

Board of Chiropractic Virtual Meeting Minutes

February 12, 2025

1. Roll Call

Dr. Scott Misek, Chairperson, called the meeting of the Board of Chiropractic to order at 9:16 a.m. on February 12, 2025, in the Goldenrod Conference Room at the Nebraska State Office Building located at 301 Centennial Mall South, Lincoln, Nebraska. Pursuant to 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 Nebraska State Office Building East Vestibule on January 28, 2025.

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

Members Present

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

Staff Present

Claire Covert-ByBee, Program Manager
Kim Hitzel, Health Licensing Coordinator
Kirsten Coniglio, Health Licensing Specialist
TJ O'Neill, Assistant Attorney General
Kat Amyot, DHHS Legal Attorney
Danielle Sund, DHHS Legal Attorney
Jeff Newman, DHHS Investigations

Members of the Public Addressing the Board

Dr. Jason Jaeger, National Board of Chiropractic Examiners Vice President and District IV Director, drjaeger@spineandposture.com

Dr. Bruce Shotts, National Board of Chiropractic Examiners Director of Written Examinations, bshotts@nbce.org

Bradley Guye, Ethics and Boundaries Assessment Services Business Development Manager, bguye@ebas.org

2. Adoption of Agenda

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

3. Reaffirmation of Mail Ballot

The meeting minutes of October 23, 2024, were approved November 8, 2024. Voting to approve the minutes as written: Henske, Misek, Henrichs, Stevens.

4. Closed Session

Henrichs moved, seconded by Henske, to move into closed session at 9:19 a.m. to hear discussions regarding confidential information and to protect the reputation of individuals named or referenced in such discussions. Voting aye: Henske, Misek, Henrichs, Stevens. Voting nay: none. Motion carried.

Board returned to open session at 10:38 a.m.

5. Board Recommendations

No recommendations were made.

6. Preceptorships in Nebraska

Neither the Department nor the Board had any report to make on this item.

7. FCLB Report

Henrichs reported that the Federation of Chiropractic Licensing Boards 2025 Annual Meeting will be held April 30, 2025 through May 4, 2025 in St. Louis, Missouri.

8. NBCE Report

Jaeger and Shotts presented information to the Board regarding state-specific jurisprudence exams developed and administered by the National Board of Chiropractic Examiners.

9. EBAS Presentation – Bradley Guye

Guye presented information regarding customized scenario-based essay exams offered by Ethics and Boundaries Assessment Services that assess a licensee's understanding of ethics and boundaries in a professional setting.

10. Voting for Delegates for National Board Meeting

Henske moved, seconded by Misek, to elect Henrich and Stevens as delegates to the 2025 FCLB and NBCE annual meetings. Voting aye: Henske, Misek, Henrichs, Stevens. Voting nay: none. Motion carried.

11. Election of Officers

Stevens moved, seconded by Henske, to elect the following slate of officers and consultants to a one-year term pursuant to Neb. Rev. Stat. § 38-169 and Department request: Dr. Scott Misek, Chair; Dr. Heather Henrichs, Vice Chair; Dr. Brian Stevens, Secretary. Voting aye: Henske, Misek, Henrichs, Stevens. Voting nay: none. Motion carried.

12. Per Diem Discussion

Henrichs moved, seconded by Henske, that, pursuant to Neb. Rev. Stat. § 38-171, each member of the Board shall receive in 2025 a per diem of \$50.00 per day and that each Board meeting shall include one half-day of preparation for which each member of the Board shall receive 50% of this per diem. Voting aye: Henske, Misek, Henrichs, Stevens. Voting nay: none. Motion carried.

13. Notice of Meeting Publication

Henrichs moved, seconded by Henske, that, pursuant to Neb. Rev. Stat. § 84-1411 of the Open Meetings Act, the notice of meetings of this Board be posted virtually on the Nebraska Department of Health and Human Services Licensure Board Meeting Agenda page, posted physically on the Board Meeting Agenda billboard in the lobby of the Nebraska State Office Building, and disseminated to a list of stakeholders and interested parties. Voting aye: Henske, Misek, Henrichs, Stevens. Voting nay: none. Motion carried.

14. Legislative Update

Covert-ByBee reported that there are no legislative developments directly impacting chiropractic in Nebraska.

15. Licensure Database Update

Covert-ByBee shared that the new database will go live on February 25, 2025.

16. Licensure Application Processing Report

The Application Processing Report is offered for informational purposes only.

17. Topics for Next Meeting

Topics identified for the next meeting include Legislative Update, Licensure Database Update, Licensure Application Processing Report, FCLB and NBCE report out, and Nebraska professions that utilize a required jurisprudence examination.

These minutes have been approved by the Board of Chiropractic.

There being no further business, the meeting adjourned at 11:40 a.m.

Respectfully submitted,

Dr. Brian Stevens, Secretary