

Back Problems: FMLA Leave For Chiropractic.

The US Circuit Court of Appeals for the Tenth Circuit recently pointed out that the US Family and Medical Leave Act gives employees the right to medical leave for treatment only if it is a serious health condition.

Under US Department of Labor regulations a nurses aide's back problem being treated by a chiropractor can qualify as a serious health condition, but the regulations expressly say this is true only if the chiropractor is treating spinal subluxations that have been revealed by x-ray. **Silcox v. Via Christi Regional Medical Center, 2006 WL 2536602 (10th Cir., September 5, 2006).**