

Jeremiah W. (Jay) Nixon
Governor
State of Missouri

Jane A. Rackers, Division Director
DIVISION OF PROFESSIONAL REGISTRATION

Department of Insurance
Financial Institutions
and Professional Registration
John M. Huff, 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

**State Board of Chiropractic Examiners
Tentative Agenda
March 12, 2009 – 8:00 a.m.
Division of Professional Registration
3605 Missouri Boulevard - Jefferson City, Missouri**

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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: Chapter 610.021 subsections (1), (3), (5), (7), (13), (14), and Chapter 324.001.8 and 324.001.0 RSMo.

The Board may convene in 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 agenda for this meeting.

Attachment

OPEN AGENDA
Tentative Agenda
March 12, 2009 – 8:00 a.m.
Division of Professional Registration
3605 Missouri Boulevard - Jefferson City, Missouri

Call to Order	Dr. Homer Thompson, Board President
Approval of Agenda	
1. Approval of Minutes	
<ul style="list-style-type: none"> • January 7, 2009 conference call minutes • January 14, 2009 conference subcommittee Injectable Nutrients conference call • January 14, 2009 conference call minutes 	
2. Financial Report	
3. Missouri State Board of Chiropractic Examiners vs Jeffrey M. Erwin, D.C.	
<ul style="list-style-type: none"> • Disciplinary Hearing 9:30 a.m. 	
4. Oxygen	Dr. Thompson
HIPPA Regulations (No Materials)	Dr. Carver
5. Missouri Board of Nursing Home Administrators	
<ul style="list-style-type: none"> • Chiropractors Treating in Nursing Homes 	
6. John Saman	
<ul style="list-style-type: none"> • Correspondence from February 19, 2009 	
7. American Registry of Radiologic Technologists	
<ul style="list-style-type: none"> • Response from Cleveland Chiropractic College • Clarification Request from Dr. Barrale 	
Injectibles Nutrients Update	
8. Continuing Education Forms	
9. Upcoming Meetings	
<ul style="list-style-type: none"> • NBCE May Part IV Exams (deadline March 27, 2009) 	

<ul style="list-style-type: none"> • Part IV Test Committee Meeting
<ul style="list-style-type: none"> • NBCE November Part IV Exams
<ul style="list-style-type: none"> • NBCE 2009 Annual Meeting (deadline April 24, 2009_

Motions to Close

Section 610.021 subsections (14), 324.001.8 and 324.001.9 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 action, causes of action or litigation and any confidential or privileged communication 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 subsection 610.021 RSMo which authorizes this agency to go into closed session during those meetings.

OPEN SESSION MINUTES
Missouri State Board of Chiropractic Examiners
March 12, 2009 – 8:00 a.m.
Division of Professional Registration
3605 Missouri Boulevard – Jefferson City, Missouri

At 8:05 a.m., the Missouri State Board of Chiropractic Examiners meeting was called to order by Dr. Homer Thompson, Board President, at the Missouri Division of Professional Registration, 3605 Missouri Boulevard, Jefferson City, Missouri. The Executive Director facilitated roll call.

Board Members Present

- Homer Thompson, D.C., President
- Rick James, D.C., Secretary
- Paul Nahon, Public Member
- Gary Carver, D.C.
- William Madosky, D.C.
- Jack Rushin, D.C.

Staff Present

- Loree Kessler, Executive Director
- Jeanette Wilde, Executive I
- Greg Mitchell, Counsel

Visitors

- Kathleen Wilcoxson, MPA, Executive Director MSCA
- Dr. Jack Kessinger
- Dr. Derrick Kirchner

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

A motion was made by Dr. Carver and seconded by Dr. James to approve the open session agenda. Motion carried unanimously.

A motion was made by Dr. Carver and seconded by Dr. James to approve the open session minutes of the January 7 and 14, 2009 conference calls, and the January 14, 2009 subcommittee on injectable nutrients conference call. Motion carried unanimously.

Financial Report

The board reviewed the financial report noting that a final tally of revenue from the most recent cycle would be included in the June meeting. A motion was made by Dr. Carver and seconded by Dr. Madosky to approve the financial report. Motion carried unanimously.

Oxygen Utilization

The board reviewed the information provided by the executive director regarding utilization of oxygen within a chiropractic physician's office. It was recommended this information be included in the upcoming newsletter.

HIPPA Regulations

Dr. Carver explained that he receives questions from practitioners and during continuing education presentations. The board discussed the confusion that can result from numerous federal and state regulations concerning disclosure of records to insurance companies, patients etc. No official action taken by the board.

Providing Chiropractic Services in Nursing Homes

The board reviewed the correspondence from the Missouri Board of Nursing Home Administrators and recommended this detail be included in the upcoming newsletter.

Correspondence from John Saman

The board instructed the executive director to send a copy of the law and regulations to Mr. Saman.

American Registry of Radiologic Technologists

Discussion was tabled until a response from Logan University is received.

Injectable Nutrients Update

Dr. Jack Kessinger and Dr. Derrick Kirchner provided an overview of a twenty-four hour continuing education course regarding injectable nutrients. A handout was provided to the board that covered content of the course. The board discussed attending the course in the near future and Dr. Thompson and Dr. Carver indicated an interest in attending. No official action taken by the board.

At 9:20 a.m. the Board took a recess and reconvened at 9:37 a.m.

Missouri State Board of Chiropractic Examiners vs Jeffrey M. Erwin, DC

At 9:37 a.m. the Board conducted a disciplinary hearing regarding Dr. Erwin's license to practice. The hearing concluded at 10:07 a.m.

At 10:07 a.m., a motion was made by Dr. Carver and seconded by Dr. James to convene in closed session pursuant to section 610.021 subsections (14), 324.001.8 and 324.001.9 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 action, causes of action or litigation and any confidential or privileged communication 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 subsection 610.021 RSMo which authorizes this agency to go into closed session during those meetings. Board members voting aye: Dr. James, Dr. Thompson, Mr. Nahon, Dr. Madosky, Dr. Carver and Dr. Rushin. Motion carried unanimously.

At 10:58 a.m., a motion was made by Dr. Carver and seconded by Dr. James to convene in open session. Board members voting aye: Dr. James, Dr. Thompson, Mr. Nahon, Dr. Madosky, Dr. Carver and Dr. Rushin. Motion carried unanimously.

Continuing Education Forms

The board requested Dr. Madosky work with staff on any changes to the application used by continuing education providers and provide a draft to the board.

Upcoming Meetings

NBCE Part IV Examinations – Dr. Carver would attend the Kansas City administration with Dr. Madosky attending the St Louis administration.

FCLB and NBCE Annual Meetings – Dr. James is serving as Missouri's voting delegate.

Part IV Test Committee Meeting – Dr. James expressed an interest in attending the meeting in Greeley, Colorado.

NBCE November Part IV Examination – Board members were reminded of the administration dates of November 13-15, 2009

At 11:08 a.m., a motion was made by Dr. James and seconded by Dr. Carver to convene in closed session pursuant to section 610.021 subsections (14), 324.001.8 and 324.001.9 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 action, causes of action or litigation and any confidential or privileged communication 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 subsection 610.021 RSMo which authorizes this agency to go into closed session during those meetings. Board members voting aye: Dr. James, Dr. Thompson, Mr. Nahon, Dr. Madosky, Dr. Carver and Dr. Rushin. Motion carried unanimously.

At 2:58 p.m. a motion was made by Dr. Carver and seconded by Mr. Nahon to convene in open session and adjourn the meeting. Board members voting aye: Dr. James, Dr. Thompson, Mr. Nahon, Dr. Madosky, Dr. Carver and Dr. Rushin. Motion carried unanimously.



Executive Director

Approved by Board on June 4, 2009