

BOARD OF CHIROPRACTIC

Open Session Minutes

May 14, 2024

1:42 PM- 2:16 PM

IN-PERSON MEETING

IN-PERSON MEETING NOTICE

The In-person Board meeting will be at 2201 Shannon Place, SE, Washington, DC 20020. 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

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.

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 continues the next page with the ‘Board Meeting Participants’.

MEETING PARTICIPANTS:

BOARD MEMBERS:	
Keita Vanterpool, DC (KV)	
Khalil Hassam, (KH)	
Stephanie Johnson, DC (SJ)	
BOARD STAFF:	
Sithembile Chithenga, MD, MPH – Executive Director	
Mary Harris – Health Licensing Specialist	
Charles Annor – Health Licensing Specialist	
Lisa Robinson – Health Licensing Specialist	
Kimberly Quickley – Health Licensing Specialist	
Chiquita Badgett – Health Licensing Specialist	
Ashley Callaham – Health Licensing Specialist	
Rona Rawls – Health Licensing Specialist	
Sabrina Gillison – Health Licensing Specialist	
Emilia Moran - Investigator	
LEGAL STAFF:	
Ajay Gohil, Esq. – Board Attorney Advisor	

The Open Session Minutes continues on the next page with the ‘Call to Order’.

CALL TO ORDER

OS-24-05-01

INTRODUCTIONS

ALL

A. BOARD MEMBERS

B. BOARD STAFF

APPROVAL OF MINUTES, CONSENT AGENDA AND STAFF REPORTS

OS-24-05-02

BOARD/DEPARTMENT REPORT

ALL

A. BOARD CHAIR'S REPORT

B. EXECUTIVE DIRECTOR'S REPORT

i. DC Health Updates

The Executive Director recently attended the FCLB (Federation of Chiropractic Licensing Boards) conference, and provided the below updates:

New Specialty Recognition Materials: The FCLB provided materials on recognition of chiropractic specialties. The Executive Director will be forwarding the relevant materials for consideration in a separate email and for discussion in the July meeting.

FCLB Bylaw Amendments: The proposed FCLB bylaw amendments were unanimously accepted during the conference. The DC Board of Chiropractor provided comments and feedback to the FCLB, and they are open to receiving revised amendment proposals from the Board. The Executive Director will forward the email thread with the details for Board review.

Insurance Fraud Session: The Executive Director attended a session on insurance fraud. She will reach out to explore the possibility of incorporating the learnings into Board practices.

ii. Board Vacancies/MOTA Update

The Executive Director reported that HRLA is working with MOTA to fill board vacancies.

	<p>iii. Licensure Census The Executive Director provided an update on the current licensure census in the District.</p> <ul style="list-style-type: none"> • Chiropractors: 107 • Ancillary Procedures -Physiotherapy: 83 • Ancillary Procedures -Acupuncture: 4 <p>C. BOARD ATTORNEY’S REPORT The Board Attorney reported on attending the 2024 FCLB Annual Conference in Phoenix, Arizona from May 1-5. He attended the CBLAC meeting on Friday, May 3rd and he spoke on the Attorney Panel on Saturday, May 4th. Upcoming annual conferences will be St. Louis (2025), Atlanta (2026), and Palm Springs, Albuquerque, or Salt Lake City (2027), and upcoming district meetings will be Asheville (2024) and Portland, Maine (2025).</p> <p>He also reported on the HORA legislation which passed a second review and second vote on May 7, 2024. The Mayor should sign it within the next couple weeks and then it will be transmitted for Congressional Review. Following those steps, it is anticipated that it will become law in either early August or early September (Congress goes on recess in August and it may therefore need to wait until after that time). He recommended the Board review the new scope of practice definition of chiropractic as well as other pertinent portions of the HORA legislation to begin development of relevant policies and rules around those issues.</p>	
<p>OS-24-05-03 ALL</p>	<p><u>OPEN SESSION MINUTES</u></p> <p>Board Action: Consideration of the Open Session minutes from the March 12, 2024, 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 Mr. Hassam to approve the open session minutes.</p>	<p>CS/CB</p>

	<p>Seconded by Dr. Vanterpool.</p> <p>Vote: Dr. Vanterpool, Dr. Johnson and Mr. Hassam voted in favor of the motion. The motion passed.</p>	
<p>OS-24-05-04 ALL</p>	<p><u>REVIEW OF CHIROPRACTOR SCOPE OF PRACTICE</u></p> <p>Board Action: Consideration of the DC scope of practice.</p> <p><u>Current Definition of Chiropractic</u></p> <p>(3)(A) “Practice of Chiropractic” means the detecting and correcting of subluxations that cause vertebral, neuromuscular, or skeletal disorder, by adjustment of the spine or manipulation of bodily articulations for the restoration and maintenance of health; the use of x-rays, physical examination, and examination by noninvasive instrumentation for the detection of subluxations; and the referral of a patient for diagnostic x-rays, tests, and clinical laboratory procedures in order to determine a regimen of chiropractic care or to form a basis or referral of patients to other licensed health care professionals. “Practice of Chiropractic” does not include the use of drugs, surgery, or injections, but may include, upon certification by the Board, counseling about hygienic and other noninvasive ancillary procedures authorized by rules issued pursuant to this chapter.</p> <p>(B) Nothing in this paragraph shall be construed as preventing or restricting the services or activities of any individual engaged in the lawful practice of cosmetology or massage, provided that the individual does not represent by title or description of services that he or she is a chiropractor.</p> <p>https://code.dccouncil.gov/us/dc/council/code/sections/3-1201.02</p> <p><u>Proposed New Definition of Chiropractic</u></p> <p>(3)(A) “Practice of chiropractic” means practicing a primary care health discipline through the evaluation, examination, diagnosis, counseling, and treatment or management of biomechanical or physiological conditions or disorders that compromise neural integrity or organ system function; the use of x-rays and advanced diagnostic imaging, physical examination, and examination by instrumentation for the detection and correction of subluxations and somatic dysfunctions that cause vertebral, neuromuscular, or</p>	

	<p>skeletal disorder; the adjustment of the spine or manipulation of bodily articulations for the restoration and maintenance of health; and the referral of a patient for diagnostic imaging, tests, and clinical laboratory procedures in order to determine a regimen of chiropractic care or to form a basis or referral of patients to other licensed health care professionals. “Practice of Chiropractic” does not include the use of drugs or surgery but may include ancillary procedures such as dry needling in accordance with the rules and requirements promulgated by the Mayor.</p> <p>https://lims.dccouncil.gov/Legislation/B25-0545</p> <p>For Information Purposes</p>	
--	---	--

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

MOTION TO CLOSE

OS-24-05-05

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 Mr. Hassam to go into executive session at 2:16 PM. Seconded by Dr. Vanterpool.

Vote:

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

The Open Session Minutes continues on the next page with ‘Motion to Adjourn’. The next meeting is Virtual and will be held on **July 9, 2024.**

MOTION TO ADJOURN

OS-24-01-06	<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 Mr. Hassam to adjourn the meeting at 3:11PM. Seconded by Dr. Vanterpool.</p> <p>Vote: Dr. Vanterpool, Dr. Johnson and Mr. Hassam voted in favor of the motion. The motion passed.</p>	

This ends the Open Session Agenda.

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