

1 Board of Chiropractic Examiners

2

3 Adopted Permanent Rules Relating to the Practice of Chiropractic

4

5 Rules as Adopted

6 2500.0100 DEFINITIONS.

7 Subpart 1. **Scope.** For the purposes of this chapter, the
8 terms defined in this part have the meanings given them.

9 Subp. 2. **Certification of good standing.** "Certification
10 of good standing" means the issuance of an official notice from
11 another state certifying the licensee has no pending or final
12 disciplinary action.

13 Subp. 3. **Inactive license.** "Inactive license" means a
14 restricted license that allows the licensee to maintain a
15 license but does not allow the licensee to actively practice in
16 Minnesota.

17 ~~Subp. 4. **Nonstandard methods.** "Nonstandard methods" means~~
18 ~~those methods and diagnostic procedures and devices within the~~
19 ~~scope of practice that have not been researched by parties other~~
20 ~~than the manufacturer and deemed safe for and of benefit to the~~
21 ~~public, and taught in or accepted by board approved chiropractic~~
22 ~~colleges or Minnesota Medical Board accepted medical schools as~~
23 ~~intended for use in a chiropractic setting.~~

24 ~~Subp. 5. **Standard methods.** "Standard methods" means those~~
25 ~~chiropractic methods and diagnostic procedures and devices that~~
26 ~~have been researched by parties other than the manufacturer and~~
27 ~~deemed safe for and of benefit to the public or taught in~~
28 ~~board approved chiropractic colleges or Minnesota Medical~~
29 ~~Board accepted medical schools and are within the provisions in~~
30 ~~Minnesota Statutes, section 148.01.~~

31 2500.0500 ADVERTISING FREE SERVICES.

32 Free or discounted chiropractic services shall be provided
33 to all patients during the period of time specified in the
34 advertisements, whether or not the consumer is aware of the free
35 services or discounted fee, and whether or not payment is to be

1 made by the individual or a third-party payer such as an
2 insurance company.

3 Free or discounted examinations or chiropractic treatments
4 shall be equivalent to the same examinations or chiropractic
5 treatments as provided at a full charge.

6 When using the word "free," or any other term with
7 essentially the same meaning, in reference to any service,
8 examination, or treatment, the following statement must be
9 submitted by the doctor to the patient or guardian upon
10 completion of the free services for signature and kept on file:

11 "I understand all services to this point have been
12 free of charge. Any subsequent services will be
13 provided for at the fees explained to me at this time."

14 2500.1110 LICENSE TERMINATION PROCEDURE.

15 Subpart 1. **For failure to renew license.** The procedures
16 in this part shall be followed by the board for all licensees
17 who have failed to submit the annual renewal application
18 according to parts 2500.1000 to 2500.2000 including, where
19 applicable, required information about continuing education and
20 applicable fees, except as provided in parts 2500.1000 to
21 2500.2000.

22 Subp. 2. **Notice.** By January 31 of each year, the board
23 shall send to the address on file with the board, a notice to
24 each licensee who has not made application for license renewal.
25 The notice shall state that:

26 A. the licensee has failed to make application for
27 renewal;

28 B. the amount of renewal and late fees;

29 C. the information required about continuing
30 education hours as specified in part 2500.1200 which must be
31 submitted in order for the license to be renewed;

32 D. the licensee may voluntarily retire the license by
33 notifying the board or that the licensee may apply for an
34 inactive license; and

35 E. failure to respond to the notice by the date

1 specified, which date must be at least 33 days after the notice
2 is sent out by the board, either by submitting the renewal
3 application and applicable fees, or the information required
4 about continuing education hours, or by notifying the board that
5 the licensee has voluntarily retired the licensee's license
6 shall result in termination of the license to practice
7 chiropractic in Minnesota.

8 Subp. 3. **Date of termination.** If the application for
9 renewal, including required information about continuing
10 education, and the annual and late fees or notice of voluntary
11 retirement is not received by the board by the date specified in
12 the notice, the license shall expire and the licensee's right to
13 practice chiropractic in the state of Minnesota shall terminate
14 as of the date specified in the notice. The termination shall
15 not be considered a disciplinary action against the licensee.

16 Subp. 4. **Deferment of continuing education deadline.** If a
17 deferment of continuing education has been granted according to
18 part 2500.2000, the license will expire at the end of the
19 extension granted if the licensee does not submit within that
20 time period evidence of having accumulated the required hours of
21 continuing education. Any continuing education hours
22 accumulated during the extension period shall not count toward
23 the meeting of requirements of the next year's renewal
24 requirements.

25 Subp. 5. **Requests for deferment extension.** If the board
26 grants permission, a licensee may submit a request for an
27 extension of the first deferment period. The board shall grant
28 the extension only in cases of extreme hardship or other
29 compelling reasons. Financial hardship caused by loss of the
30 license shall not meet these standards. The burden rests on the
31 licensee to prove that an extension should be granted which in
32 no case shall exceed an additional six months.

33 2500.1200 CONTINUING EDUCATION.

34 [For text of subps 1 to 4, see M.R.]

35 ~~Subp. 5. IME requirements. In addition to the 20 hours of~~

~~1 continuing-education-hours-required-for-annual-license-renewal,~~
~~2 all-licensed-chiropractors-registered-with-the-board-to-perform~~
~~3 independent-medical-examinations-must-attend-ten-hours-of~~
~~4 continuing-education-annually-relating-to-independent-medical~~
~~5 examinations.--All-courses-and-seminars-must-be-approved-by-the~~
~~6 board-as-provided-in-part-2500.1400.~~

~~7 Subp. 6.--Acupuncturists.--In-addition-to-the-20-hours-of~~
~~8 continuing-education-hours-required-for-annual-license-renewal,~~
~~9 all-licensed-chiropractors-registered-with-the-board-in~~
~~10 acupuncture-must-attend-ten-hours-of-continuing-education~~
~~11 annually-relating-to-the-practice-of-acupuncture.--All-courses~~
~~12 and-seminars-must-be-approved-by-the-board-as-provided-in-part~~
~~13 2500.1400.~~

14 Subp. 7: 5. Sexual abuse recognition. All chiropractors
 15 applying for licensure or for the renewal of a license on or
 16 after January 1, 1992, inclusive in the 20 hours of continuing
 17 education hours required for annual license renewal, must have
 18 completed eight hours of course work or training regarding the
 19 establishment of professional boundaries in the clinical
 20 setting, and the identification and reporting of child and
 21 vulnerable adult abuse and maltreatment. The course work or
 22 training must be obtained from an institution or provider which
 23 has been approved by the board to provide such course work or
 24 training.

25 The course work or training must include the following:

- 26 A. boundary training as it relates to professional
 27 conduct in the clinical setting;
- 28 B. information regarding the physical and behavioral
 29 indicators of child and vulnerable adult abuse and maltreatment;
 30 and
- 31 C. the statutory reporting requirements in Minnesota
 32 Statutes, chapter 626, including, but not limited to, when and
 33 how a report must be made, what other actions a reporter is
 34 mandated or authorized to take, the legal protections afforded
 35 reporters, and their consequences for failure to report.

36 Each chiropractor must provide the board with documentation

1 showing proof of attendance and successful completion of the
2 required training.

3 Each chiropractor who is applying for licensure must
4 fulfill this provision before taking the board licensure
5 examination.

6 This provision must be fulfilled by licensed chiropractors
7 every four years after commencing January 1, 1992.

8 2500.2000 WAIVER OR DEFERMENT OF CONTINUING EDUCATION
9 REQUIREMENTS.

10 The board shall waive or defer compliance with some or all
11 annual continuing education requirements for any licensee
12 presenting satisfactory written evidence to the board of illness
13 or hardship making it impossible or highly impractical for the
14 licensee to attend or to have attended a sufficient number of
15 approved continuing education class hours. No deferment shall
16 last more than 60 days.

17 2500.2020 INACTIVE LICENSE.

18 A Minnesota licensed chiropractor may apply to the board
19 for an inactive license according to items A to C. An inactive
20 license is intended for those chiropractors who will be in
21 active practice elsewhere.

22 A. Applicants must complete a board-approved
23 application which must include a signed affidavit stating that
24 the applicant will no longer be actively practicing chiropractic
25 in the state of Minnesota.

26 B. Upon approval of an application, the board will
27 modify the annual license certificate to indicate inactive
28 licensure.

29 C. The board may refuse to approve an application if:

30 (1) a pending or final disciplinary action exists
31 against an applicant's Minnesota license;

32 (2) a pending or final disciplinary action exists
33 against an applicant's license in another state where the
34 applicant has been licensed to practice chiropractic; or

35 (3) the applicant's Minnesota license is not

1 current in fees and penalties paid, or in continuing education
2 hours obtained for annual license renewal.

3 2500.2030 ANNUAL RENEWAL OF INACTIVE LICENSE.

4 The annual renewal fee for an inactive license is 75
5 percent of the current fee imposed by the board for license
6 renewal.

7 2500.2040 REINSTATEMENT OF INACTIVE LICENSE.

8 An inactive license may be reinstated to a nonrestricted
9 license according to items A to E:

10 A. completion of a board-approved application of
11 reinstatement;

12 B. payment of a reinstatement fee in the amount of
13 \$100;

14 C. submission of a certification of good standing
15 from each state the doctor was granted a license;

16 D. submission of a notarized statement from the
17 doctor stating:

18 (1) that the doctor has remained in active
19 practice in another state or country during the period of
20 inactive license status in Minnesota;

21 (2) that the doctor has met the continuing
22 education requirements as approved by Minnesota or the states or
23 countries in which the doctor practiced chiropractic, or has
24 taken at least 12 hours of continuing education each year of
25 inactive license status, whichever is greater; and

26 (3) the specific addresses of where the doctor
27 has been in active practice; and

28 E. completion of 20 hours of continuing education as
29 approved by the board the year prior to application for
30 reinstatement.

31 If any of the requirements of items A to E are not met by
32 the doctor, the board will deny approval of the application for
33 reinstatement.

34 2500.2050 INACTIVE RETIRED LICENSE.

1 A Minnesota licensed chiropractor who intends to retire
2 from the practice of chiropractic may apply to the board for an
3 inactive retired license.

4 The licensee must apply for an inactive retired license
5 according to part 2500.2020.

6 2500.2060 ANNUAL RENEWAL OF INACTIVE RETIRED LICENSE.

7 The annual renewal fee for an inactive retired license is
8 75 percent of the current fee imposed by the board for license
9 renewal.

10 2500.2070 REINSTATEMENT OF INACTIVE RETIRED LICENSE.

11 An inactive retired license may be reinstated to a
12 nonrestricted license within three years from the date that
13 inactive retired status is in effect according to items A to D.

14 A. The doctor must have been licensed for at least
15 five years previous to inactive retired license status.

16 B. The doctor must obtain 30 hours of board-approved
17 continuing education hours within the year before application
18 for reinstatement.

19 C. The doctor must be in good standing with the board
20 and must provide certificates of good standing from all other
21 states in which the doctor is licensed.

22 D. The doctor must pay a reinstatement fee in the
23 amount of \$100.

24 After three years from the date inactive retired license
25 status is in effect, this reinstatement provision will not be an
26 available option. Proof of 20 board-approved continuing
27 education hours per year of inactive retired license status will
28 be required for reinstatement. Without proof of 20 hours of
29 continuing education, reexamination will be required to obtain
30 full license status.

31 If any of the requirements of items A to D are not met by
32 the doctor, the board shall deny approval of the application for
33 reinstatement.

34 ~~2500.4010-NONSTANDARD-METHODS-PERMITTED.~~

1 In-order-to-clarify-for-the-patient-the-use-of-nonstandard
2 methods-as-compared-to-standard-methods-in-the-treatment-or
3 diagnosis-of-a-chiropractic-condition, written-informed-consent
4 of-the-patient-must-be-obtained-by-the-doctor-of-chiropractic
5 before-the-use-of-any-nonstandard-method.--The-amount-of
6 compensation, if-any, for-the-use-of-nonstandard-methods-shall
7 be-paid-upon-written-agreement-between-the-patient-and-the
8 doctor-of-chiropractic.--This-includes-methods, procedures, and
9 devices-being-used-in-conjunction-with-formal-research-which-are
10 considered-to-be-nonstandard-methods.--Nothing-in-this-part
11 constitutes-authorization-for-the-use-of-illegal-practice
12 methods-or-methods-without-the-authorization-of-the-scope-of
13 chiropractic-practice.