

## Minutes of the August 27, 2020 Board of Chiropractic Video Conference Meeting

### **1. ROLL CALL**

Dr. Mark Wurth, Chairperson, called the meeting of the Board of Chiropractic to order at 11:09 a.m. on Thursday, August 27, 2020 in the First Floor Licensure Unit Conference Room at the Nebraska State Office Building located at 301 Centennial Mall South, Lincoln, Nebraska. The meeting was duly publicized by distribution of the Notice of Meeting and Agenda prior to the meeting and posting the agenda at the entrance of the Department of Health and Human Services Division of Public Health at least twenty-four (24) hours prior to the meeting.

Wurth announced that this is a public meeting and the Open Meetings Law is posted.

**Members Present:** The following members answered roll call:

Dr. Mark Wurth, Chairperson

Dr. David Lauer, Vice-Chairperson

David Henske, Secretary

Dr. Scott Misek, Member

**Others Present:**

Suzanna Glover-Ettrich, DHHS Staff Attorney

Rachel O'Toole, DHHS Staff Attorney

Claire Covert-ByBee, Program Manager

Antonio Carranza, Health Licensing Coordinator

### **2. ADOPTION OF AGENDA**

**MOTION:** Henske moved, seconded by Wurth to adopt the agenda. Voting aye: Henske, Lauer, Misek and Wurth. Voting nay: None. Motion carried.

### **3. REAFFIRMATION OF MAIL BALLOT**

The Board reaffirmed the mail ballot approving the June 18, 2020 Meeting Minutes on July 6. Members Henske, Lauer, Misek and Wurth voted to approve the minutes.

### **4. REGULATION UPDATE: REVIEW OF REQUESTED REVISIONS**

Covert-ByBee gave background information on the regulation promulgation process and how it has gone thus far. She stated all proposed revisions to any chapter of regulations go to the Attorney General's office for review before they are approved. The Attorney General's office recommended two items to revise before approval. The first item was the regulations defined "acupuncture" even though that term is already defined in the Medicine and Surgery Practice Act, 38-2006. After discussion, the Board agreed that the definition in the Medicine and Surgery Practice Act was sufficient.

*These minutes were approved by the Board of Chiropractic via mail ballot on September 16, 2020.*

The other suggested revision was removal of the term “primary care provider.” The Board discussed whether it was significant enough to keep in the regulations. Covert-ByBee and Glover-Ettrich outlined the 407 credentialing review process and that the Board would need to change the statutes to include that term. The Board agreed to change the language to “chiropractor” or “chiropractic physician.”

## **5. ADOPTION OF REVISED REGULATIONS**

**MOTION:** Henske moved, seconded by Lauer to approve the revised regulations removing the definition for “acupuncture” and changing the term “primary care physician” to “chiropractor or chiropractic physician.” Voting aye: Henske, Lauer, Misek and Wurth. Voting nay: None. Motion carried.

## **6. PUBLIC COMMENT**

There were no public comments.

## **7. TOPICS FOR NEXT MEETING**

The Board suggested discussing the board appointment and reappointment process at the next meeting.

## **8. ADJOURNMENT**

There being no further business, the meeting adjourned at 11:50 a.m.

Respectfully submitted,

David Henske, Secretary