1981. Original rule filed June 30, 1981, effective Oct. 12, 1981. Amended: Filed Dec. 10, 1984, effective April 11, 1985. Amended: Filed Aug. 14, 1986, effective Nov. 13, 1986. Amended: Filed Oct. 17, 1986, effective Jan. 30, 1987. Emergency amendment filed March 18, 1987, effective March 28, 1987, expired July 26, 1987. Amended: Filed March 18, 1987, effective May 28, 1987. Amended: Filed Dec. 1, 1988, effective April 13, 1989. Amended: Filed April 18, 1989, effective July 13, 1989. Amended: Filed April 18, 1990, effective June 30, 1990. Amended: Filed Aug. 14, 1990, effective Dec. 31, 1990. Amended: Filed Oct. 15, 1990, effective April 4, 1991. Emergency amendment filed Dec. 21, 1990, effective Dec. 31, 1990, expired April 29, 1991. Amended: Filed Dec. 3, 1990, effective April 29, 1991. Amended: Filed April 30, 1991, effective Oct. 31, 1991. Amended: Filed July 7, 1992, effective Feb. 26, 1993. Amended: Filed Jan. 29, 1993, effective Aug. 9, 1993. Amended: Filed March 4, 1994, effective Aug. 28, 1994. Amended: Filed Sept. 13, 1995, effective March 30, 1996. Amended: Filed Jan. 24, 1996, effective July 30, 1996. Amended: Filed Nov. 6, 1996, effective May 30, 1997. Amended: Filed Jan. 20, 1998, effective Sept. 1, 1998. Amended: Filed July 23, 1998, effective Jan. 30, 1999. Amended: Filed June 15, 1999, effective Nov. 30, 1999. Amended: Filed April 14, 2000, effective Oct. 30, 2000. Amended: Filed July 31, 2003, effective Jan. 30, 2004. Amended: Filed April 1, 2005, effective Oct. 30, 2005. Amended: Filed June 29, 2005, effective Jan. 30, 2006. Moved to 20 CSR 2070-2.090, effective Aug. 28, 2006. Amended: Filed June 27, 2007, effective Jan. 30, 2008.*

*\*Original authority: 43.543, RSMo 1993, amended 2003, 2005; 331.070, RSMo 1939, amended 1969, 1981, 1985; and 331.100.2, RSMo 1939, amended 1949, 1969, 1980, 1981.*

## **20 CSR 2070-4.030 Renewal and Postgraduate Education**

*PURPOSE: This rule sets requirements for chiropractic insurance consultants to renew the certification and the required postgraduate education.*

(1) The chiropractic insurance consultant's certification shall be renewed biennially. The board shall send a notice to each certified consultant.

(2) To renew the certification the chiropractic insurance consultant *[annually]* **biennially a licensee** shall obtain twelve (12) hours of postgraduate education in insurance consulting approved by the board. [This postgraduate education shall be in compliance with 20 CSR 2070-2.080(4) for the general studies category of continuing education required to renew the consultant's chiropractic license.] **This continuing education shall apply toward attainment of the twelve (12) required hours of continuing education pursuant to 20 CSR 2070-2.080(5), the general studies category of continuing education.**

**(A) Continuing education in the area of insurance consulting may also be submitted to the board for approval as formal continuing education hours. Hours approved for formal continuing education shall not apply to general study hours.**

*AUTHORITY: sections 331.060, 331.100.2 and 376.423, RSMo 2000 and 331.050, RSMo Supp. 2006.\* This rule originally filed as 4 CSR 70-4.030. Original rule filed Feb. 15, 1991, effective July 8, 1991. Amended: Filed March 4, 1993, effective Sept. 9, 1993. Amended: Filed Dec. 15, 2003, effective June 30, 2004. Moved to 20 CSR 2070-4.030, effective Aug. 28, 2006. Amended: Filed June 27, 2007, effective Jan. 30, 2008.*

*\*Original authority: 331.050, RSMo 1939, amended 1945, 1947, 1969, 1981, 1987, 1999, 2001, 2004; 331.060, RSMo 1939, amended 1969, 1971, 1972, 1981, 1987; 331.100, RSMo 1939, amended 1949, 1969, 1980, 1981, and 376.423, RSMo 1990, amended 1992, 1993, 1997.*