

BOARD OF CHIROPRACTIC

Open Session Minutes

July 12, 2022

1:33 pm to 2:58 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.”

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MEETING PARTICIPANTS:

BOARD MEMBERS:	
Keita Vanterpool, DC (KV)	Present
Marsha Johnson (MJ)	Joined 1:40pm
Stephanie Johnson, DC (SJ)	Present
BOARD STAFF:	
Aisha Nixon, MPT, CPM– Executive Director	Present
Arian Gibson, MS – Interim Associate Director	Absent
Mary Harris – Health Licensing Specialist	Present
Angela Braxton – Health Licensing Specialist	Absent
Charles Annor – Health Licensing Specialist	Present
Kimberly Quickley – Health Licensing Specialist	Absent
Emilia Moran – Investigator	Present
LEGAL STAFF:	
Ajay Gohil, Esq. – Board Attorney Advisor	Present
Suzanne Fenzel, Esq. – Board Attorney Advisor	Absent
VISITORS:	
Nicholas Weil	

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-22-07-01	<u>INTRODUCTIONS</u>	
ALL	A. BOARD MEMBERS B. BOARD STAFF	

APPROVAL OF MINUTES, CONSENT AGENDA AND STAFF REPORTS

OS-22-07-02	<u>BOARD/DEPARTMENT REPORT</u>	
ALL	A. BOARD CHAIR'S REPORT I. American Black Chiropractic Association convention in Kansas: Board Chair attended the 41 st annual convention in Kansas. Presented on the talk to the introduction to regulations and licensing to students. Provided basic definitions. Provided interactive role play with students regarding challenging situations. B. EXECUTIVE DIRECTOR'S REPORT PUBLIC HEALTH REPORT I. The Executive Director provided an update on the district's responses to COVID-19. The Executive Director noted the COVID-19 mandate for health care practitioners is not scheduled to end and definition of fully vaccinated is receiving two (2) doses of Pfizer or Moderna and one (1) dose of Johnson & Johnson or having an approved exemption request. II. The Executive Director provided an update Monkey Pox. III. The Executive Director provided an update on current Board vacancies. There are currently two (2) vacancies, a vacancy for a Chiropractor and DC Health designee. The Executive Director requested the Board to refer any interested parties in becoming a Chiropractor board member. It was noted that other state boards are having staffing issues. Stephanie Johnson, DC requested a list of all vacancies across all Boards. IV. The Executive Director reported that she was working with CHA on a workforce survey for	

	<p>chiropractors to be included in the upcoming renewal season, scheduled to launch October 2021.</p> <p>V. The Executive Director requested that Board members make recommendations for the regulations on what telehealth looks like for chiropractors and an endorsement pathway for chiropractors.</p> <p>VI. The Executive Director reminded Board members mandatory BEGA training must be completed by September 30, 2022.</p> <p>Licensure Census</p> <p>I. The Executive Director provided the most recent licensure census in the District:</p> <ul style="list-style-type: none"> • ACTIVE CHIROPRACTOR – 112 • ANCILLARY PROCEDURES - PT- Active Licenses: 74 • ANCILLARY PROCEDURES - AC- Active Licenses: 2 <p>E. BOARD ATTORNEY’S REPORT</p> <p>i. The Board attorney informed the Board of Dr. Nesbitt’s resignation as of July 29, 2022.</p> <p>ii. The board attorney noted Aishia Nixon and Dr. Sharon Lewis are trying to select a trainer for sexual misconduct training for Board members.</p> <p>iii. The board attorney reported the upcoming hearing held by Councilman Gray on dry needling and indicated board members and colleagues may testify. The date and time will be provided</p> <p>iv. The board attorney asked the board members to continue to review the regulations by redlining any recommended changes and include suggestions on how chiropractors practice telehealth.</p>	
<p>OS-22-07-03</p> <p>ALL</p>	<p><u>OPEN SESSION MINUTES</u></p> <p>Board Action: Consideration of the Open Session minutes from the May 10, 2022 meeting.</p> <p>Background:</p>	<p>CA</p>

	<p>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. Johnson to approve the minutes. Seconded by Dr. Vanterpool.</p> <p>Vote: Dr. Johnson, Dr. Vanterpool and Ms. Johnson voted in favor of the motion. The motion passed.</p>	
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The Open Session Agenda continues on the next page with ‘Misc. Items for Discussion’

MISC. ITEMS FOR DISCUSSION

OS-22-07-04	<u>CHIROPRACTIC REGULATION UPDATES</u>	AG
ALL	<p>Board Action: To continue the review of 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>Dr. Vanterpool recommended Dr. Johnson to be the first to redline the regulations, Ms. Johnson to redline second and Dr. Vanterpool will complete the final review of the document.</p> <p>Motion: Motion made by Dr. Johnson to close open session meeting and move to Executive Session at 2:11 PM. Seconded by Marsha Johnson.</p> <p>Vote: Dr. Johnson, Dr. Vanterpool and Ms. Johnson voted in favor of the motion. The motion passed.</p>	

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

MOTION TO CLOSE

OS-22-07-05

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. Johnson to go into closed session at 2:11 PM. Seconded by Ms. Johnson.

Vote:

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-22-07-06	<u>MOTION TO ADJOURN</u>	
ALL	<p>Board Action: To adjourn the meeting.</p> <p>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.</p> <p>Motion: Motion made by Dr. Johnson to adjourn the meeting at 2:58 PM. Seconded by Marsha Johnson.</p> <p>Vote: Dr. Johnson, Ms. Johnson, and Dr. Vanterpool voted in favor of the motion. The motion passed.</p>	

This ends the Open Session Agenda.