

## CHIROPRACTIC

## CHAPTER 40

## CHIROPRACTIC EXAMINERS

[Prior to 7/29/87, Health Department[470] Ch 141]

## GENERAL

**645—40.1(151) Definitions.** The following definitions shall be applicable to the rules of the Iowa board of chiropractic examiners:

*“Accredited sponsor”* means an Iowa board of chiropractic examiners approved college (refer to Iowa Code section 151.4 and rule 40.11(151), Iowa Administrative Code) or an approved nonprofit organization sponsoring continuing education activities which has been accredited by the board as a sponsor pursuant to these rules.

*“Active licensee”* means any person licensed to practice chiropractic in Iowa who has met all conditions of license renewal and maintains a current license to practice in this state.

*“Adjustment/manipulation of neuromusculoskeletal structures”* means use by a doctor of chiropractic of a skillful treatment based upon differential diagnosis of neuromusculoskeletal structures and procedures related thereto by the use of passive movements with the chiropractic physician’s hands or instruments in a manipulation of a joint by thrust so the patient’s volitional resistance cannot prevent the motion. The manipulation is directed toward the goal of restoring joints to their proper physiological relationship of motion and related function. Movement of the joint is by force beyond its active limit of motion, but within physiologic integrity. Adjustment or manipulation commences where mobilization ends and specifically begins when the elastic barrier of resistance is encountered by the doctor of chiropractic and ends at the limit of anatomical integrity. Adjustment or manipulation as described in this definition is directed to the goal of the restoration of joints to their proper physiological relationship of motion and related function, release of adhesions or stimulation of joint receptors. Adjustment or manipulation as described in this definition is by hand or instrument. The primary emphasis of this adjustment or manipulation is upon specific joint element adjustment or manipulation and treatment of the articulation and adjacent tissues of the neuromusculoskeletal structures of the body and nervous system, using one or more of the following:

1. Impulse adjusting or the use of sudden, high velocity, short amplitude thrust of a nature that patient volitional resistance is overcome, commencing where the motion encounters the elastic barrier of resistance and ends at the limit of anatomical integrity.

2. Instrument adjusting, utilizing instruments specifically designed to deliver sudden, high velocity, short amplitude thrust.

3. Light force adjusting, utilizing sustained joint traction or applied directional pressure, or both, which may be combined with passive motion to restore joint mobility.

4. Long distance lever adjusting, utilizing forces delivered at some distance from the dysfunctional site and aimed at transmission through connected structures to accomplish joint mobility.

*“Anatomic barrier”* means the limit of motion imposed by anatomic structure; the limit of passive motion.

*“Approved program or activity”* means a continuing education program activity meeting the standards set forth in these rules. All continuing education activities classified as such by the accredited sponsor shall be deemed automatically approved.

*“Board”* shall mean the board of chiropractic examiners of the state of Iowa.

“*C.C.E. (Council on Chiropractic Education)*” shall mean the Educational Standards of Chiropractic Colleges and bylaws which are on file in the office, Iowa Department of Public Health, Lucas State Office Building, Des Moines, Iowa 50319-0075, and in accordance with 17A.6(3), a copy may be obtained for the actual cost of reproduction.

“*Chiropractic intern*” means a chiropractic student of an approved college of chiropractic in the student’s last academic quarter, semester, or trimester of study, who is eligible for graduation from the college of chiropractic except for completion of a preceptorship program.

“*Chiropractic manipulation*” means care of an articular dysfunction or neuromusculoskeletal disorder by manual or mechanical adjustment of any skeletal articulation and contiguous articulations.

“*Chiropractic practice Acts*” shall mean Iowa Code chapter 151 and those provisions of the Iowa Code which incorporate by explicit reference to the practice of chiropractic.

“*Chiropractic preceptor*” means a chiropractic physician licensed and practicing in Iowa pursuant to Iowa Code chapter 151, who accepts a chiropractic student into the practice for the purpose of providing the chiropractic student with a clinical experience of the practice of chiropractic.

“*Chiropractic resident*” means a graduate chiropractic physician who has received a doctor of chiropractic degree from a college of chiropractic approved by the board.

“*Chiropractic student*” means a student of an approved college of chiropractic.

“*Continuing education*” means that education which is obtained by a person licensed to practice chiropractic in order to maintain, improve, or expand skills and knowledge obtained prior to initial licensure or to develop new and relevant skills and knowledge.

“*Department*” shall mean the Iowa department of public health.

“*Differential diagnosis*” means to examine the body systems and structures of a human subject to determine the source, nature, kind or extent of a disease, vertebral subluxation, neuromusculoskeletal disorder or other physical condition, and to make a determination of the source, nature, kind, or extent of a disease or other physical condition.

“*Director*” shall mean the director of public health.

“*Disciplinary proceeding*” shall mean any proceeding under the authority of the board pursuant to which licensee discipline may be imposed.

“*Elastic barrier*” means the range between the physiologic and anatomic barrier of motion in which passive ligamentous stretching occurs before tissue disruption.

“*Elective credit hours*” means programs for continuing education which do not require board review for relevance to chiropractic practice in the state of Iowa, but must be related to the chiropractic profession, the public, or community health in general.

“*Extremity manipulation*” means a corrective thrust or maneuver by a doctor of chiropractic by hand or instrument based upon differential diagnosis of neuromusculoskeletal structures applied to a joint of the appendicular skeleton.

“*Hour of continuing education*” means a clock hour spent after July 1, 1978, by a licensee in actual attendance at or completion of an approved continuing education activity.

“*Inactive licensee*” means any person licensed to practice chiropractic in Iowa who has met all conditions of officially placing the license on inactive status and may not practice chiropractic until the reentry requirements as defined in these rules are met.

“*License*” shall mean a certificate issued to a person licensed to practice chiropractic under the laws of this state.

“*Licensee*” shall mean a person licensed to practice chiropractic.

“*Licensee discipline*” or “*discipline*” shall mean any sanction the board may impose upon its licensees for conduct which threatens or denies persons of this state a high standard of professional care.

“*Malpractice*” shall mean any error or omission, unreasonable lack of skill, or failure to maintain a reasonable standard of care by a chiropractic physician in the practice of the profession.

“*Mobilization*” means movement applied singularly or repetitively within or at the physiological range of joint motion, without imparting a thrust or impulse, with the goal of restoring joint mobility.

“*Nondesignated credit hours*” means programs offered by non-CCE-approved institutions or non-IBCE-approved institutions, organizations or foundations which may be acceptable in fulfilling IBCE continuing education requirements.

“*Order*” shall mean a requirement, procedure or standard of specific or limited application adopted by the board relating to any matter the board is authorized to act upon, including the professional conduct of licensees and the examination for licensure and licensure of any person under the laws of this state.

“*Peer review*” shall mean evaluation of professional services rendered by a professional practitioner.

“*Peer review committee*” shall mean one or more persons acting in a peer review capacity who have been appointed by the board for such purpose.

“*Physiologic barrier*” means the limit of active motion, which can be altered to increase range of active motion by warm-up activity.

“*Preceptorship practice*” means the chiropractic practice of a single chiropractic physician or group of chiropractic physicians in a particular business or clinic, into which a licensed practicing chiropractic physician has accepted a chiropractic intern for the limited purpose of providing the chiropractic intern with a clinical experience in the practice of chiropractic.

“*Prescribed credit hours*” means continuing education programs approved by the Iowa board of chiropractic examiners for sponsorship of continuing education material in the state of Iowa.

“*Profession*” shall mean chiropractic.

“*Respondent*” shall mean any individual(s) who shall be charged in a complaint with a violation of professional ethics or practice or both.

“*Rule*” shall mean a requirement, procedure, or standard of general applicability prescribed by the board relating to either the administration or enforcement of the chiropractic profession.

**645—40.2(151) Description of board.** The purpose of the board of chiropractic examiners is to administer, interpret and enforce the provisions of Iowa Code chapter 151 and those other provisions of the Iowa Code which incorporate by explicit or implicit reference the practice of chiropractic. These powers include but are not limited to the examination of candidates, determining the eligibility of candidates for licensure by examination and endorsement, investigating violations and infractions of the laws relating to the practice of chiropractic, and revoking, suspending or otherwise disciplining a chiropractic physician who has violated the provisions of the chiropractic practice Acts.

**645—40.3(151) Organization of board.** The board is comprised of five members licensed to practice chiropractic and two representatives of the general public. The members are appointed by the governor and confirmed by the senate. The term of office is for three years. The board:

**40.3(1)** Is a policymaking body relative to matters involving chiropractic education and licensure, postgraduate training and discipline.

**40.3(2)** Conducts business according to established policy as approved by the members.

**40.3(3)** Organizes annually and elects a chairperson, vice chairperson, superintendent of examinations, and a secretary from its membership.

*a.* “*Chairperson*” shall preside at all meetings of the board. Shall have power to vote. Shall appoint committees when necessary to study issues, and shall follow Robert’s Rules of Order.