

**KENTUCKY BOARD OF CHIROPRACTIC EXAMINERS  
MEETING MINUTES  
September 13, 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 Microsoft Teams on September 13, 2024.

**MEMBERS PRESENT**

Dr. Shannon Johnson  
Dr. Kelly Cooper-Henson  
Dr. Rachael Kuperus  
Dr. Michael Pugh joined at 12:05 p.m.  
Dr. Chad Henderson joined at 12:13 p.m.

**DEPARTMENT OF PROFESSIONAL LICENSING**

Kristen Lawson, DPL Commissioner  
April Alsabrook, Administrative Section Supervisor  
Ashley Cotton, Board Specialist  
Jenna Wells, Administrative Specialist

**OTHERS**

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

**GUESTS**

Dr. Rachel Wendt, KAC

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**CALL TO ORDER**

Dr. Johnson called the meeting to order at 12:03 p.m.

**MINUTES**

A motion was made by Dr. Kuperus to approve the minutes from the August 9, 2024, board meeting. Motion seconded by Dr. Cooper-Henson, carried.

**FINANCIAL STATEMENT**

The board reviewed the July and August 2024 financial statements. No action taken.

**DPL UPDATE**

No report.

**LEGAL COUNSEL**

No report.

**OLD BUSINESS**

**NEW BUSINESS**

The Accreditation Actions Announcement was reviewed. No action taken.

The CE and Travel-to-Treat Inquiry was reviewed. Dr. Johnson made a motion to have legal counsel draft letter notifying the inquirer that they can provide hands on technique for educational proposes, but they would need to contact their malpractice insurance company regarding specific coverage. Motion seconded by Dr. Cooper-Henson, carried.

Dr. Henderson made a motion to have Dr. Johnson present at the KAC Annual Business Meeting with Board updates. Motion seconded by Dr. Cooper-Henson, carried.

The PCP Inquiry was reviewed. Dr. Kuperus made a motion to have legal counsel draft letter stating that the Board has no authority over insurance companies and to review KRS 304.17A-175. Motion seconded by Dr. Cooper-Henson, carried.

The Scope of Practice Inquiry was reviewed. Dr. Kuperus made a motion to refer the inquirer to the Kentucky Association of Chiropractors or Kentucky Chiropractic Society. Motion seconded by Dr. Johnson, 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:

The proposed regulations changes to 201 KAR 21:001 (15), 201 KAR 21:041, and 201 KAR 21:070 were reviewed. Dr. Johnson made a motion to accept changes and move forward with the regulation change process. Motion seconded by Dr. Henderson, carried.

Manipulation of Animals is ongoing.

### **COMPLAINTS COMMITTEE**

The Complaints Committee presented the following recommendations:

- **A.F. Self-Report** – Legal counsel draft letter to licensee regarding self-report and agreed order.
- **H.W. Self-Report** – Legal counsel draft letter to licenses requesting an update on the next two licensure renewals for proof of active attendance of DUI classes and to provide certificate of completion once classes are completed.
- **J.S. Lawsuit** – Ongoing.
- **M.Q. Self-Report** – Legal counsel draft letter to licensee requesting patient records and updates on civil case.
- **J.M. Inquiry – Massage Therapy** – Dismissed without prejudice due to no violations of the Kentucky Board of Chiropractic Examiners’ Laws or Regulations.
- **2021KBCE00001** – Ongoing. Early stages of 13B Hearing procedure.
- **T.P. Incomplete Jurisprudence** – Proceed with 13B Hearing.

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

The Complaints Committee recommended to the Board that a minimum of 2 board members on the Complaints Committee have access and report to CINBAD. Dr. Henderson made a motion to approve recommendation. Motion seconded by Dr. Cooper-Henson, carried. Dr. Henderson amended motion to include access to report to NPDB. Motion seconded by Dr. Cooper Henson, carried.

### **TRAVEL AND PER DIEM**

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

- Dr. Johnson – July 25, 2024 (Special Complaints Committee Meeting), August 9, 2024 (Special Board Meeting), September 5, 2024 (Complaints Committee Meeting), and September 13, 2024 (Board Meeting).
- Dr. Henderson – September 12, 2024 (Regulations Committee Meeting), and September 13, 2024 (Board Meeting).
- Dr. Kuperus – July 25, 2024 (Special Complaints Committee Meeting), August 9, 2024 (Special Board Meeting), September 5, 2024 (Complaints Committee Meeting), September 12, 2024 (Regulations Committee Meeting), and September 13, 2024 (Board Meeting).
- Dr. Cooper-Henson – August 9, 2024 (Special Board Meeting), August 17, 2024 (3 hours – Applications Review), August 30, 2024 (3.25 hours – Applications Review), September 12, 2024 (4 hours – Applications Review), and September 13, 2024 (Board Meeting).
- Dr. Pugh – August 9, 2024 (Special Board Meeting) and September 13, 2024 (Board Meeting).

Motion seconded by Dr. Kuperus, carried.

The next Board Meeting is scheduled for November 15, 2024, at 12pm EST.

### **ADJOURN**

A motion was made by Dr. Kuperus to adjourn the meeting at 12:50 p.m. Motion seconded by Dr. Johnson, carried.



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Dr. Shannon Johnson, President