

BOARD OF CHIROPRACTIC

Open Session Minutes

March 14, 2023

1:56 pm to 3:31 pm

HYBRID MEETING NOTICE

Due to the COVID-19 pandemic, the Board will have a hybrid schedule of in-person and virtual meetings. In-person meetings will resume in FY 2023, meeting dates can be found on the Board's webpage.

In-person meetings will be at 899 North Capitol Street, NE, 2nd Floor, Washington, DC 20002.

Information on how to access the public portion of the meeting virtually 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)	
Marsha Johnson (MJ)	Absent
Stephanie Johnson, DC (SJ)	
BOARD STAFF:	
Aisha Nixon, MPT, CPM– Executive Director/Associate Director	
Mary Harris – Health Licensing Specialist	Absent
Angela Braxton – Health Licensing Specialist	
Charles Annor – Health Licensing Specialist	
Kimberly Quickley – Health Licensing Specialist	
Chiquita Badgett – Health Licensing Specialist	
Ashley Callaham – Health Licensing Specialist	
Rona Rawls – Health Licensing Specialist	
Lisa Robinson – Health Licensing Specialist	Absent
Sabrina Gillison – Health Licensing Specialist	Absent
Gregory Scurlock- Compliance Officer	
Emilia Moran – Investigator	Absent
LEGAL STAFF:	
Ajay Gohil, Esq. – Board Attorney Advisor	
Suzanne Fenzel, Esq. – Board Attorney Advisor	Absent

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-23-01-01 ALL	<u>INTRODUCTIONS</u> A. BOARD MEMBERS B. BOARD STAFF
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APPROVAL OF MINUTES, CONSENT AGENDA AND STAFF REPORTS

OS-23-03-02 ALL	<u>BOARD/DEPARTMENT REPORT</u> A. BOARD CHAIR’S REPORT <ul style="list-style-type: none">• Dr. Keita Vanterpool provided the Board Chair Report. She informed the Board that the FCLB will hold its 96th annual educational conference in West Palm Beach, FL from April 26-29, 2023.• Dr. Keita Vanterpool also announced that she is running for president of the Federation of Chiropractic Licensing Boards (FCLB).• The Board Chair informed the Board that the ACCRAC conference is being held in New Orleans, LA from March 23 -25, 2023.• Additionally, the ABCA National Conference is being held in Fort Lauderdale, FL from June 22 – 25, 2023.• The Wdc will be holding their UNconvention, in Scottsdale, AZ from October 12 – 15, 2023. B. EXECUTIVE DIRECTOR’S REPORT <ul style="list-style-type: none">i. DC Health Updates<ul style="list-style-type: none">• The Associate Director, Aisha Nixon advised that interim Director, Dr. Sharon Lewis is still in position. A new Director, who will be named by the Mayor has not been selected yet.• DC Health participated in two oversight hearings. The Boards oversight hearing was held on February 28, 2023, where DC Council selected five boards to testify and answered several questions pertaining to licensure, scope of practice, workforce, and compacts. On March 2, 2023, Dr. Sharon Lewis testified as executive witness for DC Health oversight
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hearing. Keith Fletcher, Chief Operating Officer will testify as executive witness during the budget oversight hearing which will be held April 12, 2023.

- A selection was made for the position of Executive Director for the Chiropractic Board and the newly hired Executive Director should be onboarded by the end of March.
- Councilmember Henderson is the new chairperson for the Committee on Health.
- DC Health announced Covid Centers will be closing throughout the District on March 31, 2023.
- The Associate Director reported that Arian Gibson has been named Senior Deputy Director for the Health Regulation and Licensing Administration.

ii. Renewals

- The Associate Director reported there were one hundred four (104) chiropractic licensure renewals reviewed during the renewal period.
- The licensure renewal process ended 2/28/2023. Applicants who did not renew during that period are required to submit a reinstatement application.
- Board will conduct renewal audits of 100% of the licensees that renewed.

iii. Board Vacancies/MOTA Update

- The Associate Director provided an update on MOTA Vacancies. The Board currently has two vacancies, one vacancy for a Chiropractic member. There is an opening for a DC Health designee.

	<ul style="list-style-type: none"> • James Bassett is the new MOTA liaison, anyone interested in working with the Board should contact him. <p>iv. Licensure Census The Associate Director provided an update on the current licensure census in the District.</p> <p>Active Chiropractor – 93 Ancillary Procedures - PT-Active Licenses: 74 Ancillary Procedures - AC-Active Licenses: 4</p> <p>C. BOARD ATTORNEY’S REPORT</p> <ul style="list-style-type: none"> • Board Attorney Advisor, Ajay Gohil informed that he was awarded the FCLB Scholarship. • The district meeting will be held in Boston from September 21 – 24, 2023. • No updates for the two projects for this year, the HORA Amendments and Sexual Misconduct Case Review Policy. 	
<p>OS-23-03-03</p> <p>ALL</p>	<p><u>OPEN SESSION MINUTES</u></p> <p>Board Action: Consideration of the Open Session minutes from the January 10, 2023, 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. Johnson to approve the minutes. Seconded by Dr. Vanterpool.</p> <p>Vote:</p>	<p>CA</p>

	Dr. Johnson and Dr. Vanterpool voted in favor of the motion. The motion passed.	
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The Open Session Agenda continues on the next page with ‘Misc. Items for Discussion’

MISC. ITEMS FOR DISCUSSION		
OS-23-03-04 ALL	<p><u>CHIROPRACTIC REGULATION UPDATES</u></p> <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. A copy of the regulations has been shared with the board to begin discussions.</p> <p>Motion: No motion made at this time. Regulations still under review.</p>	AG
OS-23-03-05 ALL	<p><u>FCLB REGULATORY INSIGHTS (FYI)</u></p> <p>Board Action FYI</p> <p>Background: Legal takes regarding current regulatory issues and cases.</p> <p>https://my.visme.co/view/01ngd0y0-insights-winter-2022</p> <p>Motion: No motion needed FYI only.</p>	

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

MOTION TO CLOSE

OS-23-03-06

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 3:07 PM. Seconded by Dr. Vanterpool.

Vote:

Dr. 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-23-03-07

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. Johnson to adjourn the meeting at 3:31 PM. Seconded by Dr. Vanterpool.

Vote:

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

This ends the Open Session Agenda.
The next meeting is scheduled for **May 9, 2023 (virtual)**.

This meeting is governed by the Open Meetings Act. Please address any questions or complaints arising under this meeting to the Office of Open Government at opengovoffice@dc.gov. 3 DCMR § 10409.2