



Texas Chiropractic Board Report

August 2016
Issue Four

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Summary of Actions

A regular meeting of the Texas Board of Chiropractic Examiners (TBCE) was held August 18, 2016, in Austin. The following is a summary of Board actions taken during this meeting.

The Board voted to adopt amendments to the following rules - effective November 1, 2016:

- [Rule 72.6](#) - The amendment reflects the Board's most current practices in giving examinations.
- [Rule 78.6\(a\)](#) - The amendment updates the rule to reflect and ratify the present fee for the TBCE's jurisprudence examination.
- [Chapter 74](#) - Board Staff has published notice of rule review for Chapter 74 pursuant to the Government Code §2001.039 in order to ensure consistency with the law and reach a determination of present need for the rule.
- [Rule 74.1](#) - The amendment is part of the Board's review of Chapter 74 to fulfill its ongoing duty to conduct agency rule review.
- [Rule 74.2](#) - The amendment is part of the Board's review of Chapter 74 to fulfill its ongoing duty to conduct agency rule review and also reflects the transfer of administration duties from the Department of State Health Services (DSHS) to the Texas Medical Board (TMB) as required by Senate Bill 202.

You can view current rules from the [Secretary of State website](#). All proposed and adopted rules are submitted for publication in the *Texas Register* after each Board meeting and within a scheduled timeframe.

Current and past issues of the Texas Register are available here: <http://www.sos.state.tx.us/texreg/index.shtml>. If you'd like to be notified by email whenever the TBCE proposes, adopts or withdraws a rule or schedules an open meeting, contact the Texas Register at (512) 463-5561 or email register@sos.state.tx.us.

We encourage all licensees to monitor proposed rules published in the *Texas Register* and to regularly comment on these proposed rules. Comments must be in writing and sent to the Executive Director via mail or email at rules@tbce.texas.gov within a specified time period.



Texas Board of Chiropractic Examiners

BOARD MEMBERS

Mark Bronson, DC
Board President
Executive Committee
Chairperson
Fort Worth

Ms. Kenya Woodruff, JD
Board Vice-President
Licensure & Education
Committee Chairperson
Dallas

Karen Campion, DC
Board Secretary-Treasurer
Rules Committee
Chairperson
Bryan

John Riggs III, DC
Enforcement Committee
Chairperson
Midland

Mr. Gus Ramirez
Tyler

Nicholas Baucum, DC
Corpus Christi

Mr. John Steinberg
Marion

Cynthia Tays, DC
Austin

Amy Vavra, DC
Licensing & CE Committee
Mansfield

Patricia Gilbert
Executive Director

Attention New Licensees

Your first renewal cycle is pro-rated and is usually not a full twelve months long, so completion of your Continuing Education (CE) requirements is not required until after your first license renewal.

When you renew your license for the second time, you should have completed sixteen (16) hours of approved CE, including the four (4) hours in Board-required topics and the one-time, eight (8) required hours for Medicare.



Board Disciplinary Actions Taken June – August 2016

ROBERT BARTON, D.C. Lic. No. 6958, Pasadena.

Cease and Desist for operating two facilities with expired registration; take and pass the Jurisprudence exam within sixty (60) days; and take eight (8) hours of continuing education within sixty (60) days for failing to respond to Board inquires.

RYAN BASS, D.C. Lic. No. 10096, Addison.

Failing to report a change in facility ownership and address. Fine of \$500.

MICHAEL CARR, D.C. Lic. No. 12011, Dallas.

Cease and Desist from operating an unregistered

chiropractic facility and take and pass the Jurisprudence exam within sixty (60) days.

GARRY CRAIGHEAD, D.C. Lic. No. 6847, Leander.

Statutory Revocation of his license. Felony conviction.

RONALD EBELL, D.C. Lic. No. 11634, Hurst.

Failure to report to the Board of a criminal conviction; false statement on license renewal; and failure to respond to Board inquires. Fine of \$3,000; take and pass the Jurisprudence exam and Ethics and Boundaries Assessment Services exam within six (6) months.

Continued on page 7

The *Texas Chiropractic Board Report* is the official publication of the Texas Board of Chiropractic Examiners. Beginning in 2016, future newsletters will be published after Board meetings which are typically held in February, May, August, and November.

Published by: **TEXAS BOARD OF CHIROPRACTIC EXAMINERS**

333 Guadalupe St, Suite 3-825, Austin, Texas 78701

Phone: 512-305-6700

Fax: 512-305-6705

tbce@tbce.texas.gov

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Governor Abbott Appoints New Board Members

Governor Greg Abbott has appointed three new members to the Texas Board of Chiropractic Examiners. The new members are Dr. Mark Bronson, D.C., Dr. Nicholas Baucum, D.C. and Gus Ramirez, public member. All were appointed for five year terms that expire on February 1, 2021. Additionally, Governor Abbott has named Mark Bronson as presiding officer.

Mark Bronson, D.C. of Fort Worth, Board President, is a chiropractor and owner of the Bronson Clinic, Inc. He is a member of the Texas Chiropractic Association, American Chiropractic Association and Texas Council of Chiropractic Orthopedists. He is a volunteer for the Boy Scouts of America and a former volunteer for the Rotary Club of Western Fort Worth. Bronson received a Bachelor of Business Administration in finance from The University of Texas at Austin, a Doctor of Chiropractic from Texas Chiropractic College and a certification in Chiropractic Orthopedics from Parker University.

Nicholas "Nick" Baucum, D.C. of Corpus Christi is an associate chiropractor at Armadillo Sport Chiropractic. He is an Eagle Scout and former volunteer for Marathon Kids. Baucum received a Bachelor of Science in kinesiology from The University of Texas and a Doctor of Chiropractic from Parker University.

Gus Ramirez of Tyler is the owner of Gus' Mexican Restaurant. He is a former member of the Texas Community Development Block Grant Review Committee, East Texas Fair Association, Tyler Junior College Oil and Mineral Lease Committee, Tyler Metro Chamber Board, Tyler Independent School District Advisory Committee, T.K. Gorman School Advisory Board, Tyler YMCA Board and Tyler Junior College Mid-Management Board. He formerly served as a city council member and mayor pro-tem for the city of Tyler and as the Smith County Commissioner. Ramirez received an Associate of Arts in business management from Tyler Junior College and a Bachelor of Arts in applied science from The University of Texas at Tyler.

Pay Online

Pay for all your licensing, registration and services from TBCE online now.

No more mailing your payments and forms. Go to the TBCE website at www.tbce.state.tx.us and click on the menu option titled "Pay Fees" and choose from one of the options to renew online or pay fees.

You can also FAX your applications and other forms to 512-305-6705.

This online service is provided by Texas.gov, the official website of Texas.

TBCE's New General Counsel: Introducing Courtney Ebeier

Courtney is a Texas native with 14 collective years living and working in Austin, Texas. She is a graduate of the University of Texas of Austin, College of Communications, where she earned a bachelor of journalism, and a J.D. graduate of South Texas College of Law of Houston. She is an experienced consumer and commercial law litigator with expertise in providing regulatory compliance counsel in connection with commercial business and consumer protection laws. Her litigation background includes title insurance defense, transactional real estate and consumer mortgage lending and servicing defense of matters. She has litigated in all venues of Texas, from county, state to federal, including appellate practice in the First and Fourteenth Courts of Appeals.

Courtney returned to Austin in 2015 to serve as associate general counsel for a national real-estate and mortgage lending company where she assisted and advised in regulatory compliance and vendor management. There she created and implemented a compliance management and vendor management system, consumer complaint process, and advised executive management on regulatory compliance matters pursuant to state regulations and federal consumer protection laws promulgated by the Consumer Financial Protection Bureau.

Agency Licensing & Registration Information through August 2016



Number of Chiropractic Doctors	
Active License	5219
CE-Conditional License	399
Expired License	172
Inactive License	631
Non-Renewable License*	2596
Probated License	15
Suspended License	3

Number of Chiropractic Facilities	
Active Registration	4378
Expired Registration	178

* Includes license expiration after one year, closure at DC's request or closure for non-compliance with CE.

Number of Radiologic Technologists	
Active Registration	78
Expired Registration	32

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Office Hours and Location

The office of the Texas Board of Chiropractic Examiners is located in the William P. Hobby Building, at the corner of 4th Street and Guadalupe Street in downtown Austin. The mailing address is: 333 Guadalupe St., Suite 3-825, Austin, Texas 78701. Office hours are 8:00 a.m. to 5:00 p.m., Monday through Friday, except for designated holidays.

The Texas Board of Chiropractic Examiners is an equal opportunity/affirmative action employer and does not discriminate on the basis of race, color, religion, sex, national origin, age, or disability in employment or in the provision of services, programs, or activities.

The *Texas Chiropractic Board Report* is published quarterly by the Texas Board of Chiropractic Examiners. In compliance with the Americans with Disabilities Act, this document may be requested in alternate formats by contacting the Board's office, (512) 305-6906 (Voice) or by faxing a request to (512) 305-6705 (FAX).

RENEW YOUR LICENSE AND FACILITY TIMELY



Did you know that failure to renew your license or registration could result in a criminal conviction?

The TBCE reminds all licensees and facility owners that it is critical to renew licenses or registration before the expiration date. When a license is in expired status, a DC cannot treat patients until it is renewed. Treating patients with an expired license is prohibited and subjects you to sanctions of up to \$1000, per day. In addition to the administrative penalties, any insurance payments billed may not be paid by the carrier. You could be ordered to reimburse any payments received while your license is expired. A patient could ask to be reimbursed as well. The facility owner is also liable, as a facility owner is required to allow only licensed DC's to practice in the facility.

A facility owner who is expired is required to notify any DC's practicing in the facility in order that the DC can be prepared to move his/her practice to another licensed facility. If a DC continues to practice in an expired facility, additional penalties are assessed against that DC.

In cases where there is repeated non-compliance with the requirement to be licensed, a referral can be made by the TBCE to local law enforcement. It is a Class A Misdemeanor. Continued non-compliance can result in a felony conviction.

The TBCE sends a courtesy notice to everyone 60 days before license or registration expiration. This notice comes to the email address that you have provided to the agency.

As of September 1, 2016, all licensees and facility owners are required to have an official email on file and to keep it current. Failure to receive the courtesy notice is not a defense for an untimely renewal.

Additionally, when you send in your renewal applications for processing, it can take up to 10 business days to issue the license or registration. At times, the agency may require additional information before allowing you to renew. If you have past due fines from a TBCE board order, your license will not be renewed until compliance is achieved. For facility registrations, additional information may be required to verify ownership of the facility and for the DC's practicing in the facility. In addition, any errors in mailing, payment amount, type of check and incomplete forms can further delay the renewal process.

Give yourself sufficient time to ensure that you have all the information available and ready to provide if requested.

Having an active license is critical to patient protection. The TBCE takes these complaints seriously. Full compliance is important to the profession and your credibility as a Doctor of Chiropractic.

[201.605 Criminal Penalty: Practice Without a License]

(a) A person commits an offense if, the person violates Section 201.301.

(b) Except as provided by Subsection (c), an offense under this section is a Class A misdemeanor

(c) If it is shown on the trial of the offense that the defendant has been previously convicted under Subsection (a) the offense is a felony of the third degree.

(d) Each day of the violation constitutes a separate offense

****Section 201.301 LICENSE REQUIRED. A person may not practice chiropractic unless the person holds a license issued by the board.****

TBCE Welcomes New DC Licensees

Issued May through August 2016

Andrew Abele, D.C.
 Ronald Adams, D.C.
 Kathleen Bauman, D.C.
 Christopher Beaver, D.C.
 Brock Belcher, D.C.
 Micah Bonola, D.C.
 Elena Bouras, D.C.
 Brandon Brown, D.C.
 Jordan Brown, D.C.
 Mary Brown, D.C.
 Samuel Burleson, D.C.
 Nathan Byard, D.C.
 Cardin Chellan, D.C.
 Douglas Daly, Jr., D.C.
 Sugeily Davila, D.C.
 Ciara Davis, D.C.
 Randy DeLaney, D.C.
 Jason Dellmo, D.C.
 Jon Eberle, D.C.
 Mary Elder, D.C.
 Andrew Etuk, D.C.
 Amy Ferrell, D.C.
 Anthony Fortier, D.C.
 Charlanne Gasper, D.C.
 Janrai Gravely, D.C.
 Amy Gunderson, D.C.
 Ramiro Gutierrez, D.C.
 Nathan Hall, D.C.
 Steven Hamvay, D.C.
 Jonathan Hernandez, D.C.
 Lisa Hernandez, D.C.
 Gregory Hollandsworth, D.C.
 Brandi Hurst, D.C.
 Blake Jackson, D.C.
 Wendy Jacobsohn, D.C.
 Matthew James, D.C.
 Jonathan Jung, D.C.
 Donna Kelly, D.C.
 Kelsay Kemmann, D.C.
 Asra Khan, D.C.
 David Kirk, D.C.

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TBCE Board Meeting Schedule



Thursday
 November 17, 2016
 (1:00 pm)

TBCE Holidays

The offices of the Texas Board of
 Chiropractic Examiners
 will be closed on:

Veteran's Day
 Friday, November 11, 2016

TBCE Contact Information

MAILING ADDRESS:

333 Guadalupe Street, Suite 3-825,
 Austin, TX 78701

OUR OFFICE HOURS are 8:00 a.m.
 until 5:00 p.m. Monday through
 Friday, except for holidays.

WEBSITE: www.tbce.state.tx.us

PHONE: (512) 305-6707

FAX: (512) 305-6705

E-MAIL: tbce@tbce.state.tx.us

FACEBOOK:

<https://www.facebook.com/TxChiroBd>

TWITTER:

<https://twitter.com/TxChiroBd>

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Board Disciplinary Actions June – August 2016



AL JAMESON, D.C. Lic. No. 10111, Houston.
Defaulting on student loan, license probated for six (6) months.

CHARLES KARAM, D.C. Lic. No. 12954, Lakeway.
Cease and Desist Order for expired facility registration.

JULIAN KIMBLE, II, Fac. No. F0011610, Houston.
Failure to display public interest information, Fine of \$250.

MITCHELL MILETELLO, D.C. Lic. No. 8719, Houston.
Cease and Desist Order for expired facility registration.

LESI NIEKO, Fac. No. F0010991, Houston.
Cease and Desist Order for practicing without a chiropractic license.

ROBERT PERETTI, D.C. Lic. No. 8911, Fort Worth.
Revocation of chiropractic license for failure to comply with a Board Order.

TAMIKIA PRUNTY, D.C. Lic. No. 13247, Irving.
For criminal convictions, shall take and pass the Jurisprudence exam; license probated for two (2) years; and take and pass the Ethics and Boundaries Assessment Service exam within six (6) months of issuance of a license.

MICHAEL QUADLANDER, D.C. Lic. No. 4846, New Braunfels.
Cease and Desist Order for expired facility registration.

MARC RICHARDSON, D.C. Lic. No. 9037, Cedar Park.
Cease and Desist Order for expired Chiropractic license and facility registration.

NORMAN SADLER, Fac. No. F008599, Houston.
Soliciting patients with accident reports. Fine of \$1,000.

KATRINA TURCOTTE, D.C. Lic. No. 12785, Del Rio.
For advertising services not consistent with the practice of chiropractic, Fine of \$500.

OLU VINCENT, Fac. No. F007687, Houston,
Failure to display public interest information, take and pass the Jurisprudence exam within thirty (30) days.

PATRICIA WEST, Fac. No. F009821, Denton.
Deceiving the public and advertising superiority, Letter of Reprimand.

TRACI WIMBERLEY, Fac. No. F009488, Houston.
Dishonorable conduct and failure to respond to a board inquiry, Fine of \$2,000.

ABIGAIL WYNNE, Fac. No. F0010451, Houston.
Cease and Desist Order for operating two facilities with expired registration and \$1,500 for failing to respond to Board inquires.

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TBCE Welcomes New DC Licensees

Issued May through August 2016

Douglas Knapp, D.C.
 Hasheen Lad, D.C.
 Amy Langas, D.C.
 Tyler Lewis, D.C.
 Patrick Livingood, D.C.
 Matthew Lowe, D.C.
 Jennifer Mackey, D.C.
 Luis Maldonado Ortiz, D.C.
 Bronwen Martin, D.C.
 Sandi McKey, D.C.
 Jaina Modi, D.C.
 Aelina Momin, D.C.
 William Morrissey, D.C.
 James Mueller, D.C.
 Nicholas Murphy, D.C.
 Christopher Mutz, D.C.
 Robert Natividad, Jr., D.C.
 Harold Newman, D.C.
 Lauren Nitschmann, D.C.
 Monte Nocus, D.C.
 Lacey Osterman, D.C.
 Samuel Pena, D.C.
 Tamikia Prunty, D.C.
 Julie Pyle, D.C.
 Gary Rivera, D.C.
 Vicki Robertson, D.C.
 Melissa Rodriguez, D.C.
 Christine Rollman, D.C.
 Jacqueline Romanies, D.C.
 Michael Santina, D.C.
 Nathan Schwartz, D.C.
 Korey Sessions, D.C.
 Gemma Sinclair, D.C.
 Kenneth Tate, D.C.
 Nisreen Tayebjee, D.C.
 Mary Tran, D.C.
 Hoai-Huang Truong, D.C.
 Kennedy Tyer, D.C.
 Ryan Vale, D.C.
 Cole Ward, D.C.

Megan Watier, D.C.
 Jodi Wilson, D.C.
 Sheldon Young, D.C.
 Jenay Zelaya, D.C.

Reinstated

Daniel Van Ackeren, D.C.
 Shawn Delk, D.C.
 Cynthia Sheek-Houchins, D.C.
 Joshua Carter, D.C.
 Stacy Bone-Rapp, D.C.
 William Evans, D.C.



Doctors of Chiropractic

PLEASE PROVIDE YOUR CURRENT E-MAIL ADDRESS.

Title 22, Part 3, Chapter 75, Rule 75.1 (c)

Effective September 1, 2016

Requires ALL Doctors of Chiropractic to maintain
 a CURRENT electronic mail address with the

Texas Board of Chiropractic Examiners

Provide an updated e-mail address,
 business address & phone number to
licensing@tbce.state.tx.us

For more information, visit our website at <https://www.tbce.state.tx.us/>,
 Facebook, Twitter, e-mail tbce@tbce.texas.gov or read the *Texas
 Chiropractic Board Report* which is e-mailed quarterly to each licensee.

Texas Chiropractic Board Report Memorials

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emorials are published at no cost as a tribute to deceased Texas Doctors of Chiropractic. Information included is primarily related to the individual's accomplishments in the chiropractic profession. To submit a memorial, please email tbce@tbce.state.tx.us or call (512) 305-6906 for more information.

Dr. Forrest Lane Askew, was born on March 19, 1958 and passed away July 4, 2016. Dr. Askew was a 1983 graduate of Cleveland Chiropractic College – Kansas City.



Dr. William John Langeland, was born on February 20, 1961 and passed away on May 9, 2016. Dr. Langeland was a 1985 graduate of Texas Chiropractic College.



Dr. Anthony Richard Kunce, was born on February 10, 1957 and passed away on June 14, 2016. Dr. Kunce was a 1982 graduate of National Chiropractic College. He was a proud business owner of his Chiropractic business in Corpus Christi.



John Woodrow Bilderback Jr., passed away on Sunday, July 24, 2016, the day after his 61st birthday. He graduated from Western States Chiropractic College in 1985 and practiced in Kerrville for 30 years.



Sunset Review of the Texas Board of Chiropractic Examiners

The mission and performance of the Texas Board of Chiropractic Examiners are under review by the Legislature as required under the Texas Sunset Act. The Act provides that the Sunset Commission, composed of legislators and public members, periodically evaluate a state agency to determine if the agency is still needed and to explore ways to ensure that the agency's funds are well spent. Based on the recommendations of the Sunset Commission, the Texas Legislature ultimately decides whether an agency continues to operate into the future.

The Sunset review involves three steps. First, Sunset Commission staff will evaluate the Board of Chiropractic Examiners and issue a report in October 2016 recommending solutions to problems found. A month or so later, the Sunset Commission will meet to hear public testimony on the agency and the recommendations of the Sunset staff. Based on public input and the Sunset staff report, the Sunset Commission will adopt recommendations for the full Legislature to consider when it convenes in January 2017. Please refer to the Sunset Commission website or call the office for updated information on specific dates for these meetings.

Through the Sunset review, every Texan has the opportunity to suggest ways in which the mission and operations of the Board of Chiropractic Examiners can be strengthened. If you would like to share your ideas about the board, please send an email to the address below, use the comment form on the Sunset Commission website, or contact Carissa Nash of the Sunset staff. Suggestions are preferred by **June 14, 2016**, so they can be fully considered by the commission staff.

Sunset Advisory Commission, P.O. Box 13066 ,
Austin, Texas 78711 , 512/463-1300 , Fax:
512/463-0705, Email: sunset@sunset.state.tx.us

Information about the Sunset process, Sunset Commission meetings, and how to receive Sunset Commission email updates is available at: www.sunset.texas.gov ♦



Facility Owners

PLEASE PROVIDE YOUR CURRENT E-MAIL ADDRESS.

Title 22, Part 3, Chapter 73, Rule 73.4 (d)

Effective September 1, 2016

Requires ALL Facility Owners to maintain a
CURRENT electronic mail address with the

Texas Board of Chiropractic Examiners

Provide the facility registration number, an updated e-mail
address, business address & phone number to
licensing@tbce.state.tx.us

For more information, visit our website at <https://www.tbce.state.tx.us/>,
Facebook, Twitter, e-mail tbce@tbce.texas.gov or read the *Texas
Chiropractic Board Report* which is e-mailed quarterly to each licensee.

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