

ALASKA STATE LEGISLATURE

LEGISLATIVE BUDGET AND AUDIT COMMITTEE

Division of Legislative Audit



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MEMORANDUM

TO: Members of the Legislative Budget
and Audit Committee

FROM: Kris Curtis, CPA, CISA *KC*
Legislative Auditor

DATE: June 22, 2023

RE: Status of State Board of Chiropractic Examiners Audit Recommendations

In accordance with chapter 17 SLA 2022 (Senate Bill 193), we have determined the status of recommendations contained in our sunset audit of the Board of Chiropractic Examiners (board) dated June 22, 2021 (Audit Control No. 08-20128-21). Recommendations include:

1. The governor should make board appointments in compliance with statutory requirements.
2. The Division of Corporations, Business, and Professional Licensing's (DCBPL) director should allocate sufficient resources to ensure cases are addressed in a timely manner.

Our limited review does not constitute an audit and was not conducted in accordance with auditing procedures. During this limited review, auditors interviewed the board chair and DCBPL staff regarding the status of the recommendations; inquired with the Governor's Office Boards and Commissions staff regarding the status of the board's public member vacancy and the application and appointment process; obtained and reviewed the application submitted for the board public member position; obtained and reviewed relevant board investigative cases for periods of inactivity; obtained and reviewed updated DCBPL Standard Operating Procedures; and obtained documentation to verify disciplinary actions for a specific investigative case were properly reported to other entities as required by law.

Our review concluded both prior sunset audit recommendations have been resolved. Details regarding the status of the sunset recommendations are listed below.

Implementation Status for Recommendations as of June 2023

#	Status	Recommendation	Status Detail
1	RESOLVED	The governor should make board appointments in compliance with statutory requirements.	The public member serving at the time of the prior audit was removed from the board in April 2021. An applicant that met the statutory requirements for the public member position was appointed to the board May 30, 2023.
2	RESOLVED	DCBPL’s director should allocate sufficient resources to ensure cases are addressed in a timely manner.	<p>DCBPL management restructured the investigations unit to help with case workload and added one new investigator position. There were a total of 20 investigator positions authorized in FY 23, compared to 19 authorized positions in FY 21. As of June 13, 2023, 18 of the 20 authorized investigator positions were filled.</p> <p>Auditors reviewed the case file related to the prior audit finding. The case was closed in December 2022 with a consent agreement that lapsed the chiropractic license with no option for subsequent renewal in Alaska. The licensing action was properly reported to applicable entities as required by law.</p> <p>In addition, auditors reviewed five cases open over 180 days from February 2021 to March 2023. Of the five cases reviewed, no unjustified periods of inactivity were identified.</p>