



Matt Blunt, Governor
State of Missouri

Alison Craighead, Director
Division of Professional Registration

Gregory A. Steinhoff, Director
Department of Economic Development

STATE BOARD OF CHIROPRACTIC EXAMINERS
3605 Missouri Boulevard
P. O. Box 672
Jefferson City, MO 65102-1335
Telephone 573/751-2104
Fax 573/751-0735
800-735-2966 TTY Relay Missouri
800-735-2466 Voice Relay Missouri
chiropractic@pr.mo.gov

Loree V. Kessler, MPA
Executive Director

Open Meeting Notice

**State Board of Chiropractic Examiners
September 22, 2005 – 8:00 a.m.
Division of Professional Registration
3605 Missouri Boulevard - Jefferson City Missouri**

Notification of special needs as addressed by the American with Disabilities Act should be forwarded to the Missouri State Board of Chiropractic Examiners, P. O. Box 1335, 3605 Missouri Boulevard, Jefferson City, Missouri 65102 or by calling (573) 751-2104 to ensure available accommodations. The text telephone for the hearing impaired is (800) 735-2966.

Except to the extent disclosure is otherwise required by law, the Missouri State Board of Chiropractic Examiners is authorized to close meetings, records and votes, to the extent they relate to the following: Sections 610.021(1), (3), (5), (7), (12), (13) and (14), RSMo, and Section 620.010.14(7) RSMo.

The Board may go into closed session at any time during the meeting. If the meeting is closed the appropriate section will be announced to the public with the motion and vote recorded in open session minutes.

Please see attached tentative agenda for this meeting.

Attachment

Tentative Open Session Agenda

Missouri State Board of Chiropractic Examiners
September 22, 2005 – 8:00 a.m.
Division of Professional Registration
3605 Missouri Boulevard, Jefferson City Missouri

Call to Order	Dr. Gerstein
Roll Call	Dr. Gerstein
Approval of Agenda	
1. Approval of Minutes	
• Mail Ballot of May 26, 2005	
• Mail Ballot of May 27, 2005	
• Board Meeting of June 16, 2005	
• Mail Ballot of July 8, 2005	
• Mail Ballot of August 5, 2005	
• Mail Ballot of August 12, 2005	
• Mail Ballot of August 19, 2005	
• Mail Ballot of August 26, 2005	
• Mail Ballot of August 30, 2005	
2. Financial Report	Loree Kessler
3. Legislative Report	Loree Kessler & Greg Mitchell
• Practice Act	
• Subpoena Power (Meeting handout)	
• Naturopathy (No materials)	
4. Specialty Certification	
• Correspondence from Missouri Association of Osteopathic Physicians and Surgeons	
5. Videofluoroscopy	
• Correspondence of August 23, 2005	
6. ACN Group	Greg Mitchell
7. DMX (Dynamic/Digital Motion X-Ray)	
• Correspondence of August 15, 2005	
8. Online Continuing Education University of Bridgeport - Dr. Paul Powers	
• Conference Call at 9:00 a.m.	
9. National Board Part IV Exams (No materials)	

Motions to Close

Section 610.021 subsection (14) and 620.010.14 subsection (7) RSMo for the purpose of discussing investigative reports and/or complaints and/or audits and/or other information pertaining to the licensee or applicant.

Section 610.021 subsection (1) RSMo for the purpose of discussing general legal actions, causes of action or litigation and any confidential or privileged communications between this agency and its attorney.

Section 610.021 subsection (14) and section 620.010.14 Subsection (7) RSMo for the purpose of discussing applicants for licensure and for the purpose of reviewing and approving closed meeting minutes of one or more previous meetings under the subsections of 610.021 RSMo which authorized this agency to go into closed session during those meetings.

Adjournment

OPEN SESSION MINUTES

**Missouri State Board of Chiropractic Examiners
September 22, 2005 – 8:00 a.m.
Division of Professional Registration
3605 Missouri Boulevard, Jefferson City Missouri**

The Missouri State Board of Chiropractic Examiners was called to order in open session at 8:08 a.m. on September 22, 2005 by Dr. Larry Gerstein, Board President at the Division of Professional Registration, 3605 Missouri Boulevard, Jefferson City, Missouri.

Members Present

Larry Gerstein, D.C., President
Mary Holyoke, D.C., Secretary
Julie Robinson, Public Member
Lee Richardson, D.C.
Jack Rushin, D.C.

Member Absent

Homer Thompson, D.C. (Dr. Thompson had advised the board he would be unable to attend the meeting due to a schedule conflict.)

Staff Present

Loree Kessler, Executive Director
Jeanette Stuenkel, Executive I
Greg Mitchell, General Counsel

Visitors

Paul Foster, D.C. , President of MSCA
James Scott, D.C., Past President MSCA
Kathleen Wilcoxson, Executive Director MSCA
Ralph Barrale, D. C., Logan College of Chiropractic
Michael Shanks, D.C., Cleveland College of Chiropractic

Dr. Gerstein stated he would be voting in open and closed sessions.

A motion was made by Dr. Holyoke and seconded by Dr. Richardson to approve the open session agenda adding a discussion regarding documenting continuing education attendance from Logan College. Motion carried unanimously.

A motion was made by Dr. Richardson and seconded by Dr. Rushin to approve the open session minutes as follows;

Mail Ballot of May 26, 2005	Mail Ballot of August 26, 2005
Mail Ballot of May 27, 2005	Mail Ballot of August 30, 2005
Board Meeting of June 16, 2005	Mail Ballot of August 19, 2005
Mail Ballot of July 8, 2005	Mail Ballot of August 12, 2005
Mail Ballot of August 5, 2005	

Motion carried unanimously.

<p>Financial Report – A motion was made by Ms. Robinson and seconded by Dr. Richardson to approve the financial report. Motion carried unanimously.</p>
--

Legislative Report – No official action
Practice Act – The board reviewed the information assembled by counsel regarding the practice acts of various states. No official action taken.
Subpoena Power – The board instructed the executive director to work with counsel on drafting legislation authorizing subpoena power.
Naturopathy – The executive director provided an overview of the interim subcommittee hearing on naturopathy. Dr. Barrale stated he had provided testimony along with the medical and osteopathic associations in opposition to legislation.
Specialty Certification – The executive director provided a copy of the correspondence from the Missouri Association of Osteopathic Physicians and Surgeons concerning the regulatory language addressing specialties. No official action taken.
Videofluoroscopy – The board reviewed the correspondence from the Spine Research Institute of San Diego and instructed the executive director to send a copy of the letter to Dr. Kettner at Logan College and Dr. Whitehead and Cleveland Chiropractic College requesting a response to the letter addressing VF technology.
ACN Group – The board reviewed the information regarding ACN and was informed that the Department of Insurance was conducting an investigation at this time. Counsel was instructed to monitor this matter and continue to share information with MSCA general counsel.
DMX (Dynamic/Digital Motion X-Ray) – The executive director was instructed to send a copy of the letter regarding DMX or dynamic digital motion x-ray to the chiropractic colleges in Missouri for review and are response and/or recommendation to the board.
At 9:04 a.m. the board took a brief recess and reconvened at 9:18 a.m.
Online Continuing Education University of Bridgeport – At 9:18 a.m. Dr. Paul Powers joined the open session meeting via telephone conference call. Dr. Powers provided an overview of a recent study regarding continuing education delivered online as well as updating the board concerning questions from a June 27, 2005 letter. A motion was made by Dr. Holyoke and seconded by Ms. Robinson to accept the University of Bridgeport's online continuing education for didactic hours. Motion carried unanimously. Dr. Gerstein reiterated that online continuing education would require any provider to submit an application to the board for review and approval. Dr. Gerstein asked that Dr. Rushin, Dr. Holyoke, Dr. Barrale, Dr. Shanks, and Dr. Foster serve on a subcommittee to draft a regulation concerning online continuing education. A meeting or conference call would be scheduled sometime in October.
National Board Part IV Exams – Dr. Gerstein and Dr. Rushin were designated to serve as associate examiners on behalf of the State Board for the Part IV examination in November. Dr. Holyoke indicated she would also serve as an associate examiner at the request of Dr. Roedel.
Continuing Education Attendance – Dr. Barrale provided an overview to the board regarding the use of a scan card or thumb print system in lieu of a sign in sheet to monitor attendance at post graduate continuing education seminars. The board determined that such monitoring was acceptable.

Chiropractic Specializations – Dr. Shanks explained to the board that both chiropractic colleges in Missouri were considering a post doctorate course of study in sports chiropractic. The board and college representatives discussed the number of hours of such a specialty and if the course of study consisted of 300 hours it would mirror other specialty areas. Both schools agreed to develop more information and keep the board apprised as the course of study would likely be submitted for recognition as a specialty area.

Dr. Foster reminded meeting attendants that the MSCA board meeting was scheduled for October 29 beginning at 12 noon.

At 9:37 a.m. the board took a break and reconvened in open session at 9:53 a.m.

At 9:54 a.m., a motion was made by Dr. Holyoke and seconded by Dr. Richardson to convene in closed session pursuant to section 610.021 subsection (14) and 620.010.14 subsection (7) RSMo for the purpose of discussing investigative reports and/or complaints and/or audits and/or other information pertaining to the licensee or applicant, section 610.021 subsection (1) RSMo for the purpose of discussing general legal actions, causes of action or litigation and any confidential or privileged communications between this agency and its attorney, and section 610.021 subsection (14) and section 620.010.14 Subsection (7) RSMo for the purpose of reviewing and approving closed meeting minutes of one or more previous meetings under the subsections of 610.021 RSMo which authorized this agency to go into closed session during those meetings. Board Members voting aye: Dr. Holyoke, Ms. Robinson, Dr. Rushin, Dr. Richardson, and Dr. Gerstein. Motion carried unanimously.

At 4:07 p.m., a motion was made by Ms. Robinson and seconded by Dr. Richardson to convene in open session and adjourn the meeting. Board Members voting aye: Dr. Holyoke, Ms. Robinson, Dr. Rushin, Dr. Richardson, and Dr. Gerstein. Motion carried unanimously.



Executive Director

Approved by Board November 17, 2005