

## **TITLE 846 BOARD OF CHIROPRACTIC EXAMINERS**

### **ARTICLE 1. GENERAL PROVISIONS**

#### **Rule 1. Board of Chiropractic Examiners, Meetings, Duties**

##### **846 IAC 1-1-1 Board of chiropractic examiners (Repealed)**

Sec. 1. *(Repealed by Board of Chiropractic Examiners; filed Mar 8, 1989, 10:00 a.m.: 12 IR 1553)*

##### **846 IAC 1-1-2 Officers of the board**

Authority: IC 25-10-1-1.5

Affected: IC 25-10-1

Sec. 2. (a) The election of officers provided under IC 25-10-1-1.5(b) shall take place at the annual meeting of the board in each year.

(b) The chairman's duties shall be to preside over all meetings of the board. In the absence of the chairman, the vice chairman shall act in the chairman's place during the duration of the chairman's absence. *(Board of Chiropractic Examiners; 846 IAC 1-1-2; filed Jul 28, 1983, 9:03 a.m.: 6 IR 1739; filed Mar 8, 1989, 10:00 a.m.: 12 IR 1553; readopted filed Jul 10, 2001, 2:55 p.m.: 24 IR 4236; readopted filed Oct 4, 2007, 3:34 p.m.: 20071031-IR-846070057RFA)*

##### **846 IAC 1-1-3 Meetings of the board**

Authority: IC 25-10-1-1.5

Affected: IC 5-14-1.5-5; IC 25-10-1-1.5

Sec. 3. (a) The annual meeting of the board provided under IC 25-10-1-1.5(b) shall be held in Indianapolis, Indiana in July of each year.

(b) At all meetings of the board anyone not a member of the board will be prohibited from entering into discussion with the board unless invited by the board, or unless said person has requested and received permission to enter into discussion with the board. Such request must be in writing to the chairman of the board and will state the nature of the business to be discussed. The date, time, and place of such discussion will be at the discretion of the chairman. The secretary of the board shall give such person(s) prior notification as to date, time, and place of such meeting. *(Board of Chiropractic Examiners; 846 IAC 1-1-3; filed Jul 28, 1983, 9:03 a.m.: 6 IR 1739; filed Mar 8, 1989, 10:00 a.m.: 12 IR 1553; readopted filed Jul 10, 2001, 2:55 p.m.: 24 IR 4236; readopted filed Oct 4, 2007, 3:34 p.m.: 20071031-IR-846070057RFA)*

##### **846 IAC 1-1-4 Powers and duties of the board (Repealed)**

Sec. 4. *(Repealed by Board of Chiropractic Examiners; filed Mar 8, 1989, 10:00 a.m.: 12 IR 1553)*

#### **Rule 2. Educational Standards**

##### **846 IAC 1-2-1 Objective and educational standards required of applicants for licensure**

Authority: IC 25-10-1-1.5

Affected: IC 4-21.5; IC 25-10-1-2

Sec. 1. (a) It shall be the objective of a chiropractic college approved by the board to prepare the doctor of chiropractic as a primary health care provider; as a portal of entry to the health delivery system; to be well-educated to examine, diagnose, and assume responsibility for the care of patients; to care for the human body in health and disease; to consult with or refer to, other health care providers; and to develop postgraduate education and research.

(b) Professional standards for licensure. Every applicant shall be a graduate of a chiropractic school or college:

(1) which is accredited by an accrediting agency that has been approved by the United States Office of Education or its successor to accredit chiropractic schools or colleges; and

(2) which requires for graduation resident attendance instruction of at least four thousand hours distributed over a minimum

period of eight semesters or the equivalent; and

(3) which has a curriculum including at least the following disciplines: human anatomy; biochemistry; physiology; microbiology; pathology; public health; physical, clinical and laboratory diagnosis; gynecology; obstetrics; pediatrics; geriatrics; dermatology; otolaryngology; roentgenology; psychology; dietetics; orthopedics; rehabilitative procedures; including physiological therapeutics and/or ancillary therapeutics; first aid and emergency procedures; spinal analysis; principles and practice of chiropractic; adjustive technique of the articulations and adjacent tissues of the body, including but not limited to, the spine, cranium, and extremities and adjacent tissues.

(c) Pre-professional requirements. Every applicant shall have completed at least two (2) years (sixty (60) semester hours) education in a college or university of learning accredited to grant a degree of bachelor of arts or bachelor of science, prior to his or her training and education in a school or college of chiropractic. (*Board of Chiropractic Examiners; 846 IAC 1-2-1; filed Jul 28, 1983, 9:03 am: 6 IR 1740; readopted filed Jul 10, 2001, 2:55 p.m.: 24 IR 4236; readopted filed Oct 4, 2007, 3:34 p.m.: 20071031-IR-846070057RFA*)

### **Rule 3. Scope of Practice; Standards for Competent Practice; Code of Professional Conduct**

#### **846 IAC 1-3-1 Scope of practice; diagnostic, treatment procedures**

Authority: IC 25-10-1-1.5

Affected: IC 25-10-1-1

Sec. 1. (a) The practice of chiropractic will include and permit the use of such diagnostic and treatment procedures as are taught by board approved chiropractic colleges except as prohibited by law and/or the rules and regulations of this board.

(b) In the conduct of the practice of chiropractic no chiropractor shall perform any service that is beyond the scope of his education, training, and experience.

(c) The exclusion set out in subsection (1)(E) of IC 25-10-1-1 shall mean only the introducing of contrast medias into the blood-vascular system, but shall not include doppler examinations, electromyograms with surface electrodes, electrocardiograms, endocardiograms, echocardiograms, thermography, moire photography, blood analyses, or any other diagnostic test which a chiropractor may require to prepare a proper diagnosis of a patient in his/her practice of chiropractic. (*Board of Chiropractic Examiners; 846 IAC 1-3-1; filed Jul 28, 1983, 9:03 am: 6 IR 1741; readopted filed Jul 10, 2001, 2:55 p.m.: 24 IR 4236; readopted filed Oct 4, 2007, 3:34 p.m.: 20071031-IR-846070057RFA*)

#### **846 IAC 1-3-2 Code of professional conduct**

Authority: IC 25-10-1-1.5

Affected: IC 25-1-9-6.5; IC 25-10-1-1

Sec. 2. (a) Chiropractors practicing in Indiana shall conduct their practice of chiropractic in accordance with the standards set out in IC 25-10 and this title.

(b) No person holding a license to practice chiropractic shall conduct such practice under any name other than his or her own unless practicing as an employee of a clinic, center, or institution.

(c) To designate that they are licensed to practice chiropractic in Indiana, all licensees practicing chiropractic in Indiana shall use, in conjunction with their names, the words "chiropractic", "chiropractor", or the abbreviation "D.C." alone or in connection with other words, on all signs, letterheads, business cards, or similar items of identification, advertising, and solicitation of any kind. Provided, however, chiropractors may not use any words which would mislead the public into believing they are licensed in Indiana to practice any other licensed occupation or profession for which they do not hold an Indiana license.

(d) Any identification using the word "clinic", "center", "corporation", or terms of similar import that is solely concerned with the practice of chiropractic, shall also designate that it is a chiropractic facility. Any licensee practicing in a multiple professional health care facility shall prominently display in the facility the fact that he or she is engaged in the practice of chiropractic.

(e) Every licensee practicing in Indiana shall publicly and prominently display the license issued him or her by the board or a photostatic copy thereof in all offices, clinics, corporations, centers, and/or similar places of business wherein he or she is practicing.

(f) In the conduct of practice, no person holding a license to practice chiropractic shall engage in advertising or soliciting for patronage that which is not in the public interest. Advertising or soliciting not in the public interest shall include advertising that:

- (1) is false, fraudulent, deceptive, or misleading;
- (2) represents intimidation or undue pressure; or
- (3) makes claims of professional superiority over fellow practitioners or over another health science which cannot be substantiated.

(g) It shall be considered unprofessional or unethical conduct and grounds for discipline if any licensee:

- (1) obtains a fee by fraud or deceit;
- (2) discloses, without authorization, any information about a patient revealed or discovered during the course of treatment, except as required by law;
- (3) engages in advertising or soliciting which, on its face or as applied, can reasonably be construed as deceiving the public; or
- (4) knowingly aids, assists, procures, or advises an unlicensed person to practice contrary to IC 25-10-1 or this title.

(h) A chiropractor has a duty and responsibility to his or her patients and to the chiropractic profession to promptly release a patient's records to any other chiropractor or any other health discipline practitioner designated by the patient upon written request of the patient.

(i) A practitioner may advertise his or her professional services in order to advise the public of the existence and scope of the services he or she offers, so long as the advertisement is dignified and confines itself to the existence of the practice and/or the field of practice of the practitioner.

(j) For the purposes of IC 25-1-9-6.5 and this rule, advertisements include the use of television, newspaper, radio, billboards, yellow pages, seminars, handbills, mailings, or other similar advertisements to the public. (*Board of Chiropractic Examiners; 846 IAC 1-3-2; filed Jul 28, 1983, 9:03 a.m.: 6 IR 1741; filed Dec 28, 1990, 5:00 p.m.: 14 IR 1068; readopted filed Jul 10, 2001, 2:55 p.m.: 24 IR 4236; readopted filed Oct 4, 2007, 3:34 p.m.: 20071031-IR-846070057RFA*)

### **846 IAC 1-3-3 Standards for competent practice**

Authority: IC 25-10-1-1.5

Affected: IC 25-10-1-1

Sec. 3. A practitioner, in the conduct of his chiropractic practice, shall abide by the following standards of competent practice:

- (1) The practitioner shall keep in confidence whatever he may learn about a patient in the discharge of professional duties. Information shall be divulged by the practitioner only when required by law or when authorized by the patient.
- (2) The practitioner shall give a candid account of the patient's condition to the patient or to those responsible for the patient's care.
- (3) The practitioner shall give due notice to a patient or to those responsible for the patient's care when he withdraws from a case so that another practitioner may be engaged. The practitioner shall not abandon a patient.
- (4) A practitioner shall practice in accordance with the body of scientific systemized knowledge related to the healing arts.
- (5) A practitioner shall not hold forth or indicate the possession of any degree recognized as the basis for licensure to practice the healing arts unless he is actually licensed on the basis of that degree in the state in which he practices.
- (6) A practitioner shall obtain consultation whenever requested to do so by a patient. Further, the practitioner shall refer the patient to another practitioner in any case where the practitioner does not consider himself qualified to treat the patient or is unable to diagnose the illness or disease of the patient.
- (7) Any practitioner who knows of the illegal, incompetent or unethical conduct in the practice of chiropractic of another practitioner shall report such conduct to the proper authorities and/or tribunals. Further, any practitioner who has knowledge of any person engaging in the unauthorized practice of chiropractic shall report such conduct to the proper authorities and/or tribunals.
- (8) Any fee charged by a practitioner for his professional services shall be reasonable and shall compensate the practitioner only for services actually rendered.
- (9) A practitioner shall not pay or receive compensation for referral of a patient.
- (10) A practitioner shall be fully responsible and accountable for the conduct of each and every person employed by the practitioner for every action (or failure to act) by said employee or employees in the course of said employee's (employees') relationship with said practitioner. Provided however, a practitioner shall not be responsible for the actions of persons he may employ whose employment by the practitioner does not relate directly to the practitioner's practice of chiropractic.
- (11) A practitioner may (whenever he believes it to be beneficial to the patient) send (or refer) a patient to another qualified

health practitioner for treatment or health services which fall within the other health practitioner's scope of practice. Prior to any such referral, however, the practitioner shall examine the patient to insure that a condition does exist in the patient that is within the scope of practice of the other health practitioner to whom the patient is referred.

(12) A practitioner shall not charge a separate and distinct fee for the incidental, administrative, non-chiropractic *[sic.]* service of securing admission of a patient to a health care facility.

(13) The practitioner shall upon retirement, discontinuation of his chiropractic practice, or moving from a community, notify all patients upon his active list that he intends to discontinue his practice in the community and encourage such patients to seek the services of some other practitioner. The practitioner discontinuing his practice shall make arrangements with the patient for the transfer of his records (or copies thereof) to the succeeding practitioner.

(14) A practitioner shall not base his fee upon the uncertain outcome of a contingency, whether such contingency be the outcome of litigation or any other occurrence or condition which may or may not develop, occur or happen.

(15) In the conduct of the practice of chiropractic a chiropractor may perform any service that is not beyond the scope of practice set out in 846 IAC 1-3-1.

(16) In the conduct of the practice of chiropractic no chiropractor shall violate any of the provisions of the code of professional conduct set out in 846 IAC 1-3-2.

*(Board of Chiropractic Examiners; 846 IAC 1-3-3; filed Jul 28, 1983, 9:03 am: 6 IR 1742; readopted filed Jul 10, 2001, 2:55 p.m.: 24 IR 4236; readopted filed Oct 4, 2007, 3:34 p.m.: 20071031-IR-846070057RFA)*

#### **846 IAC 1-3-4 Disciplinary sanctions (Repealed)**

Sec. 4. *(Repealed by Board of Chiropractic Examiners; filed Jul 11, 1996, 8:55 a.m.: 19 IR 3470)*

#### **Rule 4. Examinations; Licensure; Renewal of Licenses; Fees; Addresses of Licensees**

##### **846 IAC 1-4-1 Applications for licensure; requirements; fees; opportunity for hearing (Repealed)**

Sec. 1. *(Repealed by Board of Chiropractic Examiners; filed May 20, 1988, 9:25 am: 11 IR 3564)*

##### **846 IAC 1-4-2 Examination for licensure (Repealed)**

Sec. 2. *(Repealed by Board of Chiropractic Examiners; filed May 20, 1988, 9:25 am: 11 IR 3564)*

##### **846 IAC 1-4-3 Licensure by reciprocity or endorsement (Repealed)**

Sec. 3. *(Repealed by Board of Chiropractic Examiners; filed Feb 9, 1988, 2:24 pm: 11 IR 1808)*

##### **846 IAC 1-4-4 Renewal of license (Repealed)**

Sec. 4. *(Repealed by Board of Chiropractic Examiners; filed May 31, 1988, 2:40 pm: 11 IR 3564)*

##### **846 IAC 1-4-5 Addresses of licensees**

Authority: IC 25-10-1-1.5

Affected: IC 25-10-1-2; IC 25-10-1-6

Sec. 5. Every licensee practicing in Indiana shall inform the board of the addresses where he/she is practicing no later than two (2) weeks after beginning to practice and shall inform the board of any change of addresses or removals from a place of practice. A licensee's failure to receive notification of license renewal due to his/her failing to advise the board of a change of address shall not constitute an error on the part of the board, nor shall it exonerate the licensee from making such renewal as set forth in IC 25-10-1-6 and 846 IAC 1-4-4 *[846 IAC 1-4-4 was repealed filed May 31, 1988, 2:40 p.m.: 11 IR 3564.]* *(Board of Chiropractic Examiners; 846 IAC 1-4-5; filed Jul 28, 1983, 9:03 am: 6 IR 1745; filed Apr 12, 1984, 8:30 am: 7 IR 1537; readopted filed Jul 10, 2001, 2:55 p.m.: 24 IR 4236; readopted filed Oct 4, 2007, 3:34 p.m.: 20071031-IR-846070057RFA)*

**846 IAC 1-4-6 Loss, destruction, or theft of license; change of name**

Authority: IC 25-10-1-1.5

Affected: IC 25-10-1-6

Sec. 6. (a) The licensee shall report to the board, on the form supplied by the board, the loss, destruction or theft of the original certificate of licensure or the biennial renewal pocket card, and pay a fee of ten dollars (\$10) for a duplicate.

(b) If a change of name is requested, the licensee shall submit a notarized copy of a marriage license, divorce decree or court order to the board. Upon receipt of the documentation of the name change, and payment of the ten dollar (\$10) fee, the board shall issue a new certificate and biennial renewal pocket card. (*Board of Chiropractic Examiners; 846 IAC 1-4-6; filed Apr 12, 1984, 8:30 am: 7 IR 1537; readopted filed Jul 10, 2001, 2:55 p.m.: 24 IR 4236; readopted filed Oct 4, 2007, 3:34 p.m.: 20071031-IR-846070057RFA*)

**846 IAC 1-4-7 Fees**

Authority: IC 25-10-1-1.5

Affected: IC 25-10-1-6

Sec. 7. The following fees shall apply to all licensed chiropractors and applicants for licensure:

Examination/issuance	\$100
License renewal (July 1 of each even-numbered year)	\$100
Inactive license renewal (July 1 of each even-numbered year)	\$50
Endorsement issuance	\$100
Verification of licensure	\$10
Duplicate wall license	\$10
Reinstatement of inactive license	\$15
Temporary permit	\$50

(*Board of Chiropractic Examiners; 846 IAC 1-4-7; filed Dec 2, 1987, 9:30 a.m.: 11 IR 1292; filed Nov 15, 1990, 11:15 a.m.: 14 IR 755; filed May 20, 1996, 3:00 p.m.: 19 IR 2880; filed Mar 9, 1998, 9:30 a.m.: 21 IR 2390; readopted filed Dec 2, 2001, 12:23 p.m.: 25 IR 1325; readopted filed Oct 10, 2008, 8:56 a.m.: 20081105-IR-846080344RFA*)

**Rule 5. Application for License by Examination**

**846 IAC 1-5-1 Application for a license by examination**

Authority: IC 25-10-1-1.5

Affected: IC 25-10-1-2

Sec. 1. (a) An application for a license by examination shall be filed on a form prescribed by the board and provided by the health professions bureau.

(b) Each applicant shall submit the following information:

(1) Official transcripts, certified by the school or college, recording completion of at least two (2) years (sixty (60) semester hours) of prechiropractic education as specified by IC 25-10-1-2(b). As used in this subsection, "prechiropractic education" means education that has been completed prior to the applicant's matriculation in a school or college of chiropractic defined under IC 25-10-1-2(a). Prechiropractic education that has been completed in whole or in part after the date of matriculation in chiropractic school will not be accepted by the board to fulfill requirements of IC 25-10-1-2(b).

(2) Official transcripts, certified by the school or college, recording courses, grades, and degree earned in a school or college of chiropractic accredited under provisions of IC 25-10-1-2(a).

(3) Official score report from the National Board of Chiropractic Examiners (NBCE), with passing scores in Parts I through IV and physiotherapy.

(4) One (1) passport-quality photograph taken not earlier than one (1) year prior to the date of application.

(5) The fee specified by 846 IAC 1-4-7.

(c) All required documents submitted by an applicant must be in English. Documents that are not in English must include an

official translation. As used in this subsection, "official translation" means only those translations completed by the consulate or embassy of the country in which the prechiropractic school or chiropractic school is located.

(d) An applicant for licensure by examination must pass a written examination in chiropractic jurisprudence. A score of seventy-five (75) or above is passing. *(Board of Chiropractic Examiners; 846 IAC 1-5-1; filed Mar 8, 1989, 10:00 a.m.: 12 IR 1554; filed Mar 9, 1998, 9:30 a.m.: 21 IR 2390; readopted filed Jul 10, 2001, 2:55 p.m.: 24 IR 4236; readopted filed Oct 4, 2007, 3:34 p.m.: 20071031-IR-846070057RFA)*

#### **846 IAC 1-5-2 Examination (Repealed)**

Sec. 2. *(Repealed by Board of Chiropractic Examiners; filed Mar 9, 1998, 9:30 a.m.: 21 IR 2391)*

#### **846 IAC 1-5-3 Passing score (Repealed)**

Sec. 3. *(Repealed by Board of Chiropractic Examiners; filed Mar 9, 1998, 9:30 a.m.: 21 IR 2391)*

#### **846 IAC 1-5-4 Fees (Repealed)**

Sec. 4. *(Repealed by Board of Chiropractic Examiners; filed Mar 9, 1998, 9:30 a.m.: 21 IR 2391)*

#### **846 IAC 1-5-5 Personal appearance**

Authority: IC 25-10-1-1.5

Affected: IC 25-10-1-2

Sec. 5. (a) The board may require the applicant to make a personal appearance before the board or a member of the board prior to issuing a license by examination.

(b) If the applicant appears before a member of the board, the member of the board shall make a finding of the appearance and recommend the approval or disapproval of the issuance of a license by examination. The board shall, at its next meeting, review said findings, make such further inquiry as it sees fits, and take such action as required. *(Board of Chiropractic Examiners; 846 IAC 1-5-5; filed Oct 28, 1998, 3:29 p.m.: 22 IR 758; readopted filed Jul 10, 2001, 2:55 p.m.: 24 IR 4236; readopted filed Oct 4, 2007, 3:34 p.m.: 20071031-IR-846070057RFA)*

### **Rule 6. Application for License by Endorsement**

#### **846 IAC 1-6-1 Application**

Authority: IC 25-10-1-1.5

Affected: IC 25-10-1-2; IC 25-10-1-5

Sec. 1. (a) An application for a license by endorsement shall be filed on a form prescribed by the board of chiropractic examiners and provided by the health professions bureau.

(b) Each applicant for a license by endorsement shall submit the following information:

(1) Official transcripts, certified by the school or college, recording completion of at least two (2) years (sixty (60) semester hours) of prechiropractic education as specified by IC 25-10-1-2(b). As used in this subdivision, "prechiropractic education" means education that has been completed prior to the applicant's matriculation in a school or college of chiropractic as defined under IC 25-10-1-2(a). Prechiropractic education that has been completed in whole or in part after the date of matriculation in chiropractic school will not be accepted by the board to fulfill requirements of IC 25-10-1-2(b).

(2) Official transcripts, certified by the school or college, recording courses, grades, and degree earned in a school or college of chiropractic accredited under IC 25-10-1-2(a).

(3) Official score report from the National Board of Chiropractic Examiners (NBCE), with passing scores in Parts I through IV and physiotherapy. An applicant who takes the NBCE examinations prior to September 11, 1987, is not required to submit Part III scores of the NBCE.

(4) One (1) passport-quality photograph taken not earlier than one (1) year prior to the date of application.

(5) A statement from the appropriate agency in each state where the applicant has been licensed, certifying whether or not disciplinary proceedings have ever been initiated or are presently pending against the applicant.

(6) If the applicant has not taken and passed Part IV of the NBCE examination, the applicant may submit a certification from the appropriate agency in a state where the applicant holds an active license that the applicant has passed an oral-practical examination, which is equivalent to Part IV of the NBCE examination.

(7) Satisfactory evidence to the board of chiropractic examiners that the applicant has been licensed to practice chiropractic in another state for at least three (3) years under qualifications substantially equivalent to those specified in IC 25-10-1.

(8) The fee specified by 846 IAC 1-4-7.

(b) All required documents submitted by an applicant must be in English. Documents that are not in English must include an official translation. As used in this subsection, "official translation" means only those translations completed by the consulate or embassy of the country in which the prechiropractic school or chiropractic school is located.

(c) An applicant for licensure by endorsement must pass a written examination in chiropractic jurisprudence. A score of seventy-five (75) or above is passing. (*Board of Chiropractic Examiners; 846 IAC 1-6-1; filed Feb 9, 1988, 2:24 p.m.: 11 IR 1808; filed Jan 27, 1994, 5:00 p.m.: 17 IR 1095; filed Mar 9, 1998, 9:30 a.m.: 21 IR 2390; readopted filed Jul 10, 2001, 2:55 p.m.: 24 IR 4236; readopted filed Oct 4, 2007, 3:34 p.m.: 20071031-IR-846070057RFA*)

#### **846 IAC 1-6-2 Personal appearance**

Authority: IC 25-10-1-1.5

Affected: IC 25-10-1-2; IC 25-10-1-5

Sec. 2. (a) The board may require the applicant to make a personal appearance before the board or a member of the board prior to issuing a license by endorsement.

(b) If the applicant appears before a member of the board, the member of the board shall make a finding of the appearance and recommend the approval or disapproval of the issuance of a license by endorsement. The board shall, at its next meeting, review said findings, make such further inquiry as it sees fits, and take such action as required. (*Board of Chiropractic Examiners; 846 IAC 1-6-2; filed Oct 28, 1998, 3:29 p.m.: 22 IR 758; readopted filed Jul 10, 2001, 2:55 p.m.: 24 IR 4236; readopted filed Oct 4, 2007, 3:34 p.m.: 20071031-IR-846070057RFA*)

### **Rule 7. X-Ray Utilization**

#### **846 IAC 1-7-1 Use of x-rays**

Authority: IC 25-10-1-1.5

Affected: IC 25-10-1-1.5

Sec. 1. A chiropractor shall not overutilize or otherwise improperly use ionizing radiation. In order to avoid overutilization of ionizing radiation, a chiropractor shall observe the following guidelines:

Any offer or advertising of free x-rays to actual or potential patients shall be accompanied by a conspicuous statement that reads "to avoid needless health hazards associated with ionizing radiation, no such free x-ray will be given unless there is a prior observable clinical need for it." (*Board of Chiropractic Examiners; 846 IAC 1-7-1; filed Apr 22, 1988, 2:10 pm: 11 IR 3044; readopted filed Jul 10, 2001, 2:55 p.m.: 24 IR 4236; readopted filed Oct 4, 2007, 3:34 p.m.: 20071031-IR-846070057RFA*)

#### **846 IAC 1-7-2 Violations**

Authority: IC 25-10-1-1.5

Affected: IC 25-10-1-6.5

Sec. 2. Violation of 846 IAC 1-7-1 constitutes the incompetent practice of chiropractic and is grounds for disciplinary action as provided by IC 25-10-1-6.5. (*Board of Chiropractic Examiners; 846 IAC 1-7-2; filed Apr 22, 1988, 2:10 pm: 11 IR 3044; readopted filed Jul 10, 2001, 2:55 p.m.: 24 IR 4236; readopted filed Oct 4, 2007, 3:34 p.m.: 20071031-IR-846070057RFA*)

### **Rule 8. Continuing Education for Renewal of License**

**846 IAC 1-8-1 Continuing education requirements**

Authority: IC 25-10-1-1.5

Affected: IC 25-1-9; IC 25-10-1-6

Sec. 1. (a) Twenty-four (24) hours of continuing education obtained by attending seminars approved by the board are required for license renewal. Seminars which have not been approved under this rule will not be accepted as credit for license renewal.

(b) A licensee is not required to complete continuing education requirements for the year in which the initial license is issued.

(c) Continuing education credit units or clock hours must be obtained within the current biennial renewal period and may not be carried over from one (1) licensure period to another. However, a maximum of twelve (12) hours may be obtained within each licensure year.

(d) Continuing education credit units or clock hours must include four (4) hours per year in public health and/or risk management.

(e) Risk management is defined as the chiropractor's legal responsibility to his or her patient as provided by 846 IAC 1-3-3 and IC 25-1-9. (*Board of Chiropractic Examiners; 846 IAC 1-8-1; filed May 31, 1988, 2:40 p.m.: 11 IR 3563; filed Jun 1, 1992, 5:00 p.m.: 15 IR 2244; filed Oct 31, 1994, 2:00 p.m.: 18 IR 879; readopted filed Jul 10, 2001, 2:55 p.m.: 24 IR 4236; readopted filed Oct 4, 2007, 3:34 p.m.: 20071031-IR-846070057RFA*)

**846 IAC 1-8-2 Licensee responsibilities**

Authority: IC 25-10-1-1.5

Affected: IC 25-10-1-6

Sec. 2. (a) A licensee must report continuing education required by 846 IAC 1-8 at the time of license renewal on a form provided by the health professions bureau.

(b) A licensee must retain a record of completion of continuing education required by 846 IAC 1-8 for four (4) years.

(c) A licensee must present verification of completion of continuing education required by 846 IAC 1-8 upon request by the board. (*Board of Chiropractic Examiners; 846 IAC 1-8-2; filed May 31, 1988, 2:40 pm: 11 IR 3563; readopted filed Jul 10, 2001, 2:55 p.m.: 24 IR 4236; readopted filed Oct 4, 2007, 3:34 p.m.: 20071031-IR-846070057RFA*)

**846 IAC 1-8-3 Application for approval**

Authority: IC 25-10-1-1.5

Affected: IC 25-10-1-6

Sec. 3. (a) The sponsor must file an application provided by the bureau sixty (60) days prior to the date the program is given. The application shall include the following information:

(1) Name of lecturer.

(2) Academic and professional background of lecturer.

(3) Brief summary of content of program.

(4) Date and location of program.

(5) Number of clock hours of continuing education requested.

(6) Any other pertinent information required by the board.

(b) As a condition to approval of programs, the sponsor must agree to provide participants with a record of attendance and to retain records of attendance by participants for four (4) years from the date of the program. (*Board of Chiropractic Examiners; 846 IAC 1-8-3; filed May 31, 1988, 2:40 pm: 11 IR 3563; readopted filed Jul 10, 2001, 2:55 p.m.: 24 IR 4236; readopted filed Oct 4, 2007, 3:34 p.m.: 20071031-IR-846070057RFA*)

**846 IAC 1-8-4 Standards for approval**

Authority: IC 25-10-1-1.5

Affected: IC 25-10-1-6

Sec. 4. (a) As provided by IC 25-10-1-6, seminars must be sponsored by a college of chiropractic or an established chiropractic organization. Seminars which do not meet the requirement of this subsection will not be approved as credit for license renewal.

(b) The board will approve a course if it determines that the course will make a significant contribution to the professional competency of chiropractors who enroll. In determining if a course meets this standard, the board will consider whether:

- (1) The course has substantial content.
- (2) The course content directly relates to the professional practice of chiropractic. Practice management courses will not be approved by the board.
- (3) Each lecturer who has teaching responsibility in the course is qualified by academic work or practical experience to teach the assigned subject.
- (4) The course is of sufficient length to provide a substantial educational experience. Courses of less than one (1) hour will be reviewed carefully to determine if they furnish a substantial educational experience.

*(Board of Chiropractic Examiners; 846 IAC 1-8-4; filed May 31, 1988, 2:40 pm: 11 IR 3563; readopted filed Jul 10, 2001, 2:55 p.m.: 24 IR 4236; readopted filed Oct 4, 2007, 3:34 p.m.: 20071031-IR-846070057RFA)*

**846 IAC 1-8-5    Penalty for noncompliance**

Authority: IC 25-10-1-1.5

Affected: IC 25-10-1-6

Sec. 5. The board will not renew a license of a licensee who fails to comply with 846 IAC 1-8, except for an inactive license.

*(Board of Chiropractic Examiners; 846 IAC 1-8-5; filed May 31, 1988, 2:40 pm: 11 IR 3563; readopted filed Jul 10, 2001, 2:55 p.m.: 24 IR 4236; readopted filed Oct 4, 2007, 3:34 p.m.: 20071031-IR-846070057RFA)*

**Rule 9.     Temporary Permits**

**846 IAC 1-9-1    Temporary permits**

Authority: IC 25-10-1-1.5

Affected: IC 25-10-1-2; IC 25-10-1-5.5

Sec. 1. (a) The board may issue a temporary permit under IC 25-10-1-5.5 if the applicant submits the following:

- (1) An application to take the first examination given by the board after the applicant's graduation from an accredited chiropractic school or college provided by IC 25-10-1-2(a).
- (2) All information required by 846 IAC 1-5-1.
- (3) Certification of graduation from the accredited school or college of chiropractic provided by IC 25-10-1-2(a).
- (4) Fee provided by 846 IAC 1-4-7.

(b) An application for a temporary permit shall include the following information to be submitted by the supervisor:

- (1) The location of practice.
- (2) The name and license number of the supervisor.
- (c) A supervisor shall hold an Indiana chiropractic license which is current and in good standing.
- (d) A chiropractor shall supervise no more than one (1) holder of a temporary permit at any given time.
- (e) A supervising chiropractor shall be exclusively responsible for the direct supervision of a holder of a temporary permit.

(f) A holder of a temporary permit shall not provide an independent diagnosis of a patient. *(Board of Chiropractic Examiners; 846 IAC 1-9-1; filed Nov 15, 1990, 11:15 a.m.: 14 IR 755; readopted filed Jul 10, 2001, 2:55 p.m.: 24 IR 4236; readopted filed Oct 4, 2007, 3:34 p.m.: 20071031-IR-846070057RFA)*

**846 IAC 1-9-2    Temporary permit; licensed in another state**

Authority: IC 25-10-1-5.6

Affected: IC 25-10-1-5.6

Sec. 2. (a) A person licensed to practice chiropractic by a board or licensing agency of another state or jurisdiction may apply for a temporary permit under IC 25-10-1-5.6 by submitting an application approved by the board and provided by the bureau, including the following information:

- (1) The purpose for applying for a temporary permit.
- (2) The location where chiropractic services will be provided by the applicant.

(3) The activity, organization, function, and event with regard to which the chiropractic services will be provided by the applicant.

(4) The applicant's practice address and telephone number.

(5) One (1) recent passport-quality photograph of the applicant, taken within eight (8) weeks prior to filing the application for a temporary permit.

(6) Verification that the applicant is a graduate of a school or college of chiropractic accredited by the Accreditation Commission of the Council on Chiropractic Education (CCE).

(7) Verification from other states where the applicant is licensed stating that the applicant's license is current and in good standing and is not or has not been the subject of disciplinary action.

(8) Application fee provided by 846 IAC 1-4-7.

(b) A temporary permit issued under this section shall be limited to a specific activity, function, series of events, or purpose and to a specific geographical area within the state, which limitations shall be stated on the face of the temporary permit. (*Board of Chiropractic Examiners; 846 IAC 1-9-2; filed Jun 1, 1992, 5:00 p.m.: 15 IR 2245; readopted filed Jul 10, 2001, 2:55 p.m.: 24 IR 4236; readopted filed Oct 4, 2007, 3:34 p.m.: 20071031-IR-846070057RFA*)

## **Rule 10. Graduate Students**

### **846 IAC 1-10-1 Definitions**

Authority: IC 25-10-1-1.5

Affected: IC 25-10-1-2; IC 25-10-1-14

Sec. 1. For the purposes of this rule, the following definitions apply:

(1) "Graduate student" means a student in the final year of course work at a chiropractic school or college provided by IC 25-10-1-2(a).

(2) "Supervisor" means a chiropractor licensed under IC 25-10 who will act as the direct supervisor and overseer of the educational process for the graduate student.

(*Board of Chiropractic Examiners; 846 IAC 1-10-1; filed Nov 15, 1990, 11:15 a.m.: 14 IR 756; readopted filed Jul 10, 2001, 2:55 p.m.: 24 IR 4236; readopted filed Oct 4, 2007, 3:34 p.m.: 20071031-IR-846070057RFA*)

### **846 IAC 1-10-2 Applications**

Authority: IC 25-10-1-1.5

Affected: IC 25-10-1-14

Sec. 2. A graduate student shall submit the following information:

(1) Certification from the school that the applicant is enrolled in the final year of course work.

(2) An application approved by the board and provided by the bureau, including, but not limited to, the following information:

(A) The location of practice of the supervisor.

(B) The proposed dates of practice by the graduate student.

(C) The name and license number of the supervisor.

(*Board of Chiropractic Examiners; 846 IAC 1-10-2; filed Nov 15, 1990, 11:15 a.m.: 14 IR 756; readopted filed Jul 10, 2001, 2:55 p.m.: 24 IR 4236; readopted filed Oct 4, 2007, 3:34 p.m.: 20071031-IR-846070057RFA*)

### **846 IAC 1-10-3 Duties of graduate students**

Authority: IC 25-10-1-1.5

Affected: IC 25-10-1-14

Sec. 3. (a) A graduate student shall not provide an independent diagnosis of a patient.

(b) A graduate student shall maintain a log of chiropractic procedures that shall be reviewed daily by the supervisor and shall be available for review by the board at the board's request. (*Board of Chiropractic Examiners; 846 IAC 1-10-3; filed Nov 15, 1990, 11:15 a.m.: 14 IR 756; readopted filed Jul 10, 2001, 2:55 p.m.: 24 IR 4236; readopted filed Oct 4, 2007, 3:34 p.m.: 20071031-IR-846070057RFA*)

**846 IAC 1-10-4 Duties of supervisors**

Authority: IC 25-10-1-1.5

Affected: IC 25-10-1-14

Sec. 4. (a) The supervisor of a graduate student shall hold an Indiana chiropractic license which is current and in good standing.

(b) A supervisor shall supervise no more than one (1) graduate student at any given time.

(c) The supervisor shall develop a training schedule in coordination with the school or college of chiropractic that will be followed by the graduate student throughout the educational process.

(d) Chiropractors who supervise graduate students shall be exclusively responsible for the direct supervision of the graduate students.

(e) Upon successful completion of the educational program, the supervisor shall provide the board with a letter stating that the graduate student has completed a program from beginning date to ending date. (*Board of Chiropractic Examiners; 846 IAC 1-10-4; filed Nov 15, 1990, 11:15 a.m.: 14 IR 756; readopted filed Jul 10, 2001, 2:55 p.m.: 24 IR 4236; readopted filed Oct 4, 2007, 3:34 p.m.: 20071031-IR-846070057RFA*)

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