



# State of Arizona Board of Chiropractic Examiners

October 2001

Newsletter

***Mission Statement:*** *The mission of the Board of Chiropractic Examiners is to protect the health, welfare and safety of Arizona citizens who seek and use chiropractic care.*

## ***Board of Chiropractic Examiners***

***N. Edwin Weathersby, D.C.***  
*Chairman*

***Craig Seitz, D.C.***  
*Vice Chairman*

***Sandra Lynne Velotta***  
*Public Member*

***James J. Badge, D.C.***  
*Professional Member*

***Lee Miller***  
*Public member*

## ***Board Meetings***

*October 11, 2001*

*November 8, 2001 (may change)*

*December 6, 2001 (may change)*

## ***Examinations***

*Jurisprudence – 1<sup>st</sup> Friday of the month, 10:00 am*  
*Acupuncture January 30, 2002, 10:00 am*

State of Arizona Board of Chiropractic Examiners  
5060 N. 19<sup>th</sup> Ave., Suite 416  
Phoenix, AZ 85015-3210  
Phone: (602) 255-1444 Fax: (602) 255-4289

## ***CATCH and RELEASE***

***An angler's way to keep from answering a Board Complaint***

*by Allen Imig, Deputy Director*

Many of you have gone fishing in areas where the law allow you to catch the fish, but then you must release it. If the Game Warden catches you for keeping a fish instead of releasing it, you get a ticket, have to go to court, get fined and, worst of all, you don't get to keep the fish.

Assume for the moment, the Chiropractor is the fisherman, patients and their records are the fish, the Board investigator is the Game Warden and the Chiropractic Board is the Court.

You (the fisherman) have your chiropractic patient (your catch) to treat. The patient want to quit treating with you – for whatever reason – and make a written request for a copy of his medical records and x-rays. You ignore the request or make excuses as to why he can't have his patient records and films, and your failure to comply comes to the Board Investigator's (game warden's) attention. Since it is a violation of the law and rules to withhold such records, the game warden (Board Investigator) contacts you, subpoenas the patient's records/x-rays and has you explain why the records were not released. A date is set for you to appear before the Board (Court) to discuss the reasons why you violated the law and rules.

In the end, you get to spend the day with the Board, have a complaint against your license, get a sanction imposed – and the patient's records get released.

**WARNING: You are in a Catch and Release area.**

If you wish to bone up on the applicable laws and rules, review ARS 32-924 (B) (5); AAC R4-7-902 (5); ARS 12-2291 – 12-2296.

## ***Lather up your SOAP notes***

by Allen Imig, Deputy Director

All of you know what SOAP notes are and why we need them. As your practice becomes busier and busier, you look for areas to streamline. Unfortunately, some streamline by reducing entries, not capturing required information, scribbling illegible notes or codes, or not recording anything.

When the Board receives a complaint, whether it is from a patient, insurance company, attorney or other means, most of the time records are required from the doctor. The Board not only looks into the complaint, but also makes sure the records meet the statutory requirement. In review of the statute, ARS 32-924 (B) (5); AAC R4-07-902 (3), requires the following:

1. Create a record
2. Maintain a record that includes:
  - a. Health history
  - b. Examination of findings
  - c. Diagnostic results
  - d. X-ray films, if taken
  - e. X-ray reports
  - f. Treatment plan
  - g. Notes from each patient visit
3. Notes from each patient visit
  - a. Patient's name
  - b. Date of service
  - c. Chiropractor's findings
  - d. All services rendered
  - e. Name or initials of chiropractor that provided the service.

If it is not written (legibly), it didn't happen, so, let it be written, let it be SOAP

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## **Disciplinary Actions Against Licensees**

<b>Everett Beyer</b>	Lic.# 4679	Unprofessional conduct; Probation, fine, CE.
<b>Randall Wittman</b>	Lic.# 5909	Unprofessional conduct; Order of censure, fine.
<b>Samuel Carr</b>	Lic.# 4865	Misdemeanor involving moral turpitude; Unprofessional conduct; Suspension, probation, fine, CE.
<b>Randall Widmaier</b>	Lic.# 4220	Conduct contrary to recognized standards; probation, fine, CE, audits.
<b>Paul Thomas</b>	Lic.# 5941	Unprofessional Conduct, Billing for services not rendered, probation, reimburse patient

<b>Shawn Warwick</b>	Lic.# 4302	Unprofessional conduct, patient records not in compliance with law, probation, fine, CE.
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<b>Thomas Panchesin</b>	Lic.# 3682	Unprofessional conduct related to billing, probation, fine, audit, CE.
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<b>Joseph Paul</b>	Lic.# 5690	Unprofessional conduct, patient records not in compliance with law, probation, fine, file inspection, CE.
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<b>M.J. Dionisio</b>	Lic.# 4998	Unprofessional conduct, knowingly making false or misleading statement to patient, suspension, probation, fine, CE
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<b>Patrick Chiavaroli</b>	Lic.# 5738	Unprofessional conduct, patient records not in compliance with law, probation, fine, CE.
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<b>Jay Elza</b>	Lic.# 6057	Revoked, failure to comply with Board Order.
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<b>Harvey Abrams</b>	Lic.# 5161	Misleading advertising, probation, fine.
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## **Change of Address**

Please remember that A.R.S. 32-923 (A) requires that every licensed person shall, within **30 days**, notify the Board **in writing** of any change in residence or office address. Mail or fax address change to:

**Arizona Board of Chiropractic Examiners**  
**5060 N. 19<sup>th</sup> Ave. Suite 416**  
**Phoenix, AZ 85015 Fax: 602-255-4289**

### **REMINDER----CONTINUING ED----NOW !!**

It's not too early to be taking your 12 hours of continuing education for 2001. To find out about courses, contact the professional association and accredited colleges of your choice. Beat the December rush!

Don't put your license on the line. Before you take that class or seminar, check it out with who is putting on the class to make sure it qualifies by Statute. Refer to ARS 32-931; AAC R4-7-801

1. Does the subject qualify
2. Is it taught or sponsored by an accredited Chiropractic College or College or University.
3. Is the instructor a faculty member of a Chiropractic College or College or University.
4. Approved by the Board

Also, keep the documentation of your attendance. We do audit. The statutory requirement is five years (AAC R4-7-802 (A)).