

PROFESSIONAL LICENSURE DIVISION[645]

Notice of Intended Action

Proposing rule making related to endorsement and continuing education and providing an opportunity for public comment

The Board of Chiropractic hereby proposes to amend Chapter 41, “Licensure of Chiropractic Physicians,” and Chapter 44 “Continuing Education for Chiropractic Physicians” Iowa Administrative Code.

Legal Authority for Rule Making

This rule making is proposed under the authority provided in Iowa Code sections 147.76 and 151.11.

State or Federal Law Implemented

This rule making implements, in whole or in part, Iowa Code chapter 151.

Purpose and Summary

The proposed amendments changes the process of applying for licensure; verification for endorsement and eliminates in-classroom requirement to obtain continuing education.

Fiscal Impact

This rule making has no fiscal impact to the State of Iowa.

Jobs Impact

After analysis and review of this rule making, no impact on jobs has been found.

Waivers

A waiver provision is not included in this rule making because all administrative rules of the professional licensure boards in the Professional Licensure Division are subject to the waiver provisions accorded under 645—Chapter 18.

Public Comment

Any interested person may submit written comments concerning this proposed rule making. Written comments in response to this rule making must be received by the Board no later than 4:30 p.m. on June 7, 2022. Comments should be directed to:

Susan Reynolds
Professional Licensure Division
Iowa Department of Public Health
Lucas State Office Building
321 East 12th Street
Des Moines, Iowa 50319
Phone: 515.281.5234
Fax: 515.281.3121
Email: susan.reynolds@idph.iowa.gov

Public Hearing

A public hearing at which persons may present their views orally or in writing will be held as follows:

June 7, 2022
9 to 9:30 a.m.

Via video/conference call
Meeting Link: us02web.zoom.us, click "join"
Meeting ID: 771 308 2382
Passcode: 409739
Via telephone: 1.312.626.6799

Persons who wish to make oral comments at the public hearing may be asked to state their names for the record and to confine their remarks to the subject of this proposed rule making. In an effort to ensure accuracy in memorializing a person's comments, a person may provide written comments in addition to or in lieu of oral comments at the hearing.

Any persons who intend to attend the public hearing and have special requirements, such as those related to hearing or mobility impairments, should contact the Board and advise of specific needs.

Review by Administrative Rules Review Committee

The Administrative Rules Review Committee, a bipartisan legislative committee which oversees rule making by executive branch agencies, may, on its own motion or on written request by any individual or group, review this rule making at its [regular monthly meeting](#) or at a special meeting. The Committee's meetings are open to the public, and interested persons may be heard as provided in Iowa Code section 17A.8(6).

The following rule-making action is proposed:

Amend paragraph 41.4(2)(b) as follows:

ITEM 1. Provide a ~~notarized~~ copy of the certificate or diploma awarded to the applicant from a chiropractic program in the country in which the applicant was educated.

Amend paragraph 41.6(2)(c) as follows:

ITEM 2. Provides a ~~notarized~~ copy of the diploma (no larger than 8½" × 11") along with an official copy of the transcript from a CCE-accredited and board-approved chiropractic school sent directly from the school to the board office;

Amend paragraph 41.6(2)(e) as follows:

ITEM 3. Provides verification of license(s) from the every jurisdiction in which the applicant has been most recently licensed, sent directly from the jurisdiction(s) to the board office. The applicant must also disclose any public or pending complaints against the licensee in any other jurisdiction. Web-based verification may be substituted for verification direct from the jurisdiction's board office if the verification provides:

Amend subrule 44.3(2) as follows:

ITEM 4. Continuing education hours of credit shall be obtained by completing:

- (1) At least 36 hours of continuing education credit obtained from a program that directly relates to clinical case management of chiropractic patients. ~~At least 20 of these hours shall be earned by completing a program in which an instructor conducts the class by employing a traditional in-person, classroom-type presentation and the licensee is in attendance in the same room as that instructor. The remaining 16 hours of continuing education credit relating to clinical case management of chiropractic patients may be obtained by independent study, including any online instruction, that complies with conditions specified in 44.3(1).~~
- (2) A minimum of two hours per biennium in professional boundaries regarding ethical issues related to professional conduct that may include but are not limited to sexual harassment, sensitivity training and ethics.
- (3) A minimum of 12 hours per biennium of continuing education in the field of acupuncture if the chiropractic physician is engaged in the practice of acupuncture. Chiropractic physicians not engaged in the active practice of acupuncture may take continuing education hours in the field of acupuncture for continuing education credit.

- (4) Classes on child abuse and dependent adult abuse that meet the criteria in 645—subrules 41.8(4) and 44.3(1).
- (5) Two hours of continuing education credit at the time of the first biennial renewal period and one hour every biennial renewal period after that in the content areas of the administrative rules related to chiropractic physicians in Iowa, found at 645—Chapters 41 through 45 and the statutory provisions specific to the practice of chiropractic in Iowa, found at Iowa Code chapter 151.
- b. Continuing education hours of credit may be obtained by:
- (1) Teaching at a Council on Chiropractic Education (CCE)-approved program or board of chiropractic-approved institution. A maximum of 15 hours per biennium may be obtained for each course taught.
- (2) Completing electronically transmitted programs/activities or independent study programs/activities that have a certificate of completion that complies with conditions specified in 44.3(1).
- (3) A licensee who is a presenter of a continuing education program may receive credit once per biennium for the initial presentation of the program.
- (4) Completing a program provided by a CCE-accredited chiropractic college in the United States, the Iowa Chiropractic Society, American Chiropractic Association or International Chiropractors Association.
- (5) Completing continuing education courses/programs that are certified by the Providers of Approved Continuing Education (PACE) through the Federation of Chiropractic Licensing Boards (FCLB).
- (6) Proctoring at the NBCE examination. Fifteen hours of continuing education hours per NBCE examination event may be claimed up to a maximum of 30 hours of continuing education credit per biennium. The proctoring hours may apply toward the clinical requirement.
- c. Continuing education may not be obtained by completing or teaching classes in basic anatomy and physiology or undergraduate level coursework.