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*Emily B Caudill*  
REGULATIONS COMPILER

1 BOARDS AND COMMISSIONS

2 KENTUCKY BOARD OF CHIROPRACTIC EXAMINERS

3 (Amendment)

4 201 KAR 21:095. Licensure, registration, and standards of persons performing peer review.

5 RELATES TO: KRS 312.175, 312.200(3)

6 STATUTORY AUTHORITY: KRS 312.019(9)

7 NECESSITY, FUNCTION, AND CONFORMITY: KRS 312.019(9) authorizes the board to  
8 promulgate administrative regulations consistent with KRS Chapter 312 governing the practice  
9 of chiropractic. KRS 312.200(3) requires that persons performing peer review of chiropractic  
10 claims be licensed by the board, complete annually a board approved utilization review course,  
11 and annually register with the board and pay a registration fee. This administrative regulation es-  
12 tablishes the requirements for the licensure, review course, registration, and registration fee for  
13 persons to perform peer review services.

14 Section 1. Requirements for Licensure and Registration. A person performing chiropractic  
15 peer review shall:

16 (1) Hold a current active license to practice chiropractic within the Commonwealth of Ken-  
17 tucky;

18 (2)

19 (a) For the first year that a person seeks to register to perform peer review, have previously  
20 successfully completed a course consisting of a minimum of 100 hours of utilization review and  
21 independent medical examination from a chiropractic college or university accredited by the

1 Council on Chiropractic Education; and

2 (b) For each year thereafter that a person seeks to register to perform peer review, have com-  
3 pleted six (6) hours of continuing education in topics specifically related to utilization review and  
4 approved by the board to meet this requirement; and [~~which shall be obtained at a live, in-person~~  
5 ~~event within the Commonwealth of Kentucky; and~~]

6 (3) Register annually with the board, by June 1 of each year, by:

7 (a) Presenting evidence of satisfactory compliance with the requirements established in this  
8 section and of having met the education requirements of KRS 312.175;

9 (b) Completing the Registration Form for Persons Performing Peer Review of Kentucky Chi-  
10 ropractic Claims; and

11 (c) Paying a registration fee of fifty (50) dollars.

12 Section 2. In performing peer review activities, a licensee shall:

13 (1) Render the actual review service and documented report;

14 (2) Personally retain a copy of all records associated with each peer review case for a mini-  
15 mum of seven (7) years;

16 (3) Employ minimum standards associated with the practice of chiropractic and comply with  
17 the code of ethical conduct established in 201 KAR 21:015;

18 (4) Provide a report that includes the rationale for the determination in order that the licensee  
19 provider is given adequate information to appeal;

20 (5) Sign all reports, unless the review is performed under the Kentucky Chiropractic Board of  
21 Examiners Peer Review Committee, in which case, the board's administrator or designee shall  
22 sign the determination;

23 (6) Review in accordance with accepted standards as defined in 201 KAR 21:001;

1 (7) Review thoroughly and rely on all documents provided to the reviewer;

2 (8) List in the resulting report all documents provided to the reviewer and list all documents  
3 reviewed; and

4 (9) Personally conduct the review and prepare the report.

5 Section 3. Complaint Procedure Related to Peer Reviewers. A complaint against a peer re-  
6 viewer alleging a violation of this administrative regulation or any other provision of KRS Chap-  
7 ter 312 or 201 KAR Chapter 21 shall be filed and processed according to the procedure estab-  
8 lished in 201 KAR 21:051.

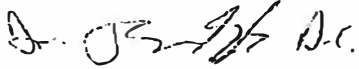
9 Section 4. Incorporation by Reference.

10 (1) Application for Chiropractic Peer Reviewer, DPL-KBCE-02, March 2023, ["Registration  
11 Form for Persons Performing Peer Review of Kentucky Chiropractic Claims" 2013,] is incorpo-  
12 rated by reference.

13 (2) This material may be inspected, copied, or obtained, subject to applicable copyright law,  
14 at the Kentucky Board of Chiropractic Examiners, 500 Mero Street, Frankfort, Kentucky 40601,  
15 from 8:00 a.m. to 4:00 p.m.

201 KAR 21:095

APPROVED BY AGENCY:

Handwritten signature in black ink, appearing to read "Dr. James England".

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Dr. James England  
Chair, Board of Chiropractic Examiners

Date: March 13, 2023