

BOARD OF CHIROPRACTIC

Open Session Minutes

March 13, 2018

2:06 pm to 3:00 pm

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 agenda continues on the next page with the “Board Meeting Participants”.

DRAFT

MEETING PARTICIPANTS:

BOARD MEMBERS:	
Keita Vanterpool, DC (KV)	
Miya Bazley, DC (MB)	
Justin Klein, DC (JK)	
Torey Mack, MD (TM)	ABSENT
BOARD STAFF:	
Frank Meyers, JD – Executive Director	ABSENT
Mary Harris – Health Licensing Specialist	
Angela Braxton – Health Licensing Specialist	ABSENT
Emilia Moran – Investigator	
Diane Moore – IT Support	
Ajay Gohil, Esq. – Board Attorney Advisor	
Suzanne Fenzel, Esq. – Board Attorney Advisor	

The agenda continues on the next page with the “Call to Order”.¹

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

CALL TO ORDER

OS-18-03-001
ALL

INTRODUCTIONS

- A. BOARD MEMBERS**
- B. BOARD STAFF**

APPROVAL OF MINUTES, CONSENT AGENDA & STAFF REPORTS

OS-18-03-002
ALL

BOARD/DEPARTMENT REPORTS

A. BOARD CHAIRS REPORT

The Board Chair provided information on the upcoming national meetings, including the FCLB/NBCE meeting in Dallas, TX, as well as the recent NCLC meeting in Washington, DC.

B. EXECUTIVE DIRECTOR'S REPORT

Of note, the Executive Director, Frank Meyers, was unavailable to attend this meeting, and so Ms. Karen Skinner, Executive Director for the Board of Nursing, sat in for him and provided the following report:

a. DC Health Re-Branding

The Board was updated as to the re-branding that is taking place at the Department of Health.

b. City Council Oversight Hearing

The Board was updated as to the DC City Council Oversight Hearing which took place on February 12, 2018.

c. CE Audits Update

Ms. Skinner was did not have the information necessary to provide an update on this matter, and so it was tabled to the next meeting.

d. Licensure Census

The Board was updated as to the current chiropractic licensure numbers in the District.

C. BOARD ATTORNEYS REPORT

The Board Attorney provided an update on the following topics:

- a. CE Requirements for 2017-2018 licensure period;
- b. Update to HORA/Definition of Chiropractic;
- c. Maryland Dry Needling Laws;
- d. Chiropractors and School Physicals; and
- e. Telehealth in Chiropractic Care.

	<p>The Board Attorney also informed the Board that Dr. David Walls-Kaufman's public Consent Order was officially entered into on December 1, 2017.</p> <p>Motion: In response to this report, a motion was made by Dr. Bazley to have staff send out an email blast to licensees regarding the new CE requirements. Seconded by Dr. Klein.</p> <p>Dr. Klein, Dr. Bazley and Dr. Vanterpool voted in favor of the motion. The motion passed unanimously.</p>	
<p>OS-18-03-003 ALL</p>	<p><u>OPEN SESSION MINUTES</u></p> <p>Board Action: Consideration of the Open Session minutes from the January 9, 2018, 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. Bazley.</p> <p>Dr. Klein, Dr. Bazley and Dr. Vanterpool voted in favor of the motion. The motion passed unanimously.</p>	
<p>OS-18-03-004 ALL</p>	<p><u>OPEN CONSENT AGENDA</u></p> <p>Board Action: Consideration of the current March 13, 2018 Open Consent Agenda items for purposes of review and/or ratification of Board actions taken since the last Board meeting.</p> <p>Background: The Open Consent Agenda is a record of the decisions and/or actions taken by the Board or its staff since the last meeting of the Board.</p> <p>Motion: Motion made by Dr. Bazley to approve the Open Consent Agenda. Seconded by Dr. Klein.</p> <p>Dr. Klein, Dr. Bazley and Dr. Vanterpool voted in favor of the motion. The motion passed unanimously.</p>	

The agenda continues on the next page with the "Misc. Items for Discussion".

MISC. ITEMS FOR DISCUSSION

<p>OS-18-03-005 ALL</p>	<p><u>PROPOSED CHANGES TO CHIROPRACTIC SCOPE OF PRACTICE</u></p> <p>Board Action: To review information from the Board Attorney regarding potential changes to the scope of practice for chiropractors in the District.</p> <p>Background: The Board has previously expressed interest in modifying the scope of practice regulations for chiropractors in the District of Columbia. The Board attorney has researched various laws in other states and is providing them for guidance on what potential changes the Board may be interested in.</p> <p>Motion: The Board was given the information from the Board Attorney regarding changes to chiropractic scope of practice. The Board will review the information to determine if the definition of Chiropractic currently in the HORA should be amended, and whether the scope of practice regulation currently in the Board rules should be amended.</p> <p>This item was for informational purposes only, and therefore no formal action was taken at this time.</p>	
<p>OS-18-03-006 ALL</p>	<p><u>NBCE REQUEST FOR PARTICIPANTS IN TEST SELECTION</u></p> <p>Board Action: To determine which chiropractic member of the Board will represent the Board at the November 2018 and May 2019 NBCE Part IV clinical testing.</p> <p>Background: Staff received notification from the NCBE that participants are needed to assist with the proctoring of the November 2018 and May 2019 Part IV clinical testing. The Board may only submit one (1) member, who must be a chiropractor.</p> <p>Motion: None of the Board members expressed interest in proctoring at this examination, and so no participants were recommended.</p>	

MOTION TO CLOSE

OS-18-01-007
ALL

MOTION TO CLOSE

Board Action:

To go into closed session of the meeting to discuss confidential matters pursuant to DC Official Code § 2-575(b).

Background:

Pursuant to DC Official Code § 2-575(b), the Board may move the meeting into Closed Executive Session 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 go into closed session. Seconded by Dr. Bazley.

Dr. Klein, Dr. Bazley and Dr. Vanterpool voted in favor of the motion. The motion passed unanimously.

End of Open Session.