

THE HEARTBEAT

SEPT 2023

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2023 CONVENTION

DON'T MISS OUT ON THE BEST EVENT OF THE YEAR!

We are getting very excited about our upcoming Annual Convention with a James Bond Casino Royale-inspired theme, "*Building Bonds*." This year's theme was fitting as we all know that chiropractors are the real secret agents!

Get ready to hear a fantastic lineup of **speakers**. Our **breakout sessions and general sessions** will be exceptional, offering the opportunity to dive deeper into topics of interest, as well as hands-on training and workshopping so you and your team can confidently apply all you've learned on Monday!

This event allows you to earn 14 CE hours if you attend all three days, and your team will have 8 hours of breakout education from top speakers. We've built a lot of flexibility into the schedule so that you can still earn 12 hours even if you can't make it on Friday or need to cut out early on Sunday.

Registration closes on September 30th! Now is the time to **register** and prepare to come dressed to kill, ready to roll the dice, and bond with the best in chiropractic.

So, mark your calendars, grab your martinis (shaken, not stirred), and get ready for a weekend of fun and fellowship.

We can't wait to see you there!



Thank You

PLATINUM SPONSORS



LEGALLY MINE
KEEP WHAT YOU EARN

SILVER SPONSORS



BRONZE SPONSORS





20 GUEST 23 SPEAKERS



Dr. Alicia Yochum
RN, DC, DACBR



Dr. Robert Scott
DC, DACNB, FACFN, FABCDD,
FABNN, FABVR, FABIR, FICC



Dr. Sherry McAllister
DC, CCSP



Dr. Jay Greenstein
DC, CGFI-L1, CKTP, FMS



Dr. John Edwards
DC, DACCP



Dr. Matthew Antonucci
DC, DACNB, FACFN, FABCDD,
FABNN, FABVR, FABIR, FICC



Dr. Evan Gwilliam
DC, MBA, BS, CPC, CCSP, QMCC,
CPMA, CPCO, AAPC Fellow



Dr. Chris Anderson
DC, MCS-P, CIC, CCSP



Dr. Brendan Murray
DC, DACBSP



Dr. Andria D'Amato
DC, DABCA, FIAMA



Dr. Kristin Hieshetter
DC



Dr. Lisa
Maciejewski-West
CMC, CMOM, CMIS, CPCO

**6-8
OCT**

**HILTON POLARIS
COULUMBUS, OH**

2023 ANNUAL CONVENTION - BUILDING BONDS: Attendees can earn up to 14 hours of CE credits! Breakout sessions include hands-on techniques, peds, CA, and more. This is a great opportunity to network with fellow DCs, learn new information from some great speakers, and build bonds to the chiropractic profession!



2023 OSCA CONVENTION
BUILDING
Bonds

REGISTER NOW!

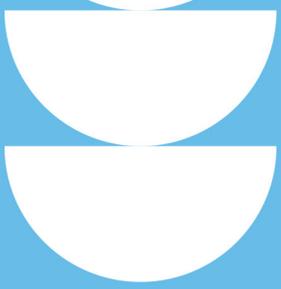
Before it's too late!



DISTRICT DIRECTOR ELECTIONS FOR ODD DISTRICTS COMING UP!

If you have an interest in getting more involved in leading the profession in Ohio, now is the time! District Directors serve a two-year term and participate in virtual and in-person board meetings, conduct local meetings in the district, and help shape the future of chiropractic in Ohio. Odd districts are up for election this year. Intent to run, including a photo and 600 word bio, is due to the OSCA Executive Office by 4:30pm on Tuesday October 3rd. Intent must be submitted to brandy@oscachiro.org. There are also opportunities to serve as an Assistant Director or on committees. We'd love to hear from you if you're interested in learning more.

SUBMISSIONS ARE DUE BY 4:30PM ON TUESDAY OCTOBER 3RD



2023 EVENTS SCHEDULE

The OSCA has several in person and live webinars currently scheduled and several **in the works** for the upcoming year.

CLICK HERE

To visit the OSCA events page for more info or to register for an event.

LUNCH AND LEARN WEBINARS

12-1pm on the 1st Wednesday of the month

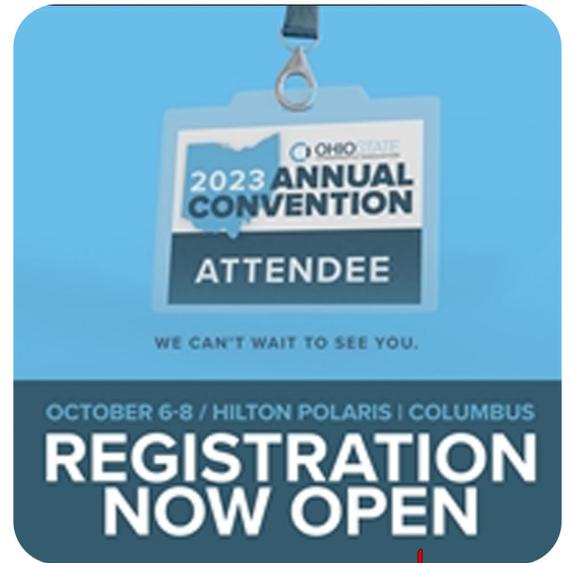
COMING UP NEXT

1
NOV

Pain Reset - Neuroscience as a Chronic Pain Solution
Functional Neurology Webinar
featuring Dr. Freddys Garcia

6
DEC

How To Properly Document Treatment Codes
featuring Dr. Gregg Friedman



Don't forget to register for the Annual convention!

YOU'RE INVITED TO ATTEND

OSCA MEMBERSHIP MEETING

Friday, Oct. 6, 4pm

Hilton Polaris/8700 Lyra Dr./Cols, OH 43240



EMPLOYER NEWS TO KNOW

Two recently-passed laws provide additional protections for pregnant employees in the workplace. These statutes are: (1) the PUMP for Nursing Mothers Act (otherwise known as the Pump Act), and (2) the Pregnant Workers Fairness Act. These two statutes contain the biggest changes for pregnant employees since the implementation of the Pregnancy Discrimination Act of 1978. The requirements of these statutes will obligate employers with more than 15 employees to implement new policies for their handbooks.

Generally, the PUMP Act requires employers to set aside a temporary or permanent private place (other than a restroom) for the purposes of allowing employees to express breastmilk. Employers must provide employees with this break time, and this time must be paid if other paid break times are provided. This Act went into effect on December 29, 2022.

The Pregnant Workers Fairness Act contains the biggest changes for pregnant employees. This Act, which begins on June 27, 2023, requires employers with 15 or more employees to provide “reasonable accommodations” to a pregnant employee’s known limitations related to pregnancy or childbirth. Importantly, these limitations do not need to rise to the level of a “disability” under the Americans with Disabilities Act in order to be accommodated. This will provide almost guaranteed coverage for pregnant employees.

A few examples provided by the DOL include: the ability to sit or drink water; receive closer parking; have flexible hours; receive appropriately sized uniforms and safety apparel; receive additional break time to use the bathroom, eat, and rest; take leave or time off to recover from childbirth; work-from-home; and be excused from strenuous activities and/or activities that involve exposure to compounds not safe for pregnancy. However, this Act specifically states an employer cannot require an employee to take leave (paid or unpaid) if another reasonable accommodation can be provided that would let the employee keep working.

Similar to the ADA, employers are required to provide reasonable accommodations unless they would cause an “undue hardship” on the employer’s operations. An “undue hardship” is a significant difficulty or expense for the employer. This is a high standard to meet that should involve an attorney’s review and oversight.

These changes will require the implementation of two new policies for employers with more than 15 employees. OSCA members wishing to seek legal assistance with drafting and implementing these new policies, or reviewing and updating their practice policy manual, will receive an OSCA member discount with the firm BMD.



EMPLOYEE RETENTION CREDITS

Just last week the IRS placed a moratorium on the Employee Retention Credit Program (ERC) which will pause the processing of new claims until at least December 31, 2023. One of the main reasons cited for the pause was the concern of an increase of improper claims and aggressive marketing to employers with questionable eligibility.

"The IRS is increasingly alarmed about honest small business owners being scammed by unscrupulous actors, and we could no longer tolerate growing evidence of questionable claims pouring in," Werfel said. "The further we get from the pandemic, the further we see the good intentions of this important program abused. The continued aggressive marketing of these schemes is harming well-meaning businesses and delaying the payment of legitimate claims, which makes it harder to run the rest of the tax system. This harms all taxpayers, not just ERC applicants."

The OSCA continues to encourage members to work with their trusted financial partners, including your accountant and legal professionals, if you are assessing your eligibility and/or are approached by another business about your eligibility.



ICD 10 UPDATES

Each year, ICD 10 codes are updated. The updates go into effect on October 1 of the current year and are effective through September 30th of the following year. Updates can include deletions, additions and edits of codes and can impact all provider types. Because of this, some updates impact DC offices and others do not. The amount that impact chiropractic physicians can fluctuate from year to year. To see a full list of all 395 changes that take effect on 10/1/23, [click here](#). The changes are broken down into chapters that represent different systems of the body. Of particular note for a chiropractic office are chapters

6 - Diseases of the Nervous System : among other things an expansion of codes for Migraine. To view these updates only, [click here](#).

13- Diseases of the musculoskeletal system and connective tissue (M00-M99): Among other things this includes revisions to the scoliosis codes and additions to the osteoporosis codes. To view these updates only, [click here](#)



THE IRS HAS CREATED THREE TOOLS TO ASSIST BUSINESS OWNERS INCLUDING:

ERC ELIBILITY

FAQ

NEW Q & A GUIDE

Click above to follow links directly to these resources

HEALTHY ME, DRUG FREE

**HEALTHY ME,
DRUG FREE
POSTER CONTEST
2023**

OHIOSTATE
CHIROPRACTIC ASSOCIATION

**Deadline to submit entries:
Tuesday, September 26, 2023**

Winning entries will be featured in the OSCA On Target magazine, social media and digital communications.

CONTEST RULES

The 2023 Poster Contest is open to all Ohio students in grades 4-9 (public, private or home school). Any media can be used to create a flat or two dimensional effect as judging is based on a digital photo of the winning posters.

Size restriction is limited to sets to 8.5" x 11" to no larger than 11" x 17". Digital images must be clear.

All posters must be created by an individual student rather than a team of students.

Although younger students will most likely receive help in planning from parents or teachers, OSCA encourages each student to do their own work.

Entries must be turned in to the OSCA no later than 4:30 pm on Tuesday, Sept. 26, 2023.

Posters will be judged in 4-6 or 7-9 grade level categories. Note: Entries with student handwriting and coloring will score better than those designed, drawn, and colored with adult assistance.

The 2023 theme, "Healthy Me, Drug Free" must be included on the front side of each poster.

A signed and legible entry form must be secured to the back of the poster to be eligible for judging. If submitted by email, please fill out the form, sign the form and submit.

POSTER JUDGING CRITERIA

- 50% "Healthy Me, Drug Free" message (poster uses correct theme)
- 20% Visual effectiveness/appeal
- 20% Originality

First and Honorable Mention awards will be given to students and teachers in each of the 4-6 and 7-9 grade-level categories.

Winners will be notified by October 20, 2023.

First place student winners will win a \$250 Amazon gift card. Teachers of the first place award students will also win a \$250 Amazon Gift Card for their classroom.

Honorable Mention prize winners will get a certificate and their teachers will also receive a certificate.

Why should your students/child participate? Project-based learning through poster design and researching the theme can give your student/child an opportunity to express their voice on health issues and showcase their creativity and talent. And it's fun!

- * There are many creative ways students can participate. They can highlight a favorite healthy activity or lifestyle choice that helps keep them drug free (hobbies, sports).
- * Students can also show the benefits of living a drug-free lifestyle - keep mind and body healthy, obey the law, stay safe, maintain friendships, do well at school, etc.

Digital entries should be sent to: osca@oscachiro.org

Hard copies can be mailed or delivered to: Ohio State Chiropractic Association, 172 E. State St, Suite 502, Columbus, OH 43215

Questions? Contact OSCA at (614) 229-5290 or osca@oscachiro.org



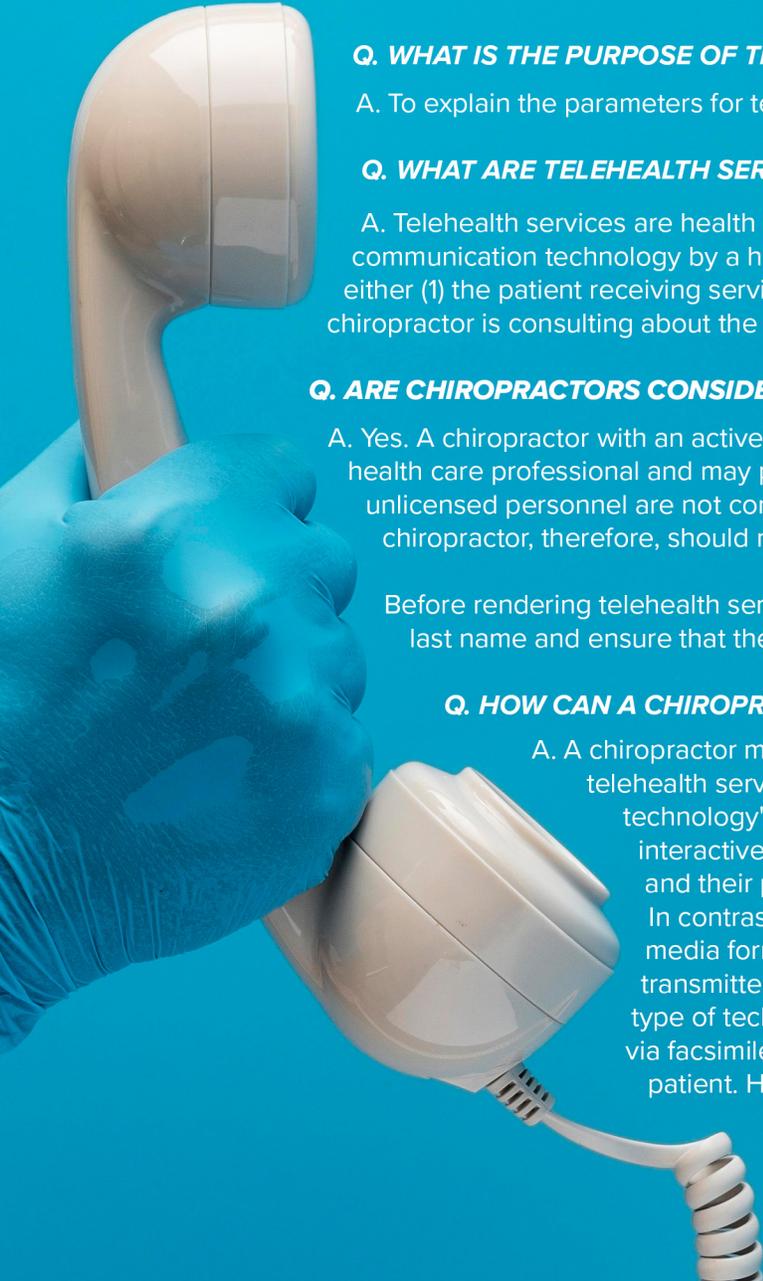
IT'S NOT TOO LATE..

.....to share this and encourage participation in your community. Entries are due to the OSCA office no later than Thursday, September 28th and can be submitted via email or USPS. A toolkit is available for easy turn-key promotion and includes a **letter to your local teachers**, **Contest Rules flyer**, **Contest Entry Form** and a sample **press release** that can be customized by your office.



OHIO RECENTLY PUBLISHED A NEW RULE ABOUT THE PROVISION OF TELEHEALTH SERVICES BY LICENSED CHIROPRACTIC PROFESSIONALS, WHICH TOOK EFFECT ON SEPTEMBER 2, 2023.

BELOW ARE FREQUENTLY ASKED QUESTIONS REGARDING THE NEW RULE, WHICH IS CODIFIED AS OAC 4734-8-10.



Q. WHAT IS THE PURPOSE OF THIS NEW RULE?

A. To explain the parameters for telehealth services offered by licensed chiropractors in Ohio.

Q. WHAT ARE TELEHEALTH SERVICES?

A. Telehealth services are health care services provided through information and communication technology by a health care professional who is located at a different site than either (1) the patient receiving services, or (2) another health care professional with whom the chiropractor is consulting about the patient.

Q. ARE CHIROPRACTORS CONSIDERED HEALTH CARE PROFESSIONALS UNDER THIS RULE?

A. Yes. A chiropractor with an active Ohio license to practice chiropractic in the state of Ohio is a health care professional and may provide telehealth services to their patients. However, unlicensed personnel are not considered health care professionals under Ohio law. A licensed chiropractor, therefore, should not delegate telehealth services to unlicensed personnel.

Before rendering telehealth services, licensed chiropractors must communicate their first and last name and ensure that the patient understands they are licensed as a chiropractor.

Q. HOW CAN A CHIROPRACTOR DELIVER TELEHEALTH SERVICES IN OHIO?

A. A chiropractor may use synchronous or asynchronous technology to provide telehealth services to their patient. "Synchronous communication technology" is audio and/or video technology that permits two-way, interactive, real-time electronic communication between the chiropractor and their patient, or another health care provider regarding the patient. In contrast, "Asynchronous communication technology" means a single media format system where the patient's medical information is transmitted to the health care provider at another site for review. This type of technology does not include telephone calls, images transmitted via facsimile machines, or text messages without visualization of the patient. However, it may include photographs sent to the health care provider that are specific to the patient's medical condition and adequate for furnishing or confirming a diagnosis and or treatment plan.

Q. DOES A PATIENT HAVE TO CONSENT TO A TELEHEALTH VISIT?

A. Yes. The patient, or, if applicable, the patient's parent, guardian, or person designated under the patient's health care power of attorney, must consent to telehealth services. The consent must be documented in the patient's medical record or in a signed authorization by the patient. It is recommended to obtain a signed authorization at some point even if initial authorization is verbal and recorded in the medical record.

Q. WHAT IS THE STANDARD OF CARE FOR A TELEHEALTH VISIT?

A. The standard of care for a telehealth visit is the same as the standard of care for an in-person visit. If a licensed chiropractor determines at any time during a telehealth visit that they will not meet the standard of care for the medical condition of the patient, or if additional in-person care is necessary, then they must schedule the patient for an in-person visit instead. Further, licensed chiropractors must comply with state and federal law regarding the protection of patient information when providing telehealth services. For example, licensees must ensure that any username or password information and any electronic communication between licensees and patients is securely transmitted and stored. Additionally, photographs or video images that are visualized by a telecommunications system must be both specific to the patient's medical condition and sufficient for furnishing or confirming a diagnosis or treatment plan.

Q. WHAT BILLING RULES APPLY TO TELEHEALTH SERVICES?

A. A licensed chiropractor may not charge a patient or a health plan covering telehealth services a facility fee, an origination fee, or any fee associated with the cost of the equipment used at the provider site to provide telehealth services. However, they may charge a health plan for durable medical equipment used at the patient site.

Further, a licensed chiropractor may negotiate with a health plan issuer to establish a reimbursement rate for fees associated with the administrative costs of providing telehealth services if the patient is not responsible for any portion of the fee. However, the chiropractor must obtain the patient's consent before billing the cost of providing telehealth services, but the requirement to do so only applies once.

Q. CAN A CHIROPRACTOR DENY A PATIENT'S REQUEST FOR A TELEHEALTH APPOINTMENT?

A. Yes. A licensed chiropractor may deny a patient's request for telehealth services and require the patient to undergo an in-person visit. This is especially true if a telehealth visit would not meet the standard of care necessary for that patient's condition.

Q. CAN A LICENSED CHIROPRACTOR PROVIDE TELEHEALTH SERVICES TO PATIENTS OUTSIDE OF OHIO?

A. Yes. Chiropractors licensed in a state other than Ohio may provide telehealth services to patients outside of Ohio if such telehealth services are permitted by (1) the laws of the state in which the chiropractor is licensed and (2) the laws of the state where the patient is located. However, if a chiropractor is only licensed in Ohio, then the patient receiving telehealth services must be located within Ohio. Every licensed chiropractor must verify the identity and physical location of the patient at the beginning of each telehealth visit.

Please note that this FAQ does not constitute legal advice. Please consult your healthcare attorney for legal questions.

STAY TUNED FOR A RESEARCH COLLABORATION THAT OSCA DOCTORS AND THEIR PATIENTS CAN TAKE PART IN!

Coming soon, OSCA will be involved in a research study to assess patient perspectives regarding medication use and chiropractic care via participation of Ohio State Chiropractic Association (OSCA) chiropractors and their patients. This study has received institutional review board (IRB) approval and is being conducted by Dr. Dean Smith from the Kinesiology, Nutrition and Health Department at Miami University.

Many patients can reduce their symptoms and disability through chiropractic care which could lead to a reduction in medication use such as painkillers or muscle relaxers. By assessing medication use and perspectives alongside chiropractic care, including the classes of medications that have changed with care, we will be able to provide patient reported outcomes to health care providers, insurance companies, policy makers, and others. The results will be disseminated through presentations and publication. We will discuss the study further at convention and provide the opportunity later this fall for OSCA doctors to get involved by helping to recruit your patients to participate in this survey.

