

PROFESSIONAL LICENSURE DIVISION[645]

Adopted and Filed

Pursuant to the authority of Iowa Code section 147.76, the Board of Chiropractic hereby amends Chapter 41, "Licensure of Chiropractic Physicians," and Chapter 44, "Continuing Education for Chiropractic Physicians," Iowa Administrative Code.

These amendments change the conditions that the Board will consider for granting a temporary certificate, modify requirements to qualify for a temporary certificate, allow fee credit toward a permanent license for applicants who have a temporary certificate, and clarify continuing education requirements.

Notice of Intended Action was published in the Iowa Administrative Bulletin on May 7, 2008, as **ARC 6778B**. A public hearing was held on May 27, 2008, from 9 to 9:30 a.m. in the Fifth Floor Board Conference Room, Lucas State Office Building. No public comments were received. These amendments are identical to those published under Notice.

These amendments were adopted by the Board of Chiropractic on July 9, 2008.

These amendments will become effective September 17, 2008.

These amendments are intended to implement Iowa Code chapters 21, 147, 151 and 272C.

The following amendments are adopted.

ITEM 1. Amend subrule 41.5(2) as follows:

41.5(2) Demonstrated need. An applicant must establish that a need exists for the issuance of a temporary license and that the need serves the public interest. An applicant may only meet the demonstrated need requirement by proving that the need meets one of the following conditions:

a. The applicant will provide chiropractic services in connection with a special activity, event or program conducted in this state;

b. The applicant will provide chiropractic services in connection with a state emergency as proclaimed by the governor; or

c. The applicant previously held an unrestricted license to practice chiropractic in this state and will provide gratuitous chiropractic services as a voluntary public service; or

~~d. The applicant will provide chiropractic services during a disability or long-term illness of an Iowa-licensed chiropractic physician.~~

~~The temporary certificate shall be issued only for conditions stated in paragraphs "a" through "d."~~

ITEM 2. Amend paragraph **41.5(3)"d"** as follows:

d. Provide a copy of a chiropractic diploma (no larger than 8½" × 11") from a chiropractic school accredited by the CCE and approved by the board and submit an official certificate of completion of 120 hours of physiotherapy from a board-approved chiropractic college. The physiotherapy course must include a practicum component.

ITEM 3. Adopt the following **new** subrule 41.5(6):

41.5(6) A temporary license holder who meets all licensure conditions as specified in rule 645—41.2(151) may obtain a permanent license in lieu of the temporary certificate. To obtain a permanent license, the applicant shall submit any additional documentation required for permanent licensure that was not submitted as a part of the temporary certificate application. The applicant may receive fee credit toward the permanent licensure fee equivalent to the fee paid for the temporary permit if the application for the permanent license and all required documentation are received by the board prior to the expiration of the temporary permit.

ITEM 4. Amend subparagraph **44.3(2)"a"(1)** as follows:

(1) At least 36 hours of continuing education credit obtained from a program that directly relates to clinical case management of chiropractic patients. Beginning with the July 1, ~~2006~~ 2008, to June 30, ~~2008~~ 2010, renewal cycle, at least 24 of these hours shall be earned by completing a program in which an instructor conducts the class employing either a traditional in-person classroom-type presentation or

a live, real-time interactive media presentation through the Iowa communications network (ICN). The remaining 12 hours may be obtained by independent study, including on-line instruction.

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EDITOR'S NOTE: For replacement pages for IAC, see IAC Supplement 8/13/08.