

# **BOARD OF CHIROPRACTIC**

## **Open Session Minutes**

**September 10, 2019**

**2:15 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 Open Session Minutes continue on the next page with the ‘Board Meeting Participants’.

**MEETING PARTICIPANTS:**

<b>BOARD MEMBERS:</b>	
Keita Vanterpool, DC (KV)	
Justin Klein, DC (JK)	
Heather Burris (HB)	
Marsha Johnson (MJ)	
Stephanie Johnson, DC (SJ)	
<b>BOARD STAFF:</b>	
Frank Meyers, JD – Executive Director	
Mary Harris – Health Licensing Specialist	
Angela Braxton – Health Licensing Specialist	
Charles Annor – Health Licensing Specialist	
Emilia Moran – Investigator	
<b>LEGAL STAFF:</b>	
Ajay Gohil, Esq. – Board Attorney Advisor	
Suzanne Fenzel, Esq. – Board Attorney Advisor	

**The Open Session Minutes continue on the next page with the ‘Call to Order’.<sup>1</sup>**

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<sup>1</sup> 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-19-09-01  
ALL

**INTRODUCTIONS**

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

**APPROVAL OF MINUTES, CONSENT AGENDA AND STAFF REPORTS**

OS-19-09-02  
ALL

**BOARD/DEPARTMENT REPORT**

**A. BOARD CHAIR’S REPORT**

**i. FCLB Board of Director**

The Board Chair attended the Florida Board of Chiropractic as member of the FCLB Board of Directors.

**District Meetings**

The District 3 and 5 meeting is October 3 – 5, 2019 in Jersey City, NJ.

**Part IV Testing Request**

NCLB has sent a request for testers from Chiropractic licensing boards.

**B. EXECUTIVE DIRECTOR’S REPORT**

**i. New Board Member**

Dr. Stephanie Johnson, DC, has been appointed as the new chiropractic member to the Board.

**C. BOARD ATTORNEY’S REPORT**

**i. National Meeting**

The FCLB Annual Meeting is on April 23<sup>rd</sup> and 25<sup>th</sup>, 2020 in Denver, CO.

**ii. Legislative Update**

The Board Attorney gave an update on the status of pending legislation and regulations.

Specifically, the 10% CE regulation is still being finalized, with the Director’s office working to decide what topics will be picked for the 10% CE requirement.

	<p>Additionally, the HORA Amendment is still under review. No timetable has been given for its completion.</p> <p><b>iii. Chiropractic Board Attorney Meetings</b> The Board Attorney requested ideas for topics of discussion at Board Attorney meetings. The Board Chair suggested telehealth.</p>	
OS-19-09-03 ALL	<p><b><u>OPEN SESSION MINUTES</u></b></p> <p><b>Board Action:</b> Consideration of the Open Session minutes from the July 9, 2019 meeting.</p> <p><b>Background:</b> 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><b>Motion:</b> Motion made Dr. Klein to approve the minutes. Seconded by Ms. Burris.</p> <p>Dr. Klein, Ms. Johnson, Dr. Johnson, Ms. Burris and Dr. Vanterpool voted in favor of the motion. The motion passed unanimously.</p>	FM

**The Open Session Minutes continue on the next page with ‘Misc. Items for Discussion’.**

**MISC. ITEMS FOR DISCUSSION**

OS-19-09-04 ALL	<p><b><u>CHIROPRACTIC ASSISTANTS</u></b></p> <p><b>Board action:</b> To review the final chart regarding state by state analysis on the authority of chiropractic assistants.</p> <p><b>Background:</b> One of the projects given to the summer legal intern involved analysis of how various states address the issue of chiropractic assistants. The finalized chart comparing each state is being provided for review.</p> <p><b>Motion:</b> The Board requested the Board Attorney draft a policy on the use of Chiropractic Assistants, and being a draft back to the Board for review. The Board also asked staff to include a question in the Chiropractic Workforce Survey asking how many Chiropractic Assistants are used in the licensees office?</p> <p>This item was for informational purposes only, so no formal action was taken at this time.</p>	FM
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**The Open Session Minutes continue on the next page with 'Motion to Close'.**

**MOTION TO CLOSE**

OS-19-09-05  
ALL

**MOTION TO CLOSE**

**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 go into closed session. Seconded by Ms. Burris.

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

**The Open Session Minutes continue on the next page with ‘Motion to Adjourn’.**

**MOTION TO ADJOURN**

OS-19-09-06  
ALL

**MOTION TO ADJOURN**

**Board Action:**

To adjourn the meeting.

**Background:**

At the end of every a 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. Seconded by Ms. Burris.

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

**This ends the Open Session Minutes.**