

**KENTUCKY BOARD OF CHIROPRACTIC EXAMINERS
SPECIAL MEETING MINUTES
January 10, 2020**

A meeting of the Kentucky Board Chiropractic Examiners was held at the Department of Public Licensing located at 500 Mero Street, Frankfort, KY 40601 on January 10, 2020.

MEMBERS PRESENT

Dr. Jeffery Smith
Dr. Eric Davis
Dr. James England
Dr. Kelly Cooper-Henson
Dr. Chad Henderson

DEPARTMENT OF PROFESSIONAL LICENSING

Tasha Stewart, Board Administrator
Isaac VanHoose, Commissioner
Chessica Nation, Administrative Supervisor
Courtney Cook, Operations

GUESTS

Terri Byers-Abston, KCS
Nick Payne, KAC

OTHERS

David Trimble, Legal Counsel

CALL TO ORDER

Dr. Smith called the meeting to order at 9:31 a.m.

MINUTES

A motion was made by Dr. Davis to approve the minutes from the November 1, 2019 board meeting. Motion seconded by Dr. England, carried.

FINANCIAL STATEMENT

The Board reviewed fiscal year 2019 November and December financial statements.

DPL UPDATE

Commissioner VanHoose welcomed the Board to the new Mayo-Underwood building and announced that the Legislative session has begun. If anything comes up that will affect the Board, DPL will let the members know. VanHoose encouraged the members to use the legal services available if the Associated Press contacts them.

LEGAL COUNSEL

Mr. Trimble explained an ongoing situation concerning billing issues with dry needling services performed by chiropractors. The Board declined to write a letter on the matter, but encouraged those seeking more information to contact the trade organizations.

OLD BUISNESS

The Applications Committee (Dr. Henderson and Dr. Davis) reported their research on PACE, which will help streamline the continuing education applications process. Their recommendation was to utilize PACE as a pre-check and leave the path open for direct submissions to the Board. Dr. Smith made a motion to accept their recommendation. Motion seconded by Dr. England, carried.

The Board reviewed the shockwave machine reply and found the education obtained does not meet the Board's standards. A cease and desist letter will be issued by Mr. Trimble until the owner can present appropriate, post-graduate training on the machine.

The Regulations Committee presented a draft of the Board's regulations with the proposed changes. Mr. Trimble will also complete a draft before the next meeting.

The Applications Committee also presented a new continuing education form. The voluntary form will work to streamline the application process. The Committee made a motion to utilize the form for continuing education applications. Motion seconded by Dr. England, carried.

Dr. Davis made a motion to elect Dr. Smith as the Board's ethics officer. Motion seconded by Dr. Henderson, carried.

NEW BUSINESS

The Board reviewed an Alabama settlement and a liability claim. No action was taken as both were only informational in nature.

A continuing education special request was denied due to regulatory restrictions. The Board decided licensees cannot fulfill their annual CE requirement by teaching a course. Mr. Trimble will draft correspondence.

The Board nominated Dr. England as the delegate for the National Board of Chiropractic Examiners business meeting in April 2020. Dr. Henderson will serve as the alternate delegate.

The Board reviewed an extension request for a closed agreed order. The Board will allow for an extension through May 31, 2020 to complete the Ethics and Boundaries course as stipulated in the agreed order. The licensee must immediately implement a payment plan.

The Board confirmed that recorded field visits are not currently taking place. The Board also wants licensees to continue to register their facility, but only if it is a clinic. Online registration will suffice for offices.

APPLICATIONS COMMITTEE

The Applications Committee reported the application review process is going well.

Administrator Stewart reported a total of 1,063 inactive and active licensees. As of the report run time, 65 licensees have completed their annual renewal.

COMPLAINTS COMMITTEE

14-027 – ongoing

19-001 – closed

19-003 - ongoing

2019KBCE00005 – ongoing

2019KBCE00007 – ongoing

2019KBCE00008 – ongoing

2019KBCE00012 - ongoing

A motion was made by Dr. Davis to accept the recommendations of the complaints committee. Motion seconded by Dr. Smith, carried.

TRAVEL AND PER DIEM

A motion was made by Dr. Davis to approve the January 10, 2020 travel and per diem. Motion seconded by Dr. Henderson, carried.

ADJOURN

A Motion was made by Dr. England to adjourn the meeting at 11:36 a.m. Motion seconded by Dr. Henderson, carried.



Dr. Jeffery Smith, Chair