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**State Board of Chiropractic Examiners
Subcommittee on Injectable Nutrients
OPEN AGENDA
Tentative Agenda
May 13, 2010 – 12:30 p.m.
Drury Plaza Hotel – Chesterfield
355 Chesterfield Center East – Chesterfield, Missouri**

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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

**State Board of Chiropractic Examiners
 Subcommittee on Injectable Nutrients
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Introductions, Welcome, Meeting Purpose	Dr. Jack Rushin, State Board Member
Missouri, Oklahoma, and New Mexico Overview	Greg Mitchell, Board Counsel
Regulatory Process Overview	Loree Kessler, Executive Director
Discussion (No materials)	
<ul style="list-style-type: none"> • Delivery method IV versus injection • Products <ul style="list-style-type: none"> ○ Amino acids ○ Nutrients (definition) ○ Vitamins ○ Saline • Preparation Differentiation (Compounding, Mixing, Blending) - Pharmacy Regulation • Sources of products (FDA approved) • Criterion used by vendors in selling products 	
Summary	
<ul style="list-style-type: none"> • Additional Research • Future Meeting 	

OPEN SESSION MINUTES
Missouri State Board of Chiropractic Examiners
Subcommittee on Nutrient Administration
May 13, 2010 – 12:30 p.m.
Drury Plaza Hotel
355 Chesterfield Center East - Chesterfield, Missouri

On May 13, 2010, at 12:55 p.m., the Subcommittee on Nutrition Administration convened at the Drury Plaza Hotel, located at 355 Chesterfield Center East, Chesterfield, Missouri.

Meeting Attendants

Jack Rushin, DC Missouri State Board of Chiropractic Examiners
Dennis Baker, DC
Jack Kessinger, DC
Virginia Kessinger
Darren Kirchner, DC
Kelley Kirchner, DC
Loree Kessler, Executive Director
Jeanette Wilde, Executive I
Greg Mitchell, Board Counsel

Dr. Rushin provided opening remarks regarding the subcommittee's agenda noting that various health professions change and advance various treatments. Such a format exists in the specialty law and applicable regulations. Dr. Rushin explained he recently survey MDs and hospitals within Butler County regarding the utilization of nutrients via injection or IV and found no one was providing this form of nutrient therapy.

Mr. Mitchell provided an overview of the Oklahoma, New Mexico, and Missouri laws noting the broad scope of practice defined by the Oklahoma regulation and corresponding enabling legislation of the statute. Similarly, New Mexico's statutory provision authorizes advanced chiropractic physicians. Conversely, Missouri's scope of practice prohibits, "...the administration or prescription of any drug or medicine." As relayed in a conference with the FDA earlier in the year, the federal government opined that nutrients delivered via injection were considered drugs.

Dr. Darren Kirchner added that in his conversation with an FDA pharmacist located in Washington, DC, the dilemma was defining the term "drug" in a clinical setting citing definitions from the FDA and PDR.

Ms. Kessler, provided an overview of the steps in the rulemaking process highlighting regulatory amendments are reviewed by the division, department, Governor's office, Secretary of State, and Joint Committee on Administrative Rules. Additionally, private and public sector fiscal notes are required along with an impact statement regarding small business.

Dr. Rushin outlined the following central issues to be addressed;

- How the specialty area falls within the scope of practice and is not an effort to expand the scope of practice
- Meaning of the statutory language "approved by the board" in section 331.010 RSMo

- Identify a means for DCs to administer certain elements noting the application method has changed to include a “travel medium”.
- Standard practices
- Address compounding, mixing, blending
- Contraindications
- Produce storage
- Training
- Mandatory liability insurance for this certification
- Applicability of Big Government Get Off My Back Act

During the course of discussion clarification was requested concerning the availability of products and whether such products could be purchased by a consumer without a prescription from an MD/DO. Dr. Kirchner indicated that various drug companies can provide products to DCs or consumers. If such products are available without a prescription, the subcommittee would be able to address the issue of section 331.010 RSMo relating to prescription prohibition.

The subcommittee requested Dr. Kirchner provide ten to fifteen scholarly works relating to the safety and efficacy of alternative nutrient administration in addition to the information provided by Drs. Kessinger and Kirchner.

Considering the upcoming board meeting June 10th, the subcommittee requested counsel and the executive director assemble a rough draft as quickly as possible to send to the board members with copies to the subcommittee. Additionally, Dr Rushin requested subcommittee members contact fellow practitioners and the state association regarding the efforts of the subcommittee.

The subcommittee adjourned at 3:20 p.m.



Executive Director

Approved by Board on June 10, 2010