

KENTUCKY BOARD OF CHIROPRACTIC EXAMINERS
MEETING MINUTES
March 15, 2024

A regular meeting of the Kentucky Board Chiropractic Examiners was held at the Department of Professional Licensing located at 500 Mero Street, Frankfort, KY 40601 and via Teams on March 15, 2024.

MEMBERS PRESENT

Dr. Shannon Johnson
Dr. Chad Henderson
Dr. Rachael Kuperus
Dr. Kelly Cooper-Henson
Dr. Michael Pugh

DEPARTMENT OF PROFESSIONAL LICENSING

Kristen Lawson, DPL Commissioner
Lyndsay Sipple, Administrative Section Supervisor
Ashley Cotton, Board Specialist

OTHERS

Clayton Patrick, Public Protection Cabinet
Office of Legal Services, Board Counsel

GUESTS

Dr. Rachel Wendt, KAC

CALL TO ORDER

Dr. Johnson called the meeting to order at 12:04 p.m.

MINUTES

A motion was made by Dr. Johnson to approve the minutes from the January 19, 2024, board meeting. Motion seconded by Dr. Kuperus, carried.

FINANCIAL STATEMENT

The board reviewed the January and February 2024 financial statements. No action taken.

DPL UPDATE

No report.

LEGAL COUNSEL

No report.

OLD BUSINESS

NEW BUSINESS

The Contact Hour Inquiry was reviewed. Legal counsel will draft response stating that a 50 minute continuing education course with 10 minute break is acceptable as a complete contact hour.

The Continuing Education Application Inquiry was reviewed.

Dr. Henderson made a motion to have Board Specialist update continuing education application with legal counsel's assistance and send to Applications Committee for review and final approval. Motion seconded by Dr. Cooper-Henson, carried.

The Dry Needling Inquiry was reviewed. Dr. Henderson made a motion to have legal counsel draft response referring licensee to review 201 KAR 21:042. Motion seconded by Dr. Kuperus, carried.

The Renewal Question Inquiry was reviewed. Dr. Johnson made a motion to have legal counsel draft response to licensee stating that all background questions must be answered accurately and honestly. Motion seconded by Dr. Henderson, carried.

Dr. Cooper-Henson made a motion to have “Applicants should be aware that answering “Yes” to some questions may necessitate special screening procedures by the Board.” be added to the 2025 Annual Renewal Reminder email. Motion seconded by Dr. Johnson, carried.

The Scope of Practice Inquiry was reviewed. Dr. Johnson made a motion to have legal counsel draft response. Motion seconded by Dr. Kuperus, carried.

Dr. Johnson made a motion to send an Appreciation Plaque to Dr. Adams. Motion seconded by Dr. Cooper-Henson, carried.

Dr. Johnson made a motion to have Board Specialist correspond with Dr. Adams regarding peer review hour workload and to send an email to all Active Peer Review Registry licensees informing them of committee openings for the Kentucky Board of Chiropractic Examiners Peer Review Committee. Motion seconded by Dr. Cooper-Henson, carried.

The Board reviewed the Contracts presented.

Dr Johnson made a motion to accept MOA Between DPL & Kentucky Board of Chiropractic Examiners. Motion seconded by Dr. Kuperus, carried.

Dr. Johnson made a motion to accept MOA Between OLS & Kentucky Board of Chiropractic Examiners. Motion seconded by Dr. Henderson, carried.

Dr. Johnson made a motion to accept PSC Between KM Solutions LLC & Kentucky Board of Chiropractic Examiners. Motion seconded by Dr. Kuperus, carried.

APPLICATIONS COMMITTEE

No report from Committee.

The board reviewed the Licensure Record Report. No action taken.

STATUTES AND REGULATIONS COMMITTEE

The Regulations Committee presented the following:

Board Counsel determined that the Board does not have the legal authority under KRS 312.018 to authorize postceptorship practice to an individual who is no longer a student.

Manipulation of Animals- KBCE Regulations Committee are going to review KBVE regulation drafts and meet with KBVE prior to their scheduled meeting on April 25th.

COMPLAINTS COMMITTEE

The Complaints Committee presented the following recommendations:

- **2023KBCE00006** – Negotiations are ongoing.
- **H.W. Self-Report** – Recommend legal counsel draft letter to licensee requesting update.
- **M.B. DOI-DIFI Report** – Recommend public reprimand.
- **K.P. Self-Report / NPDB Report** – Recommend legal counsel draft letter to licensee requesting patient records pertaining to lawsuit.
- **J.F. 2024 Renewal** – Recommend no action. Legal counsel will draft letter.
- **C.M.B. 2024 Renewal** – Recommend no action. Legal counsel will draft letter.
- **A.P. 2024 Renewal** – Recommend no action. Legal counsel will draft letter.
- **C.B. 2024 Renewal** – Recommend legal counsel draft letter to licensee requesting patient records pertaining to lawsuit.
- **E.C. 2024 Renewal / NPDB Report** – Recommend legal counsel draft letter to licensee requesting patient records pertaining to lawsuit.
- **J.C. 2024 Renewal** – Recommend no action. Legal counsel will draft letter.
- **M.K. 2024 Renewal** – Recommend no action. Legal counsel will draft letter.
- **A.N. Investigation** – Ongoing.

A motion was made by Dr. Johnson to accept the above-listed complaint committee recommendations as presented. Motion seconded by Dr. Kuperus, carried.

TRAVEL AND PER DIEM

A motion was made by Dr. Johnson to approve the following travel and per diem:

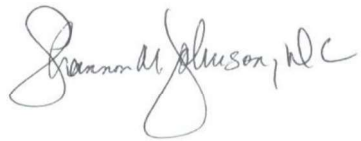
- Dr. Johnson – March 7, 2024 (complaints committee meeting), March 15, 2024 (3 hours, meeting prep/board meeting).
- Dr. Henderson – March 14, 2024 (regulations committee meeting), March 15, 2024 (board meeting).
- Dr. Kuperus – March 7, 2024 (complaints committee meeting), March 14, 2024 (regulations committee meeting), March 15, 2024 (board meeting).
- Dr. Cooper-Henson – December 1, 2023 (3.5 hours, applications review), December 15, 2023 (4 hours, applications review), January 15, 2024 (4.5 hours, applications review), February 28, 2023 (4.75 hours, applications review), March 15, 2024 (board meeting).
- Dr. Pugh – March 15, 2024 (board meeting).

Motion seconded by Dr. Cooper-Henson, carried.

The next Board Meeting is scheduled for May 10, 2024, at 12pm EST.

ADJOURN

A motion was made by Dr. Cooper-Henson to adjourn the meeting at 1:30 p.m. Motion seconded by Dr. Kuperus, carried.

A handwritten signature in black ink, reading "Shannon M. Johnson, D.C." The signature is written in a cursive style with a large initial 'S' and a distinct 'J'.

Dr. Shannon Johnson, President