

MONTANA BOARD OF CHIROPRACTORS
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PLEASE PRINT

NAME _____ DATE _____

MONTANA CHIROPRACTIC JURISPRUDENCE EXAMINATION

This is an open book exam. A passing score of 75% is required for licensure.

Section 1 contains 20 true/false questions.

Section 2 contains 20 questions each that describe actions that are in violation of the Montana Code Annotated (Statutes) and Administrative Rules of Montana (Rules). Any of these violations can lead to **SUSPENSION, RESTRICTION or REVOCATION** of the chiropractor's license. From the set of answers provided for each question, mark the answer of the most applicable statute or rule applying to the violation described

By submitting this form I verify that I am the person that has completed this examination.

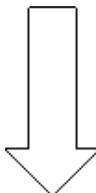
Address _____

City _____ State _____ Zip Code _____

Daytime Phone _____ Evening Phone _____

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PLEASE PLACE MY LICENSE ON: ACTIVE INACTIVE



EXAM STARTS ON NEXT PAGE

NAME _____

DATE _____

SECTION 1 - Each question is worth 2 points

Mark each question True or False

1. TRUE FALSE An applicant for licensure must submit a completed application. A complete application does not require exam scores from the National Board of Chiropractic Examiners (NBCE).
2. TRUE FALSE Licensees can sign birth and death certificates.
3. TRUE FALSE A temporary permit is granted to all applicants upon application.
4. TRUE FALSE Complaints filed against a licensee for violation of a statute or rule must be filed with Montana Chiropractic Association.
5. TRUE FALSE Licensees must be renewed annually by date of birth.
6. TRUE FALSE The Montana Chiropractic Association appoints the members to serve on the Board of Chiropractors.
7. TRUE FALSE The Board requires 15 hours of continuing education annually to qualify for license renewal.
8. TRUE FALSE Six continuing education credits can be accumulated and carried over from one renewal year to the next.
9. TRUE FALSE To qualify as an impairment evaluator, the licensed chiropractor must have been in active practice in Montana for five years.
10. TRUE FALSE Applicants for licensure must be a graduate of a chiropractic college approved by the Board.
11. TRUE FALSE Chiropractors may diagnose, palpate and treat the human body by the application of manipulative, manual, mechanical, dietetic methods, including chiropractic physiotherapy, the use of supportive appliances, diagnostic x-ray, minor surgery, and analytical instruments.
12. TRUE FALSE A licensed chiropractor who wants to become a preceptor to a student intern must have practiced for a minimum of 5 years in the State of Montana.
13. TRUE FALSE Chiropractic in Montana does not include surgery, the prescription or use of drugs, or needle acupuncture.
14. TRUE FALSE An intern can see patients even though the preceptor has left the office for the day.
15. TRUE FALSE A lapsed license that is not renewed within one year of the most recent renewal date automatically terminates.
16. TRUE FALSE Upon being served a malpractice suit, a Montana licensee may have their case submitted before the Montana Chiropractic Legal Panel.
17. TRUE FALSE Having a physical or mental disability that renders the licensee unable to practice chiropractic with reasonable skill and safety is considered unprofessional conduct and could lead to license revocation.
18. TRUE FALSE A chaperone must be present at all times a patient is examined and treated intra-rectally.
19. TRUE FALSE A license must be renewed annually. All applicants for renewal who have not paid the renewal fee on or before the renewal date shall pay a late fee.
20. TRUE FALSE An impairment rating must be based on the current edition of the Diagnostic and Statistical Manual of Mental Disorders.

EXAM CONTINUES ON NEXT PAGE

NAME _____

DATE _____

SECTION 2 - Each question is worth 3 points (please mark only one answer)

Section 2 contains 20 statements which are violations of the chiropractic statutes or rules, and which can lead to action against the license which may include suspension, restriction, revocation, or other appropriate action. From the set of answers provided for each question, mark the answer of the **most applicable** statute or rule applying to the violation described.

1. A doctor recommends 35 treatments for a simple cervical strain/sprain, clearly more than warranted by the patient's condition.

<input type="checkbox"/> a. 24.126.2301(1)(f)	<input type="checkbox"/> b. 24.126.2301(1)(g)
<input type="checkbox"/> c. 24.126.2301(1)(o)	<input type="checkbox"/> d. 37-1-317(3)

2. A licensed Chiropractor is advertising a permanent cure for any condition.

<input type="checkbox"/> a. 37-1-316(13)	<input type="checkbox"/> b. 24.126.2301(1)(g)
<input type="checkbox"/> c. 37-1-316(5)	<input type="checkbox"/> d. 24.126.2301(1)(o)

3. A doctor performing emergency chiropractic services discovered that a patient exposed him to an infectious disease.

<input type="checkbox"/> a. 50-16-702	<input type="checkbox"/> b. 50-16-1004
<input type="checkbox"/> c. 50-16-525	<input type="checkbox"/> d. 37-12-322

4. A doctor refers patients to other health care providers of facilities in exchange for a referral fee.

<input type="checkbox"/> a. 24.126.2301(1)(a)(ii)	<input type="checkbox"/> b. 24.126.2301(1)(c)
<input type="checkbox"/> c. 24.126.2301(1)(e)	<input type="checkbox"/> d. 24.126.2301(1)(d)

5. A doctor is audited for proof of his yearly Continuing Education hours and could only prove 10 hours for that year because he thought he could use 2 extra hours he had from the previous renewal period.

<input type="checkbox"/> a. 24.126.511(2)	<input type="checkbox"/> b. 24.126.701(1)
<input type="checkbox"/> c. 24.126.904(1)	<input type="checkbox"/> d. 24.126.2103(4)

6. A licensed chiropractor enters into a written contract with a patient for 12 adjustments over the next 12 months, the balance to be paid in full before the first adjustment. The contract states that if the patient discontinues services with the chiropractor, all funds are forfeited by the patient.

<input type="checkbox"/> a. 24.126.2301(s)	<input type="checkbox"/> b. 24.126.2301(1)(p)
<input type="checkbox"/> c. 24.126.2301(r)	<input type="checkbox"/> d. 24.126.2301(1)(h)

EXAM CONTINUES ON NEXT PAGE

NAME _____

DATE _____

7. A doctor holding a temporary permit treats patients without the supervision of an on-premises licensed chiropractor.
- a. 24.126.507(1) b. 24.126.2301(1)(g)
- c. 24.126.704(1) d. 24.126.704(4)
8. In a yellow page ad, a chiropractor has an advertisement giving the implication that he/she is a medical doctor.
- a. 37-1-316(4) b. 37-1-316(16)
- c. 24.126.2301(1)(i) d. 37-12-104(1)
9. A doctor advertises in the newspaper that she has a certification for a procedure that is not approved by the Board.
- a. 37-1-320 b. 24.126.2301(1)(a)(i)
- c. 24.126.2301(1)(p) d. 24.126.2301(1)(a)(iii)
10. A doctor performs breast examinations on all new female patients as standard procedure.
- a. 24.126.2301(1)(b) b. 24.126.2301(1)(c)
- c. 24.126.2301(1)(j) d. 24.126.2301(1)(o)
11. A license candidate has another person take the Jurisprudence Exam in his or her place.
- a. 24.126.504(1) b. 24.126.901(5)
- c. 37-1-316(2) d. 24.126.2301(1)(m)
12. A doctor, under false pretenses, makes statements against another licensed chiropractor or health professional.
- a. 24.126.2301(1)(a)(ii) b. 50-16-528(2)
- c. 24.126.2301(1)(q) d. 24.126.2301(1)(d)
13. A doctor allows her assistant to treat and bill for chiropractic services under the doctor's name and license.
- a. 24.126.411(1) b. 24.126.2301(1)(u)
- c. 37-1-316(15) d. 37-1-316(16)
14. A doctor is under the influence of alcohol while adjusting a patient.
- a. 24.126.2301(1)(n) b. 37-1-320
- c. 37-1-316(13) d. 37-2-302

EXAM CONTINUES ON NEXT PAGE

- NAME _____ DATE _____
15. Dr. John Doe has a new patient that was unhappy with the care he received from another chiropractor in town. Dr. Doe requested records and x-rays from his colleague who refused to hand copies of the records over.
- a. 24.126.411 b. 24.126.511
- c. 50-16-541 d. 24.126.2301(1)(o)
16. A doctor has offered an intern an opportunity to treat patients in his office for the intern's last semester. The doctor decides to save time and allow the intern to sign the insurance form.
- a. 24.126.704(3) b. 24.136.704(4)
- c. 24.126.2301(1)(p) d. 24.126.2301(3)
17. A doctor sees a new patient who was in a car wreck and suffered a minor whiplash injury to the cervical spine. Knowing that private insurance cases pay well and that he will be billing the offending driver's insurance, the doctor decides to bill the highest EM code, then bills a 5 region manipulation, EMS, Ultrasound, trigger point therapy and extremities for every visit. The next day, another car wreck case comes in but there is no insurance involved. Considering there will be no insurance payments on the second patient, the doctor charges the patient a flat rate of \$30 per visit.
- a. 24.126.2301(1)(b) b. 24.126.2103(1)
- c. 24.126.2301(1)(r) d. 24.126.2301(1)(f)
18. A doctor goes out with some friends one night and decides to smoke a little pot. On the way home he is pulled over by the police, who find a small bag of marijuana in his car and arrest him. The doctor is subsequently convicted of possession of an unlawful substance.
- a. 37-12-103 b. 37-12-101(3)
- c. 37-1-316(1) d. 37-12-104(1)
19. A doctor examines a 19 year old girl with low back pain. He asks the girl if there is any chance that she might be pregnant in order to obtain lumbar x-rays. She replies that she is 3 months pregnant. The girl's mother comes in the next day to be treated and in the course of the conversation talks about how she disliked her daughter's boyfriend and that she wouldn't be surprised if her daughter was pregnant. Without thinking, the doctor blurts out that she is.
- a. 37-12-104(2) b. 50-16-541(1)
- c. 37-1-316(17) d. 37-1-316(9)
20. Dr. Simpson applies for a license to practice chiropractic in Montana. He reports no adverse actions against his previous license but in the course of the state's routine investigation, it is learned that Dr. Simpson's license was revoked in his previous state due to sexual misconduct.
- a. 37-1-316(3) b. 37-12-103
- c. 37-1-316(15) d. 37-1-317(b)