



NEWSLETTER

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Providers of Approved Continuing Education (PACE)

The Board fields numerous calls about how to find and determine what is acceptable license renewal CE. To ensure you are earning CE that the Board will accept, check out PACE to learn what PACE can do for you!

PACE is a service offered by the Federation of Chiropractic Licensing Boards (FCLB) that provides doctors with a dependable source for selecting continuing education. With nearly 2,000 programs in their database, PACE is a great CE resource. PACE also features automatic attendance verification that maintains your CE credits!

Review the Board's CE requirements and prohibitions on Page 2 to ensure any CE you choose to earn from PACE is acceptable to renew your license!

<http://pacex.fclb.org>

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ANNOUNCEMENT NEW LEGISLATION!

HB 276 was signed by Governor Kasich on January 4, 2017. The Bill amends the language of the scope of chiropractic practice in Ohio Revised Code 4734.15.

The amendment clarifies that chiropractors may administer, sell, distribute, recommend, or provide advice regarding any of the following to restore or maintain the health of their patients: vitamins, minerals, phytonutrients, antioxidants, enzymes, glandular extracts, botanical substances, herbal therapies, homeopathic remedies, drugs that are available without a prescription, or durable and nondurable medical goods and devices other than home medical equipment, as defined in section 4752.01 of the Revised Code.

The products listed above must be prepackaged for use by consumers and labeled in accordance with state and federal law. Chiropractors are prohibited from delegating any of these activities to an individual who is not licensed or otherwise specifically authorized by the Revised Code to engage in the activity.

The amended language will be effective April 2017.

Remember! It is your responsibility to earn the proper education, training, and experience to perform any service within your scope of practice for which you are not currently educated and trained to perform.

UNDERSTANDING THE BOARD'S CE REQUIREMENTS

General Requirements for ALL CE Programs

- Significant intellectual or practical content.
- Primary objective to improve professional competence.
- Consist of topics of clinical benefit to consumers.
- Instructors qualified by education or experience to provide instruction in the subject matter.
- Presented in a setting suited to the activity of the program.
- Content based upon scientific evidence generally accepted by the profession.
- You must be able to interact with and speak to the instructor if the program is not an online program.

Additional Requirements and Prohibitions for ONLINE CE

- Must have a mechanism to ensure that each page of the program is viewed and that you have earned all time required for the program.
- You must be able to contact the provider with any questions about the program.
- Must include a mechanism to evaluate your knowledge of the subject matter contained in the CE activity.
- Must provide a printed verification or allow you to print a verification only upon completion of the program.
- Must ensure you earn all of the time required within the program.
- Must have a mechanism to ensure course time cannot be earned away from the program and enacts automatic logout if the keyboard becomes unattended.
- Programs can only be earned one at a time – no credit granted for multiple windows or programs completed simultaneously.

Prohibited Methods of Earning CE

CDs; DVDs; Speeches; Audio Programs; Home Study Courses; Reading Books, Articles, Journals; Correspondence Courses or any other mechanism of self-instruction.



Prohibited CE Topics

Risk Management; Malpractice Defense; Strategies to Increase Reimbursement; Practice Management; Practice Building; Professional Organizational Business Meetings; Motivational Programs; Legal Courses; Billing and Coding in Relation to Upcoding; Enhanced Billing and/or Coding Techniques; programs wherein promotion of a product or service is the principle purpose of the program.

Approved CHIROPRACTIC CE topics: Acupuncture; Chiropractic Philosophy and History; Clinical Diagnosis & Examination Procedures; Diagnostic Imaging; Clinical Documentation; Electrodiagnostics; Emergency Procedures; Laboratory Procedures; Manipulation and Adjusting Procedures; Neurology; Nutrition; Orthopedics; Physiological Therapeutics; Principles and Practice of Chiropractic; Professional Boundaries; Public Health, Hygiene, Sanitation; Rehabilitative Procedures/Exercise.

Approved ACUPUNCTURE CE: programs comprised of topics to enhance acupuncture education and competency.

Approved BOARD MANDATED CE topics: ethics and professionalism; human trafficking awareness; and/or laws and rules of the Board. **ONLY 2 HOURS OF BOARD MANDATED CE IS PERMITTED TO RENEW YOUR LICENSE!**

CE Hour Requirements:

34 Chiropractic topic hours
+ 2 Board mandated topic hours
36 Total CE hours

CE Requirements if you

ALSO Possess an Acupuncture Certificate:

22 Chiropractic topic hours
12 Acupuncture topic hours
+ 2 Board mandated topic hours
36 Total CE hours

As always, the Board's CE rules and website provide comprehensive information and FAQs to assist you in determining if the CE you are considering would meet the Board's license renewal requirements.

Please visit our website at www.chirobd.ohio.gov and click on the **Continuing Education** tab.

Attorney/Chiropractor Relationships

The following is excerpted from Ohio Supreme Court
OPINION 2004-9

An attorney may send a letter to a chiropractor asking for the opportunity to meet to provide information about the attorney's legal services. But, an attorney may not enter an agreement with the chiropractor for mutual referral of clients; may not reward or compensate a chiropractor for a referral; and may not request that the chiropractor recommend the attorney's legal services to the chiropractor's clients.

This does not mean an attorney is prohibited from providing legal services to a chiropractor's patient who learned of the attorney through the chiropractor. And, it does not mean an attorney is prohibited from suggesting that a client seek help from a chiropractor. It means that upon acquainting each other as to their professional services, the attorney and the chiropractor exercise their independent professional judgments.

For example, if an attorney believes it is in the client's best interest to see a chiropractor and the client needs guidance in choosing a chiropractor, the attorney may provide several names of chiropractors so that the client may freely choose.

If a chiropractor's patient needs legal services, the client should come to an attorney voluntarily having exercised free choice, not as a condition imposed by the chiropractor. The exercise of an attorney's professional independent judgment on behalf of a client demands that there be no mutual referral agreements, no rewards or compensation for recommendations or referrals, and no improper self-recommendation of legal services.

Disinterested and informed recommendations are best for a client. An attorney and a chiropractor should not engage in any conduct involving or implying there is a business relationship between the two.

If you have any questions regarding this Opinion, please consult with your attorney. To view the Opinion in its entirety, visit the Supreme Court's website at: www.supremecourtofohio.gov

DO NOT CALL

Are you complying with the law?



If you solicit new patients via outbound telephone calls, **you must be registered with the FTC's National Do Not Call Registry** and you must be consulting the Registry to be certain the numbers you are calling are not listed on the Registry. You need to download the Registry at least every 31 days to avoid making calls in violation of DNC restrictions. **The Do Not Call restrictions apply to cellular telephone numbers.**

The following is excerpted from the FTC's Q & A for Telemarketers & Sellers

What happens to companies that don't pay for access to the registry?

A company that is a seller or telemarketer could be liable for placing any telemarketing calls (even to numbers NOT on the registry) unless the seller has accessed the registry and paid any required fees. Violators may be subject to fines of up to \$40,000 per violation. Each call may be considered a separate violation.

What if I call a number that's not on the registry without checking the registry first?

It's against the law to call (or cause a telemarketer to call) any number on the registry (unless the seller has an established business relationship with the consumer whose number is being called, or the consumer has given written agreement to be called). But it's also against the law for a seller to call (or cause a telemarketer to call) any person whose number is within a given area code unless the seller first has subscribed to and accessed the portion of the registry that includes numbers within that area code, and paid the annual fee, if required.

In addition, it's against the law for a telemarketer, calling on behalf of a seller, to call any person whose number is within a given area code unless the seller has first subscribed to and accessed the portion of the registry that includes numbers within that area code, and paid the annual fee, if required. Telemarketers must make sure that their seller-clients have paid for access to the registry before placing any telemarketing calls on their behalf.

You may register to download the Do Not Call Registry and find out further information about both federal laws at:

<https://telemarketing.donotcall.gov>

We Need Your Email Address!

Over the next few months the Board will be converting to a new online licensing and renewal system and you will be required to provide an email address to the Board to access and use the system.



IF YOU RECEIVED THIS NEWSLETTER IN THE MAIL, THE BOARD DOES NOT HAVE YOUR EMAIL ADDRESS.

To file or change your email address, please use the Board's online reporting form located at: <http://chirobd.ohio.gov/Forms/AddressChange.aspx>



FREE Online CE!



You can earn the required 2 hours of Board mandated CE FREE! Visit the Board's website at www.chirobd.ohio.gov and click on the links under ANNOUNCEMENTS to earn 1 hour of Laws and Rules CE and 1 hour of Human Trafficking CE.



Treating Staff Members?

If you treat your staff, please keep in mind the laws and rules that apply to treating patients apply to your staff members too! Maintain good documentation and make sure you treat your staff according to the prevailing standard of care.

Have a complaint?

Oftentimes we at the Board office hear from our licensees "everyone knows about this guy – why aren't you doing something about it?" If you have a complaint or are aware of a chiropractor you believe is violating the Board's laws and rules, please don't assume we know about it - file a complaint.

Complaints can be filed online by visiting the Board's website at www.chirobd.ohio.gov. Click on the **Consumers** tab and choose **File a Complaint** from the drop down menu. Complaints may be filed anonymously.



Don't forget to go to the PACE website to search for CE!

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You'll find nearly 2,000 CE programs, most of which meet the Board's CE requirements!

And remember - PACE has automatic attendance verification that maintains your CE credits!

Make your next CE audit a breeze - simply order a transcript of your PACE Provider CE for a nominal fee!

<http://pacex.fcib.org>

www.chirobd.ohio.gov