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Executive Director

**STATE BOARD OF CHIROPRACTIC EXAMINERS  
OPEN SESSION TENTATIVE AGENDA  
MARCH 6, 2014 – 8:00 A.M.  
BRYDON, SWEARENGEN AND ENGLAND  
312 EAST CAPITOL AVE, 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 324.001.9 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

Amended agenda posted 1/8/14 5:13 p.m.

**STATE BOARD OF CHIROPRACTIC EXAMINERS  
 OPEN SESSION TENTATIVE AGENDA  
 MARCH 6, 2014 – 8:00 A.M.  
 BRYDON, SWEARENGEN AND ENGLAND  
 312 EAST CAPITOL AVE, JEFFERSON CITY MISSOURI**

Call to Order	Dr. Marty Freihaut, President
Roll Call	Executive Director
Approval of Agenda	
1. Approval of Minutes	
• January 15, 2014 Conference Call	
2. Financial Report	
• Renewal Fee – Reduction to \$125	
3. Legislation	
4. Lasers	
5. Regulatory Changes	
• Application for Licensure Rule	
6. Meeting Schedule	
• Part IV Exams	
• Part IV Test Committee – June 6 & 7	
• April – December 2014 Meeting Schedule.	

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 6, 2014 – 8:00 a.m.**  
**Brydon, Swearngen and England**  
**312 East Capitol Avenue - Jefferson City, Missouri**

At 8:07 a.m., the Missouri State Board of Chiropractic Examiners conference call meeting was called to order by Dr. Margaret Freihaut, Board President, at the law offices of Brydon, Swearngen and England located at 312 East Capitol Avenue in Jefferson City. The executive director facilitated roll call.

**Board Members Present**

Margaret Freihaut, D.C., President  
Brian McIntyre, D.C., Secretary  
Gary Carver, D. C.  
Jack Rushin, D.C. (via telephone conference call)

**Staff Present**

Loree Kessler, Executive Director  
Jeanette Wilde, Processing Licensure Supervisor  
Greg Mitchell, Counsel

**Visitor**

Anne Fehr, MSCA Executive Director

Dr. Freihaut stated she would be voting in open and closed session.

A motion was made by Dr. Carver and seconded by Dr. McIntyre to approve the open session agenda. Board members voting aye: Dr. Carver, Dr. Freihaut, Dr. McIntyre and Dr. Rushin. Motion carried unanimously.

A motion was made by Dr. Carver and seconded by Dr. McIntyre to approve the January 14, 2014 open session minutes. Board members voting aye: Dr. Carver, Dr. Freihaut, Dr. McIntyre and Dr. Rushin. Motion carried unanimously.

**Financial Report**

The executive director provided an overview of the income and expenditure projections for the next three fiscal years. The board discussed various scenarios relating to a renewal fee reduction and recommended the executive director incorporate a biennial fee decrease of \$75 into the proposed amendments to the rules to be submitted to the division.

**Legislation**

The board members received an update regarding bills monitored by the division and association. A summary of the information is listed below.

HB 1060 – Licensure of radiology assistants and technicians. Counsel and the executive director worked with the association's attorney in drafting language relating to chiropractic assistants or staff.

Staff was requested to review regulations concerning inspection of x-ray machines.

HB 1145 – Access to standard fee schedules.

HB1370 – Disclosure of medical records. The staff was asked to summarize legislation and counsel to review changes to HIPAA requirements relating to business associates for an article in the board newsletter.

SB 611- Acceptance of payment by medical providers relating to insured accident victims.

### **Laser Utilization**

Counsel was asked to review federal regulations concerning non-invasive lasers and instruments that are approved by the FDA. The executive director noted that the board receives numerous inquiries regarding the utilization of lasers. Following a review of the information gathered by staff that board may want to consider amending 20 CSR 2070-2.020 Diagnostic Procedures and Instruments, relating to lasers that can be used by licensees.

### **Regulatory Changes**

The board reviewed the proposed amendments to the Code of State Regulations and requests for rulemaking to include the inclusion of the biennial fee reduction. A motion was made by Dr. Carver and seconded by Dr. McIntyre to approve the amendments and corresponding requests for rulemaking. Board members voting aye: Dr. Carver, Dr. Freihaut, Dr. McIntyre and Dr. Rushin. Motion carried unanimously.

The board reviewed 20 CSR 2070-2.050(11) regarding the timeframe for applying for licensure and requested staff review the language and request information from other states and provide an overview to the board.

### **Meeting Schedule**

Dr. Carver will be associate examiner for the Part IV examination administered at Palmer Chiropractic College and Dr. Freihaut will be an associate examiner at Logan Chiropractic College.

Dr. McIntyre was designated as the board's representative to the Part IV examination test committee meeting June 6-7 in Greeley, Colorado.

### **Tentative Meeting Schedule**

April 23 12:15 p.m. – Conference call  
June 19 8:00 a.m. Face to face meeting  
August 6 12:15 p.m. – Conference call  
September 25 8:00 a.m. – Face to face meeting

Ms. Fehr reminded board members of the association's legislative day on March 11 and annual convention August 20-23. She encouraged the board and staff to visit the association's recently redesigned website.

At 9:50 a.m., the board took a recess and reconvened at 10:01 a.m.

At 10:01 a.m., a motion was made by Dr. Carver and seconded by Dr. McIntyre to convene in closed session pursuant to section 610.021 subsection (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 actions, causes of actions 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 subsections of 610.021 RSMo which authorizes agencies to go into closed sessions during those meetings. Board members voting aye: Dr. Carver, Dr. Freihaut, Dr. McIntyre and Dr. Rushin. Motion carried unanimously.

At 2:42 p.m., a motion was made by Dr. Carver and seconded by Dr. McIntyre to convene in open session and adjourn. Board members voting aye: Dr. Carver, Dr. Freihaut, Dr. McIntyre and Dr. Rushin. Motion carried unanimously.



Executive Director

Approved by the Board on April 9, 2014