

Minutes of the October 19, 2022 Board of Chiropractic Meeting

1. ROLL CALL

Dr. Scott Misek, Chairperson, called the meeting of the Board of Chiropractic to order at 9:07a.m. on Wednesday, October 19, 2022, in Conference Room 5G 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 4, 2022.

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, Chair
Dr. Heather Henrichs, Vice-Chair
Dr. Brian Stevens, Secretary
David Henske, Public Member

Staff Present:

T.J. O'Neill, Assistant Attorney General
Joanna Uden, DHHS Legal Counsel
Jennifer Mirales, DHHS Legal Counsel
Claire Covert-ByBee, Program Manager
Amy Blinston, Health Licensing Coordinator
Jeff Newman, DHHS Investigations
Anna Harrison, Compliance Monitor

Guests Present:

Dr. Nick Payne, NCPA
Dr. Brad Stauffer, NCPA
Dr. Douglas Vander Broek, Nebraska Board of Health

2. ADOPTION OF AGENDA

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

3. REAFFIRMATION OF MAIL BALLOT

The Board reaffirmed the mail ballot approving the June 1, 2022, Meeting Minutes on June 8, 2022. Members Henrichs, Stevens, Henske, and Misek, voted to approve the minutes as written. The minutes were approved.

The Board reaffirmed the mail ballot approving Dr. Henrichs to represent the Nebraska Board of Chiropractic at the FCLB District 1 Meeting. Members Stevens, Henske, Henrichs, and Misek voted to approve. Dr. Henrichs represented the Board at the FCLB District 1 meeting.

4. INVESTIGATIONAL & CONFIDENTIAL INFORMATION/REPORTS – CLOSED SESSION

MOTION: Stevens moved, seconded by Henske, to move into closed session at 9:10 a.m. to hear discussions regarding confidential information and to protect the reputation of individuals named or referenced in such discussions. Voting aye: Henske, Stevens, and Misek. Voting nay: none. Absent: Henrichs Motion carried.

5. BOARD RECOMMENDATIONS ON APPLICATIONS – OPEN SESSION

No recommendations were made as there were no applications to review.

6. FCLB REPORT

The Board tabled this item until the February 8, 2023, meeting.

7. NBCE REPORT

The Board tabled this item until the February 8, 2023, meeting.

Dr. Henrichs joined the meeting at 9:45 am via Webex.

8. UPATE ON LANCE

Covert-ByBee advised that the Department is looking at other options for a new database as the LANCE project was discontinued.

9. EXECUTIVE ORDER 22-05

Covert-ByBee advised with the issuance of EO 22-05, the Executive Orders to address healthcare workforce shortages are extended through December 31, 2022.

10. REGULATION DRAFTING

The Board discussed proposed changes to the Nebraska Administrative Code, Title 172, Chapter 29, Section 006, which pertains to the continuing education requirements for licensure renewal. This discussion was tabled until the next meeting.

11. SCHEDULE MEETINGS FOR 2023

Meetings were scheduled for 9:00 a.m. on February 8, April 5, June 7, and October 4, 2023. Locations to be determined.

12. APPLICATION PROCESSING REPORT

Blinston stated the report is for informational purposes only.

13. TOPICS FOR NEXT MEETING

Suggested topics for next meeting include Legislation (if any), Regulation Drafting, Executive Orders (if applicable), Licensure Database Update, FCLB Report, NBCE Report, and Application Processing Report.

14. ADJOURNMENT

There being no further business, the meeting adjourned at 10:49 a.m.

Respectfully submitted,

Dr. Brian Stevens, Secretary