



Government of the District of Columbia
Department of Health
Board of Chiropractic



899 NORTH CAPITOL ST. NE – 2ND FLR.
WASHINGTON, DC 20002

September 11, 2012

1:00pm-3:30pm

OPEN SESSION MINUTES

Board of Chiropractic Mission Statement:

"To serve and protect the public and ensure high standards of chiropractic care and professionalism through best-practices in regulation, education and outreach."



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BOARD MEMBERSHIP/ATTENDANCE:

BOARD MEMBERS:		
	KEITA VANTERPOOL, D.C. – INTERIM CHAIR (KV)	
	SAJED POPAT, J.D. (SP)	
	MIYA BAZLEY, D.C.(MB)	
STAFF:		
	JACQUELINE WATSON, DO, MBA – EXEC. DIRECTOR	
	BEN FOSTER, MPA – HEALTH LICENSING SPECIALIST	
	DENIZ SOYER, MBA – HEALTH LICENSING SPECIALIST	
	CHERYL HARRIS – HEALTH LICENSING ASSISTANT	
	MARK DONATELLI – INVESTIGATOR	
	DIANE MOORER – IT SUPPORT	
LEGAL STAFF:		
	BRIAN KIM, ESQ. – BD. ATTORNEY ADVISOR	
	AJAY GOHIL, ESQ. – BD. ATTORNEY ADVISOR ASST.	



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CASE ASSIGNMENTS:

BOARD MEMBERS:	
KEITA VANTERPOOL, D.C. – (KV)	
SAJEED POPAT, J.D. (SP)	
MIYA BAZLEY, D.C. (MB)	
BOC STAFF:	
DR. WATSON (JW)	
BRIAN KIM (BK)	
AJAY GOHIL (AG)	



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OPEN SESSION 2:30 pm – 3:30 pm

<p>OS-12-022 ALL</p>	<p><u>MINUTES</u></p> <p>A. Consideration of the Open Session Minutes of July 10, 2012 meeting.</p> <p>B. Consideration of the changes made, as requested by the Board, to Open Session Minutes of May 8, 2012 meeting.</p> <p>Motion: Approve Seconded Passed unanimously</p>	
<p>OS-12-023 ALL</p>	<p><u>July 10, 2012 Jurisprudence Examination Passage</u></p> <ol style="list-style-type: none"> 1. Hooman Hamidi, D.C. – Licensed with Ancillary Privileges in Physiotherapy 2. Cam Hong Truong, D.C. – Licensed with Ancillary Privileges in Physiotherapy 3. Dominic A. Hatcher, D.C. – Licensed <p>Motion: Approve Seconded Passed unanimously</p>	
<p>OS-12-024 KV</p>	<p>BOARD / DEPARTMENT’S REPORT – In this segment, discussion can be held on issues and/or activities pertaining to the activities of the Board / Department. Presenters may be members of the Board, staff, or public.</p> <p>A. <u>INTERIM CHAIR REPORT</u></p> <ol style="list-style-type: none"> 1. Interim Chair Report Interim Chair asked the staff to get formal HRLA letters out to the Mayor’s office. <p>Board members reported that they had internally drafted a letter requesting that the new health insurance exchange should consider chiropractic services as a</p>	<p>JW/AG</p>



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billable service.

A formal draft of this letter will be given to the Executive Director and will be included as a consent agenda item at BOC's November meeting. The Board will contact DOH's Interim Director Dr. Saul Levin, DHCF Director Wayne Turnage, Councilmember David Catania, and the D.C. Health Insurance Exchange Board Chair to each provide a letter supporting that chiropractic services be part of covered services under Medicaid. The letters, emphasizing the pressing nature of this issue, would also be sent to the Mayor's office.

The Board will provide the Executive Director a copy of the draft letter they have written.

2. Public Outreach Update

Mr. Popat has been in touch with Ms. Lauren Ratner, Bureau Chief of Primary Care, about outreach opportunities. One such opportunity is the D.C. Primary Care Fair on Saturday, October 13, 2012. In addition to sharing outreach materials, this may also serve as an opportunity to recruit new members to the Board. In order to participate, the Board would need to provide representation as well as outreach materials. Dr. Watson reiterated that participation at the Fair would be as a Board of Chiropractic representative and not for personal practice marketing. Dr. Vanterpool volunteered to represent the Board at this event.

Motion: Participate in sanctioned BOC outreach event at the D.C. Primary Care Fair contingent on completion and approval of the BOC outreach brochure by the DOH. Communications Office.

Seconded

Passed Unanimously

B. EXECUTIVE DIRECTOR'S REPORT

1. BOC Calendar – FY2013
Board meeting dates for FY2012 were reviewed. It had been previously discussed that on January 8, 2013, the



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BOC Strategic Planning Retreat would be held. Dr. Watson asked that the Board consider this date and if agreed, she will submit the necessary requests to obtain a venue, approval from the budget, and a Retreat facilitator.

Dr. Watson also reminded the Board that this Retreat would be longer than usual BOC meetings. Tentatively the Retreat would take place January 8, 2013, 9:00a-3:00p, contingent on the availability of a facilitator.

Motion: Conduct the BOC Strategic Planning Retreat on January 8, 2013.
Seconded
Passed Unanimously

2. BOC Meeting Date Frequency
The Office of Boards and Commissions in the Mayor's Office has raised the issue of meeting date frequency. The Board was asked to consider meeting quarterly instead of six times a year. The Board Interim Chair stated that she would like to maintain the current meeting frequency citing the Board's workload.

The Board was also asked to consider if current meeting length (1-3:30pm) was adequate, as items are often tabled for future meetings and current meetings consistently run past the scheduled meeting time. Mr. Popat suggested moving Open Session to start at 3pm instead of 2:30pm. The additional half hour would improve the Board efficiency.

Motion: Moving forward, BOC Open Session Meetings will be scheduled 3pm to 4pm. BOC meetings will be from 1-4pm.
Seconded
Unanimously Approved

3. BOC Census
The Executive Director reported that there are currently 96 chiropractors licensed, 66 of which also had ancillary



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privileges in physiotherapy.

4. BOC Renewals 2012

Email notification will be distributed today informing all licensed District chiropractors that renewals will begin on October 1, 2012. They will also be notified of the new Criminal Background Check requirements. The notification will also include a reminder regarding CEs. The Board was asked to encourage colleagues to begin the renewal process as soon as the cycle begins.

The Board Chair raised a question regarding CEs for Board Members. As a representative of the Board, she will be attending an out-of-state conference, at which there are opportunities for obtaining CEs. Although she is attending the conference as part of a Board activity, the Board Chair wanted to clarify whether she could count these earned CEs. The Board Attorney Advisors suggested that such obtainment of CEs should be legitimate, because it is an ancillary benefit for a chiropractor while representing the Board. However, the Board Attorney Advisors recommended that the DOH agency ethics officer, Rudy Schreiber, be notified to ensure that the Advisors' legal interpretation is valid.

5. BOC Newsletter – September 2012

The Executive Director reported that this will be distributed to all licensed District chiropractors.

6. BOC Vacancies Update

The Executive Director reported that potentially by the next meeting, there should be a newly appointed chiropractor Board member, since the D.C. Council is back in session. The Board was encouraged to continue recruiting efforts for a consumer member.

7. BOC Strategic Planning Goals 2011 – Ongoing Review

The Executive Director briefly reviewed BOC's Strategic Planning Goals and stated that the Board has been addressing all areas.



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- I. The BOC will develop a policy manual. – **Ongoing**
- II. Identify regulations that need to be developed/written affecting the practice of chiropractic. – **Ongoing**
- III. The BOC will develop and implement a long range strategic planning process. – **Will be discussed at the next strategic planning retreat.**
- IV. The BOC will expand and improve on outreach activities for the public and licensees. – **Outreach activity will occur prior to the end of the calendar year.**
- V. The BOC will develop a plan to have a full complement of Board members by January 1, 2012. – **New members should be appointed by the end of the calendar year.**

C. BOARD ATTORNEY REPORT

1. Regulatory Review of DCMR 4811.2

(Follow-up Board request from OS-12-021.C – July 10, 2012):

The Board requested that staff review the March 13, 2012 minutes to establish what work the former Board Attorney was doing on physiotherapy in regard to his regulatory review of DCMR 4811.2 and provide this information to the Interim Board Attorney.

(From OS-12-011.A.2 – March 13, 2012):

The Board Attorney reviewed the “may” versus “shall” aspect of DCMR 4811.2. He determined that chiropractors could do physiotherapy but only as it pertains to chiropractic care. The Board feels that the word “preparatory” should be removed from the language.

No action taken, the Board Attorney will review and advise if a change should indeed be made.



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	<p>After reviewing “may” versus “shall” language, the new Board Attorney Advisors determined that “may” should be used in the regulatory language. They cited that “shall” is too confining. However, Board Attorney Advisor, Mr. Kim, recommended when reviewing DCMR4807 in the future there should be consideration of using “may” versus “must.”</p> <p>The Board discussed the use of “preparatory” and “complimentary” in 4807.1. It was suggested that as long as physiotherapy is a complementary component of chiropractic care, the term “complimentary” should be used.</p> <p>Ongoing review of the recommended edits/amendments to BOC regulations and statutes will continue through the new fiscal year. Attorney advisors will provide the Board with final drafts by the end of the calendar year for discussion at the proposed retreat in January.</p> <p>Additionally, the Board Attorney Advisors will review and make the necessary edits on DCMR4811 and it will be included on the Board’s November 2012 meeting agenda for review.</p> <p>The Executive Director reminded the Board to review agenda materials prior to the meeting and welcomed their requests for additional items if needed.</p> <p>In addition, Board Attorney Advisor, Mr. Gohil, reported that he is maintaining a log of items that need to be amended in the regulations. He invited the Board to send him regulatory concerns as they arise.</p>	
<p>OS-12-025 ALL</p>	<p><u>CE4YOU Welcome Package</u> (F.Y.I.)</p>	



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<p>OS-12-026 ALL</p>	<p><u>CE4You Application for C.E. Approval - Perinatal and Pediatric Practice</u></p> <p>Issue at Hand:</p> <p>CE4You is requesting approval of their continuing education courses.</p> <p>Background:</p> <p>The course is entitled, Perinatal and Pediatric Practice, instructed by Dr. Tania Howard, will be an 11 hour course. The International Chiropractors Association (ICA) will co-sponsor the course with CE4You.</p> <p>Motion: Approve Seconded Passed unanimously</p>	
<p>OS-12-027 ALL</p>	<p><u>CE4You Application for C.E. Approval – Integrative Myofascial Release</u></p> <p>Issue at Hand:</p> <p>CE4You is requesting approval of their continuing education courses.</p> <p>Background:</p> <p>The course is entitled, Integrative Myofascial Release (IMR), instructed by Dr. Jean Paul Amonte, will be a 10 hour course. The International Chiropractors Association (ICA) will co-sponsor the course with CE4You.</p> <p>Motion: Approve Seconded Passed unanimously</p>	



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Open Session concluded at 4:28pm

Minutes Submitted By: Deniz Soyer, MBA

Approved:

Keita

Keita Vanterpool, D.C. – Interim Board Chairperson

11/13/12

Date

Next meeting will be November 13, 2012 – 1:00 pm.

Exam will be administered at 3:30pm