

# ALABAMA STATE BOARD OF CHIROPRACTIC EXAMINERS

GREGORY A. KUHLMANN, D.C., PRES.  
BRIAN WELLS, D.C., VICE-PRES.  
JOHN D. NEILL, D.C., SEC./TRES.  
PETER E. KEEN, D.C.  
RODNEY K. PALMER, D.C.  
ALLAN LOWMAN, D.C.  
BRAD RUSSELL, D.C.  
KIMBERLY OGLETREE, D.C.  
JOHN SEGREST, CONSUMER MEMBER



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Regular meeting of the Alabama State Board of Chiropractic Examiners, Friday, January 18, 2019, at the Alabama State Board of Chiropractic Examiners office, Clanton, Alabama.

Prior notice of the meeting has been given, in accordance with the Alabama Open Meetings Act.

Roll was called. Those attending were: Dr. Lowman – President, Dr. Keen – Secretary / Treasurer. Members – Drs. Wells, Neill, Russell, Kuhlmann, Ogletree and Mr. Segrest. Sheila Bolton, Executive Director, Amy Deavers, Administrative Assistant and Scott Brasher, Board Investigator. Absent: Dr. Palmer. Guests: None

Dr. Lowman announced quorum existed and called the meeting to order at 2:13 PM.

Dr. Lowman reviewed the Mission, Vision and Values of the Board.

Dr. Lowman announced the election results. Dr. Brad Russell was elected to the District 6 seat and Dr. Kimberly Ogletree was elected to the African American seat. The District 5 seat is currently in a runoff election.

Dr. Lowman introduced the newly appointed consumer member, Mr. John Segrest.

**Motion # 1** was made by Dr. Kuhlmann and seconded by Dr. Keen, “I move the Board **ratify** the **minutes of December 4, 2018** as presented.” Roll call vote: Ayes – Keen, Kuhlmann, Neill, Wells, Lowman Nays – None Abstain – Ogletree, Russell, Segrest –**PASSED**

Sheila Bolton gave the Financial Report.

Mr. Ward reviewed requirements of the Open Meetings Act.

The Board reviewed the Wellness Committee Report.

Mr. Ward gave an overview of the Wellness Program for the new members.

Sheila Bolton gave the Preceptor Report.

The Board discussed the two systems being reviewed for our digital scanning.

The Board discussed the attorney interviews from the last meeting.

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**Motion # 2** was made by Dr. Wells and seconded by Dr. Keen, “I move the Board **table the** discussion regarding entering **a contract with an additional attorney to the next meeting.**” Roll call vote: Ayes –Ogletree, Keen, Kuhlmann, Russell, Neill, Segrest, Wells, Lowman – None PASSED

The Board discussed the North Carolina and other Chiropractic Board’s complaint process. No action was taken.

**Motion # 3** was made by Dr. Neill and seconded by Dr. Kuhlmann, “I move the Board **rescind Motion #18** from the **October 4-7, 2018** “I move the Board **raise the Reinstatement Fee** from **\$150 to \$250.**” Roll call vote: Ayes – Ogletree, Keen, Kuhlmann, Russell, Neill, Segrest, Wells, Lowman Nays – None PASSED Note: Based on the Dial bill could not make this amount of increase.

**Motion # 4** was made by Dr. Kuhlmann and seconded by Dr. Keen, “I move the Board **table the** discussion of the **Board Member Code of Ethics** to the **next meeting.**” Roll call vote: Ayes – Ogletree, Keen, Kuhlmann, Russell, Neill, Segrest, Wells, Lowman Nays – None Abstain – None PASSED

**Motion # 5** was made by Dr. Kuhlmann and seconded by Dr. Keen, “I move the Board **amend Rule 190-X-3-.03** removing paragraph **(2)(a).**” Roll call vote: Ayes – Ogletree, Keen, Kuhlmann, Russell, Neill, Wells, Lowman Nays – None Abstain –Segrest PASSED (ExhibitA)

The Board discussed the proposed Rule 190-X-7-.02 Extern. No action was taken.

The Board discussed which date to hold the next Roundtable discussion.

**Motion # 6** was made by Dr. Neill and seconded by Dr. Wells, “I move the Board replace **Dr. Burton** on the **Legislative Committee** with **Dr. Russell.**” Roll call vote: Ayes – Ogletree, Keen, Kuhlmann, Russell, Neill, Segrest, Wells, Lowman Nays – None PASSED

The Board discussed the updated Attorney General’s Opinion regarding the possession, use, sale or distribution of CBD. No action was taken.

Mr. Ward reviewed the complaint process for the new members.

**Motion # 7** was made by Dr. Kuhlmann and seconded by Dr. Russell, “I move the Board **adopt the Consent Orders** on **Boyce Callahan** and **William Jumper.**” Roll call vote: Ayes – Ogletree, Keen, Kuhlmann, Russell, Neill, Wells, Lowman Nays – None Abstain –Segrest PASSED (ExhibitsB &C)

1/18/2019

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Dr. Lowman tabled the realignment of committees until later in the meeting.

**Motion # 8** was made by Dr. Keen and seconded by Dr. Russell, “I move the Board **close** the complaint on **Jason J. Koenig 18-09-006-018** with **no probable cause.**” Recused Wells/Kuhlmann Roll call vote: Ayes – Ogletree, Keen, Russell, Neill, Segrest, Lowman Nays – None **PASSED**

**Motion # 9** was made by Dr. Kuhlmann and seconded by Dr. Russell, “I move the Board **close** the complaint on **H. Royce Jones 19-11-005-001** with **no probable cause.**” Recused Neill Roll call vote: Ayes – Ogletree, Keen, Kuhlmann, Russell, Segrest, Wells, Lowman Nays – None **PASSED**

Dr. Howard Gilliam gave a presentation to the Board. (Exhibit D)

**Motion # 10** was made by Dr. Neill and seconded by Dr. Russell, “I move the Board **postpone** the election of officers until after the **District 6 runoff election is complete.**” Roll call vote: Ayes – Ogletree, Russell, Neill Nays – Keen, Kuhlmann, Wells, Lowman Abstain – Segrest **FAILED**

Dr. Lowman opened the floor for nominations for President. Dr. Greg Kuhlmann was nominated for president.

**Dr. Greg Kuhlmann** was elected **President.**

Dr. Kuhlmann opened the floor for nominations for Vice-President. Drs. Brian Wells and Brad Russell were nominated for Vice-President.

**Dr. Brian Wells** was elected **Vice-President.**

Dr. Kuhlmann opened the floor for nominations for Secretary/Treasurer. Drs. John Neill was nominated for Secretary/Treasurer.

**Dr. John Neill** was elected **Secretary/Treasurer.**

A Presidential Directive was given that Dr. Lowman be the Preceptor Director for 2019.

The Board discussed and agreed that Drs. Ogletree and Wells will be the Application Review Committee for 2019.

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After discussion the complaint committees were agreed upon.

**Motion # 11** was made by Dr. Lowman and seconded by Dr. Wells, “I move the Board **approve John L. Wetzel’s application for Approval of Non Chiropractic or Non CCE Course.**” (Note the application is for 16 hours. Dr. Wetzel must obtain 2 in Alabama Law for renewal.) Roll call vote: Ayes – Ogletree, Keen, Kuhlmann, Russell, Neill, Wells, Lowman Nays – None Abstain – Segrest PASSED

**Motion # 12** was made by Dr. Wells and seconded by Dr. Russell, “I move the Board conduct their June 1, 2019 meeting at the ASCA convention to be held at Ross Bridge Resort.” PASSED / unanimous

**Motion # 13** was made by Dr. Lowman and seconded by Dr. Keen, “I move the Board **ratify the Advisory Opinion for Douglas Pitt.**” PASSED / unanimous

**Motion # 14** was made by Dr. Neill and seconded by Dr. Keen, “I move current and outgoing Board members be given eighteen (18) hours **continuing education credit with two (2)** of these in **Alabama Law** for their service on the Board.” Roll call vote: Ayes – Ogletree, Keen, Kuhlmann, Russell, Neill, Segrest, Wells, Nays – Lowman PASSED

**Motion # 15** was made by Dr. Lowman and seconded by Dr. Wells, “I move the Board **deny Marc McCartney’s request to travel to treat** at the Canadian Football League Combine which will be held in Mobile on January 19th, 20th, and 21st, 2019 as Alabama Law does not allow this.” Roll call vote: Ayes – Ogletree, Keen, Kuhlmann, Russell, Neill, Segrest, Wells, Lowman Nays – None PASSED

**Motion # 16** was made by Dr. Keen and seconded by Dr. Russell, “I move the Board **approve** the travel for **Drs. Lowman and Wells** to the Ethics and Boundaries Workshop February 15, 2019 9 AM- 3 PM in Greeley, CO. Note: EBAS covers all travel costs. Roll call vote: Ayes – Ogletree, Keen, Russell, Neill, Segrest, Wells, Kuhlmann Abstain – Lowman PASSED

**Motion # 17** was made by Dr. Keen and seconded by Dr. Wells, “I move the Board **elect Allan Lowman** as the **delegate** and **Kimberly Ogletree** as the **alternate delegate** to the FCLB & NBCE for 2018-19.” Roll call vote: Ayes – Ogletree, Keen, Lowman, Russell, Neill, Segrest, Wells, Kuhlmann PASSED

The Board reviewed upcoming meeting and hearing dates.

**Motion # 18** was made by Dr. Wells and seconded by Dr. Keen, “I move the meeting be **adjourned.**” PASSED / unanimous

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Items on the agenda that were skipped will be tabled to the next meeting.

The meeting adjourned at 6:02 PM.

The next scheduled meeting date is to be determined.