STATE BOARD OF CHIROPRACTIC EXAMINERS
3605 Missouri Boulevard
P.O. Box 672
Jefferson City, MO 65102-0423
E-mail: chiropractic@pr.mo.gov
http://pr.mo.gov/chiropractors

STATE BOARD OF CHIROPRACTIC EXAMINERS
OPEN SESSION TENTATIVE AGENDA
FEBRUARY 27, 2019 – 12:30 PM
CONFERENCE CALL NUMBER – 573-526-5712
TOLL FREE NUMBER – 866-630-9350
DIVISION OF PROFESSIONAL REGISTRATION
3605 MISSOURI BOULEVARD JEFFERSON CITY MO 65109

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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), and (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
Call to Order

Roll Call

Executive Director

Approval of Agenda

1. Approval of Minutes
   - January 23, 2019 Conference Call

2. State Board Attorneys Conference Call
   - US Senate Bill 808 Sports Medicine Bill Update

3. Acupuncture Certification and Continuing Education

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.
At 12:31 p.m., the Missouri State Board of Chiropractic Examiners conference call meeting was called to order by Dr. Brian McIntyre, Board President, at the Missouri Division of Professional Registration, 3605 Missouri Boulevard in Jefferson City, Missouri. The executive director facilitated roll call.

**Board Members Present**
Brian McIntyre, D.C. President  
Jack Rushin, D.C., Secretary  
Connie Cierpoit, Public Member  
Gary Carver, D.C.  
Marty Freihaut, D.C.

**Staff Present**
Loree Kessler, Executive Director  
Greg Mitchell, Counsel

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

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

A motion was made by Dr. Freihaut and seconded by Dr. Carver to approve the January 23 conference call minutes. Board members voting aye: Dr. Freihaut, Dr. McIntyre, Ms. Cierpoit, Dr. Carver and Dr. Rushin. Motion carried unanimously.

**State Board Attorneys Conference Call**
Board counsel, Greg Mitchell, provided an update regarding federal legislation entitled The Sports Medicine Licensure Clarity Act of 2018 that was signed into law. The federal law addresses the practice of sports medicine by medical professionals, which would include chiropractors, and athletes. Counsel summarized that a licensed chiropractic from another state can practice according to the statutory provisions of the licensee’s home state, as it relates to sports medicine when traveling to another state. The law defines an athlete as an individual in a sporting event for pay, sponsored or sanctioned by a national governing body, and individuals for whom a high school or institution of higher education provides a covered sports medicine professional.

**Acupuncture Certification**
The board reviewed information regarding hours required for acupuncture certification and formal continuing education. The following directives were provided to staff.

- According to the August, 2018 minutes, the 100 hours of continuing education required for
acupuncture certification must be formal, board approved, and **cannot** include dry needling within the 100 hour course of study.

- If an application is received for acupuncture formal continuing education hours and includes dry needling, those hours shall be applicable to chiropractic technique. If an application has been approved previously for the current biennial cycle, there is no change for that specific seminar. However, new applications for formal acupuncture CE with dry needling will have those hours changed to chiropractic technique.

- Currently, online formal hours for acupuncture can be used for certification. If the online CE includes dry needling, those hours will be applied as chiropractic technique and not acupuncture.

- Online acupuncture formal continuing education approved by the board can be used for the required twelve (12) hours for acupuncture certification renewal, however, such hours cannot include dry needling, as it will be coded chiropractic technique.

The board requested the regulatory language regarding acupuncture certification and continuing education be placed on the March opens session agenda.

**Biophysics Basic Certification**
The board determined that the continuing education provider must submit an application and corresponding fee for the course of study to be reviewed by the board.

At 1:04 p.m., a motion was made by Dr. Freihaut and seconded by Dr. Carver 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. Freihaut, Dr. McIntyre, Ms. Cierpoit, Dr. Carver, and Dr. Rushin. Motion carried unanimously.

At 1:41 p.m., a motion was made by Dr. McIntyre and seconded by Dr. Carver to convene in open session. Board members voting aye: Dr. Freihaut, Dr. McIntyre, Ms. Cierpoit, Dr. Carver, and Dr. Rushin. Motion carried unanimously.