

These minutes were approved by the Board of Chiropractic on November 17, 2023 by mail ballot.

Minutes of the November 1, 2023 Board of Chiropractic Meeting

1. ROLL CALL

Dr. Scott Misek, Chairperson, called the meeting of the Board of Chiropractic to order at 9:00 a.m. on Nov. 1, 2023, in the Goldenrod Conference Room at the Nebraska State Office Building located at 301 Centennial Mall South, Lincoln, Nebraska. In accordance with Neb. Rev. Stat. § 84-1411 of the Nebraska Open Meetings Act, copies of the agenda were e-mailed to the Board members and other interested parties, posted on the DHHS website at <https://dhhs.ne.gov/licensure/Pages/Agendas-and-Minutes.aspx>, and posted in the Licensure Unit on October 30, 2023.

Misek announced that this is an open meeting, and the Open Meetings Act is posted.

Members Present: The following members answered roll call:

Dr. Scott Misek, DC, Chair

Dr. Heather Henrichs, DC, Vice-Chair

Dr. Brian Stevens, DC, Secretary

David Henske, Public Member

Staff Present:

Claire Covert-ByBee, Program Manager

Kim Hitzel, Health Licensing Specialist

T.J. O'Neill, Assistant Attorney General

Danielle Sund, DHHS Legal Counsel

Abby Hoy-Nelson, Assistant Attorney General

Julian Lanpheir-Wilson, DHHS Legal Counsel

Dr. Nick Payne, DC, Nebraska Chiropractic Physicians Association

Dr. Brad Stauffer, DC

2. ADOPTION OF AGENDA

MOTION: Henske moved, seconded by Stevens, to adopt the agenda. Voting aye: Henske, Misek, Henrichs, and Stevens. Voting nay: none. Motion carried.

3. REAFFIRMATION OF MAIL BALLOT

The Board reaffirmed the mail ballot approving the June 13, 2023, Meeting Minutes on June 16, 2023. Members Stevens, Henske, and Misek, voted to approve the minutes as written. Henrichs abstained. The minutes were approved.

These minutes were approved by the Board of Chiropractic on November 17, 2023 by mail ballot.

4. Closed Session

The board did NOT move into closed session.

5. BOARD RECOMMENDATIONS ON APPLICATIONS – OPEN SESSION

The Board did not make any recommendations.

6. REGULATION DRAFTING

The Board held discussion on draft proposed language for Unprofessional Conduct redline revision of the chapter of Regulations 172 NAC 29

7. NBCE UPDATE

Henrichs Shared that a representative from the NBCE presented updates on plans to complete strategic planning at the FCLB District meeting in October. Topics shared regarding the strategic planning were focused on competency-based education and exploring that impact for part I-IV of the examinations.

8. FCLB UPDATE

Henrichs and Misek attended the FCLB District Meeting. There was discussion amongst jurisdictions regarding the changes that are being made to regulations. A new resource was provided outlining the outcomes of the round table discussions that happened at the FCLB. Board administrators and Assistant Attorney Generals are encouraged to attend the FCLB annual meeting in Phoenix, AZ in May 2024.

9. Chiropractic Specialty Programs Discussion.

The FCLB is working on a resource for recognizing specialty programs to ensure consistency and recognition.

10. UPDATE ON LICENSURE DATABASE

The Licensure Unit has just completed the first leg of the project, requirements gathering. This means the team sorted through 1500 rows of data; examined 2713 codes across 50 worksheets; analyzed 120 reports; reviewed 2,430 templates. This was a tremendous amount of work, and it means the Department is on track to complete on time.

11. Schedule Meetings for 2024.

The board set the following dates for 2024: February 7, 2024, April 3, 2024, June 5, 2024, and October 2, 2024.

12. APR

A report of licensure statistics was presented to the Board for informational purposes only.

13. Topics For The Next Meeting

These minutes were approved by the Board of Chiropractic on November 17, 2023 by mail ballot.

Topics for the next meeting include: Notice of public Meetings, per diem, NBCE updates, FCLB updates, election of officers, preceptorships in Nebraska, Legislative update, update of Licensure Unit Database, final review and adoption of the Draft Regulations.

14. Public Comment

Dr. Payne from the Nebraska Chiropractic Physicians Association encouraged the board to look at language surrounding social media in the draft regulations under Unprofessional Conduct. Dr. Payne recommended that specific guidance about how identification on social media should be represented. This is to ensure there are no unintended consequences due to misunderstanding of the use of social media within the profession.

15. Adjournment

There being no further business, the meeting adjourned at 11:44 am.

Respectfully submitted,

Dr Brian Stevens, Secretary