

April, May, June
2023

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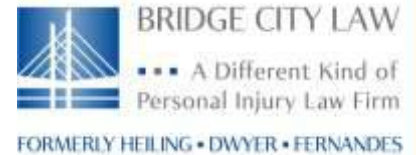
OREGON LEGISLATIVE
UPDATE

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October 21st & 22nd

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Stephan Ediss, DC, FIACA

Bellevue, WA

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- Nutritional Answers
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A Note from the President

Dear Oregon Chiropractors,

At the end of April our annual convention was well attended and had many positive responses from attendees, sponsors and presenters. The casino night was a big hit with our speakers giving them a chance to mingle with the attendees and win prizes.

In an effort to bring you more benefits for your membership, we have partnered with The Carrick Institute to provide ongoing Neurology training for our members. We are working with the Gatti Law firm to host several lunch and learn sessions this summer. They are excited to offer an educational event focused on Workers' Compensation.

The OCA is developing creative ways to work with our affiliates and sponsors to give access to blog posts, training videos, marketing material and other information they would like to put in front of our members.

We will continue to seek for educational opportunities that benefit your skills, your practices and your staff. We are hosting a series of webinars that will offer CE's for doctors and staff for the duration of this year. Stay tuned as we confirm our dates and speakers.

This year there have been breakthroughs in creating greater reimbursements for Chiropractors involving Workers' Compensation and other insurance companies as a direct result of work done by our association members and our Insurance Relations committee. Thank you to all who have fought these battles for our profession and for those who continue to strive for greater reimbursement for Chiropractic care.

We are working with MODA and SecureCare to ensure that OCA members get the best possible reimbursement for our doctors. This is another reason for Oregon Chiropractors to join our association.

We have had a recent influx of new and returning members. Thank you for inviting your colleagues to join us to stand for our legal rights, our patient's rights and fair reimbursement.

As a member of Oregon's professional fraternity for Chiropractors, your passion is shared and your voice is heard. Together our efforts are multiplied.

Together we are aligned!

Todd Turnbull, DC, CCSP, CBIS/T





A Message from your Executive Director


Looking back over the past three months I see many successes that revolved around our convention weekend that was held at the Sheraton Portland Airport Hotel on April 28-30, 2023. This year's event showcased national and international speakers, 33 vendors with their products and services and a Casino Night social event that was a huge success. Attendance was up this year indicating that seeing colleagues, networking and socializing with friends and staff has returned.

On Friday April 28th we had Wild Bills Casino come in and provide a fun night of gaming that had nearly 100 in attendance. There were some great prizes that were won by those present from both the gaming participation and a raffle drawing as well. The event had everyone buzzing the next day about how we need to make that an annual part of our convention weekend. Thank you to the Gatti Law Firm and Dr. Mark Gabriel of The Wellness Centers for stepping up to sponsor this fun evening's event. Also thank you to the casino night prize donors that included Dr. Rene St. Cyr of Lifetimer, Intl. who donated a portable adjusting table as a grand prize, the Sheraton Hotel donated a night's stay, we had a HP Chromebook and Apple tablets donated by the OCA and some baskets created and donated by Dr. Amanda Stiller and myself.

During the convention weekend we had some introductions and awards presented. The 2023 OCA Board of Directors was introduced and Dr. Michael Lell

presented Dr. Todd Turnbull with an "appreciation award" for his 2022 year of service as our OCA President. Then Dr. Turnbull presented the Chiropractor of the Year 2022 to Dr. Rich Gorman. Dr. Gorman had his movie "The Aligned Athlete" released in 2022 which was a very moving documentary about the history of chiropractic in the track and field world of sports. Dr. Gorman's vision came to be with the help of his son who produced the movie. Congratulations Dr. Gorman on this well-deserved award. The OCA as well as the Foundation for Chiropractic Progress participated over several years to help Dr. Gorman in raising monies to make this movie story possible.

Convention weekend also had a vendor hall raffle that encouraged attendees to visit the vendors at their booth's and gain a stamp on their game card. For each stamp they got additional raffle tickets for the drawing that was held on Saturday afternoon. Jim Dwyer, attorney donated the grand prize of a Paella dinner for 16 at Ruby Vineyard & Winery that was won by Dr. James Marion. Other notable prizes included a round of golf for 4 at the Portland Golf Club donated by Dr. Michael Arnot who will have the winner, Dr. Annette Stevko and two of their friends or family joining him at the club. Dr. Paul Reed donated a Team Package for ChiroFest 2023 coming to Vancouver, WA on September 15-16 at the Hilton Hotel and the Sheraton Portland Airport donated another night at their hotel. There were many more prizes as well donated by the vendors making this year's raffle a huge success.



The CE videos from convention weekend are now available for viewing through our CE library. If you would like to view these presentations for your licensure renewals you can find them through our website or the link: <https://ocanow.com/doctor-of-chiropractic/> Don't forget that this year's requirements include 2 hours of cultural competency and 1 hour of suicide intervention and prevention. We offered both of these courses at our convention this year and those videos are now available online through our OCA catalog as well. Seniors and CA's have requirements as well and those are explained on our website. By utilizing our CE programs for your license renewal, you help support the OCA - so please think of us for your renewal and those of your CAs and staff.

We have a few upcoming webinar events in June and July that will be for CE. We will be e-blasting that information and links out weekly to help you get registered. Here are the two WEBINARS that are currently scheduled:

June 22nd - 12:30-2:30pm - Dr. Ty Talcott for 2 CE hours on:

“Government Compliance update: why they are after you, how they catch you and what they do to you - don't be a statistic!”

Here is some of what will be covered:

- * How they catch you, when you did not even know you were doing anything wrong
- * Show the exact letter that comes from the gov. when they demand documents when you are under investigation or audit

- * Human error
- * Increase in filed complaints
- * Ransom ware attacks and how they close an office-forever
- * HIPAA policies
- * HIPAA manual components
- * No surprises Act
- * OIG compliance
- * 21st Century Act
- * Risk level under HIPAA and other compliance

Then on July 6th - 12:30 - 3pm with speaker Maine Shafer, JD, Tax Attorney & Speaker:

Bradford Tax Solutions will be presenting “Tax Strategies for the Chiropractor in Private Practice” for 2 CE hours.

The OCA will also be a vendor at ChiroFest in September at the Hilton in Vancouver, WA so consider registering and stopping by our booth to say hello.

Stay safe and healthy over your summer travels.

“Together We Are Aligned”.

JAN



Foot Orthoses: Functional or Biomechanical devices?

By Ted Forcum, DC, DACBSP, DACRB, FICC(hon), CES, PES, CSCS

Foot orthotics have waxed and waned in popularity over the years yet the concept behind foot orthotics haven't changed substantially since Root, Orien, and Weed's pivotal three volume text 60 years ago, and for some the concepts of Dr. William Scholl from 117 years ago. However, the concepts behind athletic footwear have changed radically from the status quo of neutral, pronation control, and stability shoes that have been touted in magazines like Runners World since the 1980s.

Minimalism

There were changes in running techniques, such as Pose Method and Chi Running, and then the Nike Free running shoe, designed as a training aid to mimic running barefoot in the grass that birthed the barefoot running craze that radicalized the footwear industry. It was a common practice for Nike Farm Team track and cross-country coach Vin Lananna to have his athlete run strides barefoot in the grass at the end of workouts. However, most of the world doesn't have the access to pristine manicured athletic field to perform 100 m strides. The concept came about to develop footwear that is less stable yet provides protection from the environment. The book *"Born to Run"* was released tauting Mexico's Tarahumara Indian

tribe who ran in wearing sandals made from used car tires. (*figure 1.*) Somehow a leap was made that a rigid car tire sandal was similar to running barefoot. Either way a craze was born. Like many things in America, if a little is good a lot is better, and runners started running barefoot.

Figure 1
Tarahumara Indian sandal made from a car tire



Maximalism

Not showing the touted health benefits of speed and injury reduction, years later the pendulum swung the opposite direction to maximalist shoes. These shoes were often relegated only to the geriatric population for its cushioning and rocker bottom, however elite athlete started wearing them as well.

Super-shoe

Approximately four years ago, a new type of "super" shoe exploded on the market. This shoe, more similar to the maximalist shoes, with a high cushioned stack height, had the addition of a rigid carbon fiber plate and bouncy foam midsole. (*figure 2.*) What lessons have we learned from the super shoes? The majority of performance gain appears to be derived from the type of midsole materials used in the shoes. Further, there has been a push away from categorizing shoes as supination, neutral, stability, and pronation control.

Figure 2
Super shoe Nike Air Zoom Alphafly NEXT%






Clinical lessons

We've learned that many of the theories behind minimalist have not played out in the research laboratory. That doesn't mean they won't benefit your patients with pathology, or have utility as a training aid to develop intrinsic foot strength. The features of how a shoe works for an individual is highly specific. What works for one Individual may not predictively for another.

Just as important of what we know is recognizing what we don't know. Unfortunately, when you cut a window into the shoe to see what the foot is doing, you are significantly changing the mechanics and structure of the footwear. As a result, we really don't have a rock solid idea what happens to the foot inside a shoe and can merely hypothesize. Empirically we know that seemingly small changes to the can make a huge difference in comfort, performance, and movement pattern.

Now, what do we know about foot orthotics that fall in line with the recent changes in athletic footwear? Foot orthosis historically have been designed for two functions: mechanical and accommodative. Accommodative is primarily used with diabetic patients to disperse force and reduce pressure sores. Biomechanical devices were geared towards stacking the skeletal blocks to bring the body closer to a conceptual neutral position or ideal alignment. The concept is ideal alignment would result in ideal performance. I think most of us can agree that postural alignment is a good thing for reducing stress and strain on the body. The difficulty is translating static alignment to dynamic alignment and performance. Foot orthotics seem to be inconsistent in creating predictable dynamic changes. Moreover, the thought of what transpires when you place a foot orthosis against the plantar surface of the foot has changed in recent years. It's no longer the 116 year old Dr. Scholls concept of supporting an arch, which is anatomically designed as a neurovascular tunnel instead of a weight-bearing structure, or the 60 year old Root, Orien, and Weed concept of aligning the forefoot on the rearfoot and the rearfoot on the lower leg. Foot orthoses are thought more consistently as proprioceptive and functional devices. This is a hard conceptual change for many practitioners to make the paradigm shift just as it has been for some medical practices to shift away from habitual pattern of care to evidence guided care. Fortunately, without regard to how an orthotic device is prescribed, foot orthoses have outstanding patient satisfaction. Because of that practitioners have obviously been doing something right all these years applying various theories of care successfully.

Let's look back at footwear. We know from a study by Bino Nigg comparing a casual shoe to a cushioned running shoe. Individuals in the casual shoe transmitted less force. While counter intuitive, it was theorized after a few steps the individual accommodates and finds strategies within their mechanical system to absorb force more efficiently. From a clinical standpoint it would make sense how minimalist or barefoot activity could help train an individual to absorb force more efficiently. However, if they have a significant impairment that doesn't allow for efficient force transmission, such footwear, potentially could worsen their condition. Examples maybe neurologic impairment, gross weakness, joint instability, etc.



Soft vs rigid:

Another pivotal study by Nigg demonstrated that soft flexible cushioned orthotics resulted in more reduction of unwanted foot movement than rigid devices. (*figure 3.*) This is in stark contrast to traditional thought. I do suspect that there is a limit to the capacity of flexible orthoses in severe cases. For example, an AFO (ankle foot orthoses) would likely be much more stabilizing for an ankle sprain or foot drop. The importance of this study is in determining how foot orthotics actually work. Mechanically a more rigid device should limit motion much more effectively than a soft flexible device based on the ideal of compensation for hypermobility by supporting with stabilization or rigidity. Nigg's study lends the belief the foot is functioning more proprioceptively than mechanically with orthotics. Possibly orthotics create proprioceptive perturbations resulting in altered muscle activation and thus movement patterns. Vladimir Janda, MD, a famous Czech neurologist, physical therapist and professor, who sadly died in 2002, at the age of 74, days before we were to meet. He did a 180 degree shift from an anti-foot orthoses stance to touting their benefit based on these proprioceptive responses.



All of this is good news for the chiropractor. Yes, traditionally we are the alignment and posture kings and queens of the healthcare industry. However, we also have a unique ability to work with assessing range of motion, functional movement, and neurologic response. Foot orthoses prescribed appropriately, seem to have the ability to improve alignment, range of motion, functional movement, and proprioceptive responses that could affect an entire kinetic chain. There seems to be very little downfall to their prescription.

Most significantly McPoil, et.al., discovered orthotics have an impact on tissue tension balance. As chiropractors, we touch our patients assessing muscle tone. Thus, we have a distinct qualification to evaluate tissue hypertonicity, a primary efficacy of foot orthoses to balance and reduce tissue tension. For example, tension should be equal medial to lateral, anterior to posterior. There are predictable regions of hypertonicity that tend to respond well to foot orthosis by either mechanically approximating tissue or providing proprioception for earlier muscular firing in the gate cycle to prevent the tissue from activating during a time when the tissue is at a mechanical disadvantage. Other measurable outcomes are static, transitional, and dynamic balance. These can be tested with reduce standing sway, single leg stance, partial squat, lunge, Y-balance, star excursion and countless other functional tests.

Of course, the most important outcome is patient satisfaction. In a 2004 Walter, Ng, and Stoitz study of 275 patients that had custom foot orthoses for over a year, most subjects obtained 60-100% relief of symptoms with 9% reporting no relief of symptoms. In a 1993 Moraros and Hodge study, 83% of 520 patients were satisfied and 95% reported their problem had partially or completely resolved with orthoses. Donnatelli, Hurlbert, et.al. in a study of 81 patients, found 91% were “satisfied with orthoses” and 52% “wouldn't leave home without them”. These are fantastic satisfaction outcomes in

healthcare. I still find shocking that science doesn't have a definitive handle on one of the most basic human activities. But what appears simple is quite complex. Like so many things in healthcare there appears to be a preponderance that we don't know. That said we are practicing. The term practice anticipates that practitioners will improve with new-found knowledge. The goal of this article is for the ever honing of our craft to more precisely for the benefit our patients. Foot orthoses can have a significant and lasting impact on patient outcomes. Newer studies seem to imply that manual practitioners have the basic skills to effectively prescribe orthotic devices. Custom molded orthotics can now be dispensed in a matter of minutes in-office with near instant measurable outcomes for verify efficacy, so the patient and practitioner can be certain of the utility of the orthotic.

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OREGON
CHIROPRACTIC
ASSOCIATION

OCA MISSION-VISION-PHILOSOPHY STATEMENT

MISSION

It is the OCA's mission to promote chiropractic as a safe and effective discipline and to defend the practice rights of chiropractic physicians.

The OCA is committed to supporting our members with professional education, clinical and business expertise and building a strong chiropractic community to best serve the people of Oregon. We affirm the essential right of each patient to unrestricted access to chiropractic care to enhance the body's natural healing ability.

VISION

The vision of the OCA is to provide an inclusive platform for Oregon DCs that promotes unity without uniformity within our profession. We believe that only by emphasizing and honoring our shared goals and values may we come together with the voice of a powerfully aligned profession around interests that we hold in common. When our profession speaks in strong, unified and clear voice, we can most effectively educate the public, business, and regulators to the critical role of chiropractic to the health of Oregonians.

PHILOSOPHY

The OCA embraces chiropractic as a unique healthcare discipline that focuses on the restoration of health by promoting the innate recuperative and restorative powers of the human body, without the use of unnecessary drugs or surgery. The OCA is committed to maintaining chiropractic's unique identity as a neurology-based healing art developed from a vitalistic, philosophical foundation.

2023 OCA Board Members

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Oregon Chiropractic Association 2023 Spring Convention April 28 - 30, 2023



Dr. Frederick Carrick
& Jan Ferrante



Together We Are Aligned



Dan Murphy, DC



Attendees in Class



Garreth MacDonald, DC



Attendees &
their Raffle Tickets



Mario Fucinari, DC



Kevin Wong, DC



Debra Darmata

Awards & Recognition



Dr. Rich Gorman
Chiropractor of the Year



Dr. Michael Lell presenting
to Dr. Todd Turnbull



Dr. Turnbull, President
Honored by Board of Directors



Dr. Turnbull &
Dr. Rich Gorman

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Magic Hands

OCA Convention Vendors

By Booth and Table Number

<i>Vendor Name</i>	<i>Booth</i>	<i>Representatives in Booth</i>	<i>Phone</i>	<i>Product/Service</i>
The Gatti Law Firm	1	Attorneys at Law	800-289-3443	Legal Services
The Gatti Law Firm	2	Attorneys at Law	800-289-3443	Legal Services
Foot Levelers	3	John Mann	800-553-4860	Customized Orthotics
RAYUS	4	Kellie Fine	503-253-1105	Imaging Center
NCMIC	5	Lori Holt, RN-BC	800-321-7015	Malpractice Ins & Financial Services
Chattanooga/Light Force Therapy	6	Rob Hannon & David Hebert	800-592-7329	Laser & Focus Shockwave
Jeff Clark, ND, LLC	7	Jeff Clark + 1	503-755-1400	Oral & topical supplements & PBM
Bridge City Law	8	Jim Dwyer, Attorney	503-274-0404	Legal Services
Pacific Xray Technologies	9	Bob Rants & Andy Manville	253-831-4118	X-Ray Equipment
Doctor's Data, Inc.	10	Geneva Olson	630-377-8139	Laboratory Services
ELvation Medical	11	Joe Lemon & Rosie Herkemij	770-295-0049	Therapeutic Equipment / Modality
Ayush Herbs	12	Marze Kasalar	425-637-1400	Herbal Supplements
NutriWest Pacific	13	Dr. Mark Earnhart	800-458-7606	Nutritional Supplements
Magic Hands / Birdhill	14	Steve & Pam O'Dwyer	503-987-1286	Hand Held Percussion Massagers
Advanced Wellness Center	15	Dr. Mark Gabriel	503-389-5545	Regenerative Medicine
Multi Radiance	16	Janelle Beery	440-542-0761	Pulsed Laser Devices
BaxMax	17	Edward Noble	702-334-0454	Lumbar Back Support
University of Western States	18	Pat Browne	503-251-5713	Alumni Services
K-Laser	19	Greg Williams	786-254-7006	Laser Devices
ChiroHealthUSA (CHUSA)	20	Elizabeth Tillman	888-719-9990	Discount Medical Plan Organization
DeShaw Trial Lawyers	21	Dr. Aaron DeShaw, Esq.	503-227-1233	Legal Services & Books
NW Functional Neurology	22	Dr. Glen Zielinski	503-850-4526	Functional Neuro Services
Doctor MultiMedia	23	J Martineau & Spencer Hicks	800-679-3309	Websites and Online Marketing
Erchonia	24	Penny Sneed	888-242-0571	Low Level Lasers
The Advocates	25	Danna Warman + 2 reps	503-966-3172	Personal Injury Info & Consulting
Doterra	26	Macy Ng & Luis Cortes	617-512-1780	Essential Oils & Supplements
Palmer College of Chiropractic	27	Chuck Bustillos	800-722-2586	Student Recruitment Kits
Vitae Wellness Solutions	28	Bethany Lafferty	425-405-5783	Supplements
Window Ad Designs	29	Dr. Robert Taylor & Linda Taylor	541-891-1776	Chiro Marketing & Window Clings
Protocol for Life Balance	30	Kim Chadwick	877-776-8610	Supplements
JTECH Medical	31	Tennyson Saucedo	385-695-5000	Medical & orthopedic supplies
Thaena, Inc	32	Cameron Apperson + 2 reps	503-506-8732	ThaenaBiotic – supplement
Shoulder Shell, LLC	33	Dana & Erica Sanford	509-496-5948	Device to decrease shoulder pressure

IMPACT OF INFLATION

Is it Time to Raise Your Fees?

Chiropractors are in the business of caring, naturally looking for any way to keep that care affordable for current and prospective patients. Sadly, harsh financial realities can and do come, forcing healthcare providers to charge more for their services.

Two of those realities in 2023 are the ever-present force of inflation and the latest rules from the Centers for Medicare and Medicaid Services (CMS). Inflation affects your fees because it simultaneously impacts a chiropractor's personal finances and their professional income; the former due to a higher cost of living, and the latter to the public's hampered ability to pay for care services and health insurance. How much have prices increased? According [to one article](#), school lunches saw an increase of 254.1%, fuel increased by 65.7%, and eggs, 49.1%.

Dr. Mario Fucinari [voiced his concerns](#) last December, spotlighting how a CMS final rule – now in effect – decreases reimbursement rates for 2023 and reduces Medicare payments by almost 4.5 percent. Chiropractors thus entered the new year with reduced financial prospects as practitioners and a higher cost of living as people.

Those in the healthcare sector are painfully aware that millions of Americans struggle to meet ever-increasing medical expenses. Such compassion for community discomfort is at the heart of chiropractic, a fact that can make some practitioners and business owners resistant to raising their fees.

“How much of an increase is fair?”

This is the big question! Chiropractors must ensure that “fair” applies primarily to them. You can't help patients if your practice falls into debt or closure. Help yourself by accurately calculating and then covering overhead and operating costs.

Whatever amount is necessary to meet those two ends will help you finalize your fee rates

and fight inflation. Our President and founder, Dr. Ray Foxworth, D.C., FICC, [defined the five essential factors](#) necessary for successful fee calculation:

- Your fixed monthly expenses
- The average number of monthly office visits over the last year
- The average income per visit
- Average monthly income
- The average cost to deliver care

These should reveal how much you need to break even. From there, you can set a percentage markup that creates a fair profit for you and still provides value to your patients. Reviewing the market average for services in your zip code is another fee-setting step. Finally, you could use tools such as the [chiropractic fees calculator](#) from ChiroCode or [fairhealthconsumer.org](#), a valuable resource for calculating per-code market values in your area.

ChiroHealthUSA offers a [free overhead calculator](#) that your business can use to start reviewing your yearly income and expenses and begin adjusting your fees accordingly. Remember: if you're raising prices to stay in business while providing value through high-quality care, you're doing all you can. [Contact us](#) to learn more about what ChiroHealthUSA can do to help you, your practice, and your patients.

Kristi Hudson is a certified professional compliance officer (CPCO). She serves as the Vice President of Business Relationships for ChiroHealthUSA, Director of Marketing for ChiroArmor, and Administrator of the Foxworth Family Chiropractic Scholarship. She serves on the leadership board for the Chiropractic Future Strategic Plan and ChiroCongress Cares. She speaks nationally on the topics of billing, coding, documentation, ethics, practice growth, and more. You can contact Kristi at Kristi@ [chirohealthusa.com](#)

CHIROFEST

September 15-16, 2023
Vancouver, WA

Subject:
Is your mind Anchored?



Hello to our Oregon Chiropractors!

I hope this finds you thriving both personally and professionally! I wanted to make you aware of a unique and rare opportunity.

My good friend and colleague Dr Paul Reed is in year 13 hosting ChiroFEST, the PNW largest chiropractic event. This year's event is being held September 15-16 in Vancouver, WA at the Hilton Hotel. This year, like the past, he will have 20 speakers, 45 exhibitors and hundreds of your brothers and sisters in chiropractic.

Gathering regularly with like-minded people helps anchor your mind by reconnecting to your why, strengthen your purpose and blow on your flame! Returning home ready to improve the lives of your community!

Why is this a unique and rare opportunity?

Dr Paul is going to give the OCA \$100 from EVERY registration we help him get. **You read that right!** If you use the code **OCA** while registering, he will give us \$100 for each registration. That is how committed he is to help you and to help our profession in Oregon and supporting the OCA as well!

He GUARANTEES you won't be disappointed.

BONUS: 13 CE for OR will be available for those who want them!

Register now using the **code OCA** at check out to support our profession!

Check out
Chirofest here,
www.Chirofest.org
Enter the
code **OCA**
at check out.

I look forward to seeing you there, stop by our OCA booth and
say hello to Leanne & myself!

Sincerely, Jan Ferrante, OCA Executive Director

Let's Thrive TOGETHER.

When we set out to be the network that works for chiropractic, we never imagined the challenges that lay ahead; challenges that we have overcome together, as one.

Today, our network is almost 6,000 doctors strong serving more than one million families. That's over four million patients who have enjoyed access to chiropractic care by using ChiroHealthUSA.

2023 will be a year of growth and inclusion. We will not only continue as the network that works for you and your patients, but also a driving force to help America choose YOU.

Who's coming with us?



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Oregon Legislative Update

Legislative Update

By Vern Saboe Jr., DC, DACAN, FICC, DABFP, DACO
OCA Lobbyist, ACA Delegate for Oregon

Non-Discrimination in Commercial Health Insurance.

As you may recall the OCA passed **House Bill 2468** during the **2015** Oregon legislative session, the first of only two states to achieve this. Our bill inserted the federal non-discrimination provisions in the federal law Obamacare (PPACA) known as Section 2706a. Trouble is, the insurers and health plans have been disregarding the law and the OCA has been battling to gain proper enforcement since 2014. In **2021** the OCA introduced **House Bill 2328** in hopes of gaining relief from discrimination against the chiropractic profession as it pertains to reimbursement. During hearings on our bill, the insurer and health plan representatives testified that our bill was inappropriate because formal regulations were going to be written by the federal departments of **Health and Human Services** (HHS), **Treasury**, and **Labor**, regarding the details of Section 2706a. However on January 19, 2022, these federal departments held a “**listening session**” regarding provider nondiscrimination under section 2706a...” During this listening session insurer representatives predictably suggested in part, 1. there was no problem back at the state level and 2. they should be able to play fast and loose with reimbursement amounts using their discretion regarding different provider types providing the same covered service. These federal regulations will likely be drafted and presented for public comment in roughly six months. As a consequence, the OCA will again be introducing a reimbursement bill during the long 2023 long legislative session, we simply will not rely on the coming federal regulations being written properly reflecting the original congressional intent.

Oregon Workers' Compensation.

The OCA will be working on expanding chiropractic management of Oregon

injured workers with the goal of returning Doctor of Chiropractic back to full attending physician status for the life of a workers' compensation claim. We will also address the continued unlawful coercing and forcing by some employers for injured workers to treat with a particular clinic e.g., local occupational medical clinic or urgent care clinic. This with the employer never providing **Form 801** nor informing the injured worker they choose their healthcare provider, and their employer cannot force the worker to treat with a certain healthcare provider or clinic (choose for them).

Auto PIP Insurers.

With the goal of revealing to the auto insurers that closed panel managed care is both unnecessary and counterproductive, the OCA has been meeting with auto PIP insurers describing all that the chiropractic profession has accomplished to improve the quality of chiropractic care in Oregon. We are attempting to schedule Zoom online meetings with auto PIP insurers, their claim managers and claims representatives, reviewing the quality improvement steps the profession has taken over the years. For example, The OBCE **Oregon Chiropractic Practice and Utilization Guidelines** (OCPUG) with the most recent update occurring in 2016, containing an especially important treatment algorithm. This algorithm formerly adopted by the OBCE and the OCA requires treating chiropractic physicians to re-assess their patients under curative care every 12th visit or six weeks, whichever comes first. **Clinical Justification Administrative Rule**, first presented to the OBCE by the OCA in 2005, permanently adopted in 2008, instructs DCs they must provide evidence-based outcomes management of their curative care patients to validate a progression of care (improvement). The rule requires we



curative care patients to validate a progression of care (improvement). The rule requires we provide both provider driven outcomes, our examination findings, as well as patient driven outcomes to validate our treatment is, has been, and continues to be necessary. Patient driven outcomes being self-reported measures of their current pain and activity intolerances (disability). We will also discuss with the auto insurers the **OCA Code of Ethics and Policy Statements** wherein we discuss several issues; advertising, massage therapy, cash vs. insurance pricing, passive vs. active treatment interventions, and concussions. The OCA will present these documents and their rational to the auto insurers with a roundtable discussion with Q &A. The goal, to convince the auto insurers that moving to a closed panel managed care organizations system would be both unnecessary and inappropriate.

Medicare Chiropractic Modernization Bill.

This congressional session the American Chiropractic Association has garnered huge bipartisan support for our federal Medicare bills with 138 congressmen and congresswomen co-sponsoring our House version **H.R. 2654**. These 138 co-sponsors are almost split down the middle half being Democratic members and half Republican. This is the most co-sponsors the ACA has ever obtained for any bill in the association's history and very encouraging. Recently we introduced a Senate version of our bill **S. 4042** and we are actively gathering co-sponsors for that bill as well. This federal legislation is not simply about Medicare, but since it redefines us in federal law as **physicians** and as such, when passed will allow chiropractic physicians to participate in many other federal programs such as, **Federal Workers Compensation, Federal**

Motor Carrier Safety Regulations, Civilian Health & Medical Program of the Uniformed Services (CHAMPUS), Indian Health Care, Federal Railroad Administration, Department of Transportation, Family & Medical Leave Act, quality improvement organizations, and private insurance adopting Medicare policies.

ChiroPAC. The OCA has made it easier to give to our "Political Action Committee" (PAC) with a button on the OCA webpage under "Legislative," so you can give electronically either a one time donation or monthly, quarterly donations, whatever you choose, here is the link <https://ocanow.com/chiroprac/> We have just over 200 doctors giving to ChiroPAC but we really need as many "hands on deck" as possible since campaign fundraisers for returning legislators and new candidates good on our chiropractic issues will be in full swing this summer leading up to the November general election. These donations are critical for us to be a force in Salem, allowing us to support key members of the Oregon Legislature that are ardent supporters of chiropractic. The money that comes in every month allows us to be present at key fundraiser events showing our support and allowing me to speak to our issues. Additionally, I continue to schedule many one-on-one meetings around the state with a check in my hand for that key legislator. These one-on-one meetings allow me time to really get into the details this or that legislative bill we are pushing makes evidence-based sense. This "interim" time between legislative sessions is so extremely critical, it is the time when legislators have the time to truly listen to our issues and facts. I have already had several such meetings around the state and many more scheduled through the summer, so, please consider donating to our ChiroPAC today.



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