

BOARD OF CHIROPRACTIC

Open Session Minutes

March 8, 2022

2:17 pm to 3:20 pm

VIRTUAL MEETING NOTICE

Due to the COVID-19 pandemic, all board meetings will be held virtually during the declared public health emergency.

Information on how to access the public portion of the meeting is listed below:

Join by web

<https://dcnet.webex.com/dcnet/j.php?MTID=md1c97dbdedb4d1be221bb734243e4f91>

Meeting number: 2309 476 7638

Password: n6EFTpnEF87

Join by phone

+1-202-860-2110 United States Toll (Washington D.C.)

1-650-479-3208 Call-in toll number (US/Canada)

Access code: 230 947 67638

BOARD MISSION STATEMENT:

“To **serve** and **protect** the public and ensure high standards of chiropractic care and professionalism through best practices in regulation, education, and outreach.”

The Open Session Agenda continues on the next page with the ‘Board Meeting Participants’.

MEETING PARTICIPANTS:

BOARD MEMBERS:	
Keita Vanterpool, DC (KV)	
Justin Klein, DC (JK)	
Heather Burris (HB)	ABSENT
Marsha Johnson (MJ)	
Stephanie Johnson, DC (SJ)	
BOARD STAFF:	
Aisha Nixon, MPT, CPM– Executive Director	
Arian Gibson, MS – Interim Associate Director	ABSENT
Mary Harris – Health Licensing Specialist	
Angela Braxton – Health Licensing Specialist	
Charles Annor – Health Licensing Specialist	
Kimberly Quickley – Health Licensing Specialist	
Emilia Moran – Investigator	ABSENT
Gregory Scurlock- Compliance Officer	
LEGAL STAFF:	
Ajay Gohil, Esq. – Board Attorney Advisor	ABSENT
Suzanne Fenzel, Esq. – Board Attorney Advisor	
VISITORS:	
Dr. Louis Crivelli	
Dr. Miguel Oliveras	
Dr. Ahmed Migdadi	

The Open Session Agenda continues on the next page with the ‘Call to Order’.¹

¹ The order in which the following agenda items are listed does not necessarily reflect the order in which the items were discussed during the meeting.

CALL TO ORDER

OS-22-03-01	<u>INTRODUCTIONS</u>	
ALL	A. BOARD MEMBERS B. BOARD STAFF	

APPROVAL OF MINUTES, CONSENT AGENDA AND STAFF REPORTS

OS-22-03-02	<u>BOARD/DEPARTMENT REPORT</u>	
ALL	A. BOARD CHAIR'S REPORT The Board Chair provided the Board with the following FCLB updates: <ul style="list-style-type: none">I. Annual Meeting is scheduled for May 5th to 7thII. Votes coming up from District 3 and 5, Alternate Director and DirectorIII. Nomination committee also has positions opened. Encouraged Board members to run for positions in the Federation. Today is the deadline submitting if they are interested in running for a position.IV. FCLB meeting that Dr. Vanterpool attended this past weekend.V. Voting Delegates for voting delegates for FCLB Dr. Johnson- voting delegate, Dr. Klein- Alternate Delegate. Board is ok with Dr. Vanterpool listed as the voting delegate and Dr. Johnson as the alternate. Executive Director will send an addendum to the voting delegate form. B. EXECUTIVE DIRECTOR'S REPORT <ul style="list-style-type: none">i. STAFF UPDATES The Executive Director informed the Board that Mr. Frank Meyers is no longer with DC Health. Additionally, Mr. Arian Gibson is the Interim Associate Director for the Office of Health Professional Licensing Boards. The Executive Director introduced the new Health Licensing Specialist, Ms. Kimberly Quickley.	

	<p>ii. COVID-19 UPDATE(s) The Executive Director provided an update on the District’s responses to COVID-19.</p> <p>iii. LICENSURE CENSUS The Executive Director will provide the most recent licensure census in the District.</p> <ul style="list-style-type: none"> • CHIROPRACTOR Active Licenses: 107 • ANCILLARY PROCEDURES - PT-Active Licenses: 77 • ANCILLARY PROCEDURES - AC-Active Licenses: 3 <p>C. BOARD ATTORNEY’S REPORT No report.</p>	
<p>OS-22-03-03</p> <p>ALL</p>	<p><u>OPEN SESSION MINUTES</u></p> <p>Board Action: Consideration of the Open Session minutes from the November 9, 2021 meeting.</p> <p>Background: The Open Session Minutes are a record of the Board’s past meeting(s), describing the events, list of attendees, a statement of the issues considered and related responses or decisions of the Board.</p> <p>Motion: Motion made by Dr. Klein to approve the minutes. Seconded by Dr. Johnson.</p> <p>Vote: Dr. Klein, Dr. Johnson, Ms. Johnson, and Dr. Vanterpool voted in favor of the motion. The motion passed.</p>	<p>AN</p>

The Open Session Agenda continues on the next page with ‘Misc. Items for Discussion’

MISC. ITEMS FOR DISCUSSION

OS-22-03-04 ALL	<p><u>CHIROPRACTIC REGULATION UPDATES</u></p> <p>Board Action: To review the current regulations governing the practice of chiropractic for purposes of beginning discussion on potential updates.</p> <p>Background: The Board of Chiropractic recently provided feedback on changes to its governing statutes, however the Board has not substantially reviewed its governing regulations. To begin discussion of this topic, a copy of the regulations has shared with the board to begin discussions.</p> <p>No action needed at this time. Board Attorney recommended that the Board members to review the regulations and submit any potential updates in areas by the next meeting.</p>	SF
OS-22-03-05 ALL	<p><u>BOARD OF CHIROPRACTIC – SEXUAL MISCONDUCT CASE REVIEW POLICY</u></p> <p>Board Action: To review the draft of the Sexual Misconduct Case Review Policy and determine next steps.</p> <p>Background: This is a draft policy for the Board of Chiropractic to consider on how to process, review, and handle cases and complaints involving allegations of sexual misconduct. In order to implement the policy, the Board members, investigators, and staff will need to complete specialized training.</p> <p>No action needed at this time.</p>	AN
OS-22-03-06 ALL	<p><u>NOTICE OF EMERGENCY AND PROPOSED RULEMAKING- FYI</u></p> <p>Background: The NOEPR modifies sections 230 and 231 of Chapter 2 (Communicable and Reportable Diseases of Subtitle B (Public Health and Medicine) of Title 22 (Health) of the DCMR to require health care</p>	AG

	workers to be up to date on their COVID-19 vaccine, including boosters and annual vaccinations. No action needed at this time.	
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The Open Session Agenda continues on the next page with 'Motion to Close'.

MOTION TO CLOSE

OS-22-03-07

MOTION TO CLOSE

ALL

Board Action:

To go into closed session to discuss confidential matters as permitted in DC Official Code § 2-575(b).

Background:

Pursuant to DC Official Code § 2-575(b), the Board may move into the Closed Executive Session portion of the meeting to discuss the following:

1. To consult with an attorney to obtain legal advice and to preserve the attorney-client privilege between an attorney and a public body, or to approve settlement agreements pursuant to § 2-575(b)(4)(a);
2. Preparation, administration, or grading of scholastic, licensing, or qualifying examinations pursuant to section § 2-575(b)(6);
3. To discuss disciplinary matters pursuant to section § 2-575(b)(9);
4. To plan, discuss, or hear reports concerning ongoing or planned investigation of alleged criminal or civil misconduct or violations of law or regulations, if disclosure to the public would harm the investigation pursuant to section § 2-575(b)(14).

Motion:

Motion made by Dr. Klein to move to Executive Session at 3:04 PM. Seconded by Dr. Johnson.

Vote:

Dr. Klein, Dr. Johnson, Ms. Johnson, and Dr. Vanterpool voted in favor of the motion. The motion passed.

The Open Session Agenda continues on the next page with ‘Motion to Adjourn’.

MOTION TO ADJOURN

OS-22-03-08

MOTION TO ADJOURN

ALL

Board Action:

To adjourn the meeting.

Background:

At the end of every meeting a motion to adjourn must be made in open session to close out the business of the Board.

Motion:

Motion made by Dr. Klein to adjourn the meeting at 3:20 PM. Seconded by Dr. Johnson.

Vote:

Dr. Klein, Dr. Johnson, Ms. Johnson, and Dr. Vanterpool voted in favor of the motion. The motion passed.

This ends the Open Session Agenda.