

# BOARD OF CHIROPRACTIC

## Open Session Minutes

November 9, 2021

1:32 pm - 2:54 pm

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### 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:**

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

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

Provided some feedback: works well, collaborative, and more comfortable. Get an idea where the representing board works.

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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-21-11-01  
ALL

**INTRODUCTIONS**

**A. BOARD MEMBERS**

**B. BOARD STAFF**

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

OS-21-11-02  
ALL

**BOARD/DEPARTMENT REPORT**

**A. BOARD CHAIR'S REPORT**

The Board Chair provided the Board with the following FCLB updates:

- Districts III and V had a meeting in New Jersey, October 7 - 10, 2021.
- Location for 2022 Annual meeting is slated to be in Denver, Colorado.
- There are seven options related to where the next District III meeting will be held. The District of Columbia is one of the options.
- Dr. Vanterpool has been appointed to three (3\_ committees: Pandemic, DEI, and Tele-services.
- The District of Columbia Board of Chiropractic has been recognized as one of the more diverse boards.
- Scholarships for the annual meeting may become available.

**B. EXECUTIVE DIRECTOR'S REPORT**

**i. COVID-19 Update(s)**

The Executive Director provided an update on the District's responses to COVID-19. As of November 5, 2021, these are the current stats for the District:

- Since March 30, 2020, the COVID-19 Health and Medical Branch has continued to support COVID-19 diagnostic sampling in the District. As of November 03, 2021, the District has supported 678,057 samples. The number of

samples has increased by 10,749 since last reported on October 22, 2021.

- As of October 25, 2021, the District has administered 1,043,763 vaccine doses, which is an increase of 27,483 vaccine doses since last reported on October 11, 2021. An estimated 61.7% of District residents are now fully vaccinated against COVID-19.
- Total does administered within DC 1,067,689
- 74.9 % residents are partially or fully vaccinated
- 62.4% fully vaccinated
- Total Overall Number of Tests: 2,280,579
- Total Number of DC Residents Tested: 651,427
- Total Positives: 65,050
- Total Lives Lost: 1,193
- Cleared from Isolation: 34,985
- This week the FDA and CDC approved the Pfizer-BioNTech's COVID-19 vaccine under Emergency Use Authorization for children 5-11 years old. Smaller dose of the Pfizer vaccine than adolescents and adults. Now available at more than 60 pharmacies, hospitals, and health centers across all eight wards.

**ii. Temp License**

The Executive Director provided an update regarding the pending temporary licensure process. The Executive Director informed the Board that a Declaration was issued by the Director for temporary licensure for specific license types. The temporary license will allow individuals that are licensed in good standing in another jurisdiction be granted a temporary license, while their application is pending. The system went live on October 25, 2021. There are no limits regarding scope of practice or authority. The temporary license will only be valid for 90 days.

**iii. Licensure Waiver**

The Executive Director provided an update on the current status of the waiver and the recent rulemaking Legislation passed on October 26, 2021, preserve our workforce bill which, will extend the

licensure waiver until August 2022. Provides clarification regarding what a “licensed facility” means.

**iv. FY 2022 Meeting Dates**

- November 9, 2021
- January 11, 2022
- March 8, 2022
- May 10, 2022
- July 12, 2022
- September 13, 2022

**v. Licensure Census**

The Executive Director provided the most recent licensure census in the District.

License Type	Active Licenses
Chiropractor	105
Chiropractor with PT Ancillary Procedures	74
Chiropractor with AC Ancillary Procedures	1

**C. BOARD ATTORNEY’S REPORT**

**i. Reporting Requirements**

The Board Attorney provided an update regarding the final rulemaking of Chapter 25: Health Professionals Reporting Requirements. The rule was finalized on 10/22/2021. Employers/facilities must report within 10 days of any adverse actions taken against a health professional. Board can issue an infraction against the facility or specific physician if they did not report in the appropriate time.

OS-21-11-03  
ALL

**OPEN SESSION MINUTES**

**Board Action:**

	<p>Consideration of the Open Session minutes from the September 14, 2021 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 by Dr. Klein to approve the minutes. Seconded by Dr. Johnson.</p> <p><b>Vote:</b> Dr. Klein, Dr. Johnson, and Dr. Vanterpool voted in favor of the motion. Ms. Burris was not present during the vote. The motion passed.</p>	
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**The Open Session Agenda continues on the next page with ‘Motion to Close’.**

**MOTION TO CLOSE**

OS-21-11-04  
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 move into closed session at 2:35 pm. Seconded by Dr. Johnson.

**Vote:**

Dr. Klein, Dr. Johnson, and Dr. Vanterpool voted in favor of the motion. Ms. Burris was not present during the vote. The motion passed.

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



**MOTION TO ADJOURN**

OS-21-11-05  
ALL

**MOTION TO ADJOURN**

**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 2:54 pm.  
Seconded by Dr. Johnson.

**Vote:**

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

**This ends the Open Session Agenda.**