



Matt Blunt
Governor
State of Missouri

David T. Broeker, Director
DIVISION OF PROFESSIONAL REGISTRATION

Department of Insurance
Financial Institutions
and Professional Registration
Douglas M. Ommen, Director

STATE BOARD OF CHIROPRACTIC EXAMINERS
3605 Missouri Boulevard
P.O. Box 672
Jefferson City, MO 65102-0672
573-751-2104
573-751-0735 FAX
800-735-2966 TTY Relay Missouri
800-735-2466 Voice Relay Missouri
chiropractic@pr.mo.gov

Loree V. Kessler, MPA
Executive Director

**Missouri State Board of Chiropractic Examiners
March 15, 2007 – 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
March 15, 2007 – 8:00 a.m.
Division of Professional Registration
3605 Missouri Boulevard - Jefferson City, Missouri**

Call to Order	Dr. Richardson
Roll Call	Executive Director
Approval of Agenda	
1. Approval of Minutes	
• November 17, 2006 Mail Ballot	
• December 14, 2006 Board Meeting	
• December 28, 2006 Mail Ballot	
• January 5, 2007 Mail Ballot	
• January 10, 2007 Conference Call	
• January 12, 2007 Mail Ballot	
• January 26, 2007 Mail Ballot	
2. Financial Report	
3. HealthLink / Fee Splitting	
4. Missouri Association of Osteopathic Physicians & Surgeons	
• Correspondence of January 29, 2007	
TRAVEL & MEETINGS	
5. NBCE	
• Part IV Exams (May and November)	
• Part IV Committee Testing	
• NBCE Annual Business Meeting Luncheon	
• FCLB Meeting	
MISCELLANEOUS	
Application Review (No materials)	
License Renewal Information (Handout)	

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. 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.

OPEN SESSION MINUTES
Missouri State Board of Chiropractic Examiners
March 15, 2007 – 8:00 a.m.
Division of Professional Registration
3605 Missouri Boulevard – Jefferson City, Missouri

At 8:12 a.m., the Missouri State Board of Chiropractic Examiners was called to order by Dr. Lee Richardson, Board President, at the Missouri Division of Professional Registration, 3605 Missouri Boulevard, Jefferson City, Missouri. The Executive Director facilitated roll call.

Board Members Present

Lee Richardson, D.C., President
Jack Rushin, D.C., Secretary
Julie Robinson, RN, Public Member
Rick James, D.C.
Larry Gerstein, D.C.
Homer Thompson, D.C.

Staff Present

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

Visitors

Kathleen Willcoxson, MSCA Executive Director
Mo McCullough (via telephone)

Dr. Richardson stated he would be voting in open and closed session.

A motion was made by Dr. Gerstein and seconded by Ms. Robinson to approve the open session agenda adding a discussion regarding Acupuncture Advisory Committee, legislation, and continuing education. Motion carried unanimously.

A motion was made by Dr. Rushin and seconded by Ms. Robinson to approve the open session minutes of the following; November 17, 2006 bail ballot, December 14, 2006 Board Meeting, December 28, 2006 mail ballot, January 5, 2007 mail ballot, January 10, 2007 Conference Call, January 12, 2007 mail ballot, and January 26, 2007 mail ballot. Motion carried unanimously.

Financial Report – Sherry Hess, Director of Accounting for the division provided an overview of fund projections for the upcoming fiscal year. Based upon the revenue from applications and renewals, as well as sharing expenses with other boards and committees within the division, it was noted that some funds may sweep to general revenue, even with the reduction in the biennial renewal fee. A motion was made by Ms. Robinson and seconded by Dr. James to approve the financial report. Motion carried unanimously.

<p>HealthLink / Fee Splitting – Counsel provided an update to the board with no further action taken.</p>
<p>Missouri Association of Osteopathic Physicians & Surgeons –A motion was made by Dr. Gerstein and seconded by Dr. Rushin to respond to the letter. Dr Gerstein withdrew his motion and Dr. Rushin with his second. The board instructed the executive director to state that the board had table further discussion and does not make position statements regarding practice act legislation.</p>
<p>TRAVEL & MEETINGS</p>
<p>Part IV Exams (May and November) – Dr. Gerstein and Dr. Thompson would serve as associate examiners at the May exam with November examiners to be determined at later date.</p>
<p>Part IV Committee Testing – Dr. Thompson indicated an interest in attending the meeting in Greeley, Colorado.</p>
<p>NBCE Annual Business Meeting Luncheon – All board members attending the annual meeting will attend the luncheon.</p>
<p>FCLB Meeting – Dr. Richardson will serve as the voting delegate to FCLB and NBCE and Dr. Rushin will serve as Missouri’s alternate delegate.</p>
<p>MISCELLANEOUS</p>
<p>Application Review – The executive director and executive I explained the application review process. A motion was made by Dr. Gerstein and seconded by Dr. James that information on an application that needed specific attention of a board member placed in bold print, furthermore mail ballots must be returned to the board office in a week. Late ballots will not be counted in the board vote. Motion carried unanimously.</p> <p>The board indicated that staff needed to monitor processing time over the next two months to determine if these steps improved response time.</p>
<p>License Renewal Information – The executive director provided a list of licensees that did not renew the license during the most recent biennial cycle. The board instructed the executive director to send a letter to the former licensees to cease and desist practicing. Additionally, the list of licensees that did not renew would be posted on the board’s web site.</p>
<p>Acupuncture Advisory Committee Update – The executive director and Dr. James provided an update regarding increasing cases and inquiries involving ear stapling or ear banding and steps taken by the advisory committee to curtail such activities.</p> <p>The executive director reported that the biennial renewal fee of \$300 needed to be reduced to \$75 based upon the current fund balance and annual projections. A motion as made by D. Gerstein and seconded by Ms. Robinson to approve a resolution concerning the reduction of the biennial renewal fee and advise the division accordingly. Motion carried unanimously.</p>
<p>Continuing Education – The board reviewed the information concerning how continuing education applications are processed by staff. A motion was made by Dr. Gerstein and seconded by Ms. Robinson to amend the process as follows:</p> <ul style="list-style-type: none"> Incomplete CE applications are denied and returned to the CE provider. Charge a \$100 fee for a denied CE application. This will require an amendment to the regulations Provide a checklist for CE providers to use to insure the application is complete The board will no longer accept a faxed application, correction, or vitae <p>Motion carried unanimously.</p> <p>Additionally, providers need to be instructed to place all instructor vitas/resumes in the order of the seminars on the application.</p>

At 9:31 a.m., the board took a recess and reconvened at 9:50 a.m.

At 9:50 a.m., a motion was made by Dr. Gerstein and seconded by Dr. Rushin 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 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. Rushin, Ms. Robinson, Dr. Gerstein, Dr. James, Dr. Thompson, and Dr. Richardson. Motion carried unanimously.

At 10:18 a.m. a motion was made by D. Gerstein and seconded by Dr. James to convene in open session. Board members voting aye: Dr. Rushin, Ms. Robinson, Dr. Gerstein, Dr. James, Dr. Thompson, and Dr. Richardson. Motion carried unanimously.

Legislation – Mo McCullough provided an update regarding the status of HB 233 which is the scope of practice language stating as it was reported “do pass” by the Special Committee on Professional Registration on March 6th and referred to Rules Committee.

The executive director reported that HB 873 clarifying the undergraduate education requirements for applicants had been second read in the House; however, no hearing had been scheduled.

At 10:48 a.m., a motion was made by Dr. Gerstein and seconded by Ms. Robinson 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 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. Rushin, Ms. Robinson, Dr. Gerstein, Dr. James, Dr. Thompson, and Dr. Richardson. Motion carried unanimously.

At 1:43 p.m., a motion was made by Dr. Rushin and seconded by Dr. James to convene in open session. Board members voting aye: Dr. Rushin, Ms. Robinson, Dr. Gerstein, Dr. James, Dr. Thompson, and Dr. Richardson. Motion carried unanimously.

At 1:45 p.m., a motion was made by Dr. Gerstein and seconded by Dr. Rushin to adjourn the meeting. Board members voting aye: Dr. Rushin, Ms. Robinson, Dr. Gerstein, Dr. James, Dr. Thompson, and Dr. Richardson. Motion carried unanimously.



Executive Director

Approved by Board on June 14, 2007