



State of Idaho
Division of Occupational and Professional Licenses
Idaho Board of Chiropractic Physicians

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Board Meeting Minutes of 3/22/2024

Board Members Present:	William Higgins, D.C. - Chair George Fiegel, D.C. Joseph Betz, D.C. Howard Arrington, D.C.	Division Staff:	Cesley Metcalfe, Executive Officer Greg Loos, Legal Counsel Allegra Earl, Licensing Supervisor Christian Runnalls, Board Support Specialist
Board Members Absent:	Cathy Hart		

The meeting was called to order at 9:00 AM by William Higgins, DC.

Approval of Minutes

A motion was made and seconded to approve the 2/23/2024 minutes. The motion carried unanimously.

DIVISION BUSINESS

2024 Legislative Session Overview: Ms. Metcalfe provided a legislative update on Senate Bill 1288, House Bill 505, and House Bill 705.

Idaho Association of Chiropractic Physicians Convention: A motion was made and seconded for Dr. Betz to represent the Board at the IACP convention. The motion carried unanimously.

Zero-Based Regulation: The Board continued its review of the administrative rules for Zero-Based Regulation (ZBR). Unless stated otherwise, the following changes are being contemplated, pending notice of intent to promulgate rulemaking, stakeholder input, and final votes by the Board:

Rule 350.01 – Requirement: The Board changed the continuing education requirement to 36 hours every 24 months to align with a biennial renewal.

Rule 350.01.a – Requirement: The Board struck this as something that is controlled by the continuing education provider.

Rule 350.01.b – Requirement: The Board struck this as unnecessary because there is nothing in the rules that restricts a current continuing education delivery platform.

Rule 350.01.c – Requirement: The Board struck this as an unnecessary restriction.

Rule 350.02 – Documentation: The Board reworded this to “Each licensee is responsible for maintaining documentation verifying continuing education compliance.” Subsections a and b were struck as unnecessary with the changes to this rule.

Rule 350.04 – Carryover of Continuing Education Hours: The Board updated this from “renewal year” to “renewal cycle” to align with a biennial renewal cycle.

Rule 350.06 – Continuing Education Activities: The Board struck this as unnecessary to maintain in rule but will list this type of information on the Board’s website as guidance for licensees.

Rule 351.01.d – Approved Continuing Education Courses: The Board struck this rule as unnecessary because it is covered by the “or otherwise approved by the Board” language in 351.01.

Rule 700 – Clinical Nutrition Certification and Practice: The Board struck subsection 01 as a clarification of the regular scope of practice that is unnecessary to define in rule. This information may be provided on the Board’s website. Subsection 02 was struck as redundant of Idaho Codes § 54-708(3).

Rule 702.01 – Requirements for Clinical Nutrition Certification: The Board struck the entirety of this for the following reasons:

- 702.01.a is duplicative of Idaho Code § 54-708(3).
- 702.01.b is unnecessary due to permissive language in Idaho Code § 54-708(3).
- 702.01.c is unnecessary because you don’t need a rule telling people they must follow the law.
- 702.01.d is primarily duplicative of Idaho Code § 54-717(6).
- 702.01.e is duplicative of Idaho Code § 54-717(6). The subsections can be added as guidance to the Board’s website.
- 702.01.f is duplicative of Idaho Code § 54-717(7).
- 702.01.g is unnecessary because this is within the Board’s discretion.

Rule 702.02 – Didactic Education Requirement: The Board struck the entirety of this rule as duplicative of Idaho Code § 54-717(1)(a).

Rule 702.03 – Practicum Requirement: The Board struck the entirety of this rule as duplicative of Idaho Code § 54-717(1)(b).

Rule 702.04 – Accredited Institution and Program Requirement: The Board struck 702.04 and 702.04.a as duplicative of Idaho Code § 54-717(1)(b). Subsection 04.b was struck as unnecessary with the deletion of 702.04. Subsection 04.c was struck as unnecessary to state that you must provide what is required for licensure.

Rule 702.05 – Audit of Compliance with Clinical Nutrition Certification and Recertification Requirements: The Board struck this as unnecessary because requirements may be verified without express audit authority.

Rule 702.06 – Requirement to Maintain Supporting Documentation: The Board struck this as unnecessary guidance.

Rule 703.01 – Expiration Date: The Board updated the language to align with a biennial renewal.

Rule 703.02 – Issuance: The Board struck the rule as unnecessary because if the certification is renewed in accordance with 703.01 it will be issued.

Rule 703.03 – Failure to Comply with Issuance Requirements: The Board struck the rule and its subsections as unnecessary and redundant of licensure requirements.

Rule 704 – Reissuance of Canceled Clinical Nutrition Certification: The Board struck the rule as unnecessary because a chiropractic licensee can apply for certification at any time after meeting the original and/or recertification requirements.

Rule 705 – Clinical Nutrition Certification Canceled for Over Three (3) Years: The Board struck the rule as unnecessary because a chiropractic licensee can apply for certification at any time after meeting the original and/or recertification requirements.

Rule 706.01 – Recertification in Clinical Nutrition Every Three (3) Years: The Board changed the recertification requirement to every 4 years to align with a biennial renewal.

Rule 706.02 – Annual Verification of Meeting Requirements: The Board struck the rule as unnecessary.

Rule 706.02.a – Annual Verification of Meeting Requirements: The Board changed this from three to four years to align with biennial renewal and moved the subsection to Rule 706.03 to streamline the rule.

Rule 706.02.b-d – Annual Verification of Meeting Requirements: The Board struck these subsections as being already covered by Idaho Codes § 54-708(3) and 54-717(1)(6)(7).

Rule 706.03 – Recertification is in Addition to Required Annual Continuing Education: The Board updated this from an annual 18 hours of continuing education to a biennial 36 hours of continuing education to align with a biennial renewal. The Board also added language from deleted Rule 706.01.a to retain the specific educational requirements for recertification.

Rule 706.04 – Failure to Timely Recertify in Clinical Nutrition: The Board struck the last sentence as unnecessary because a licensee who meets the requirements has the option to recertify.

Adjourn

There being no further business, the meeting was adjourned at 11:12 AM.

The next meeting is on 4/26/2024.