

BOARD OF CHIROPRACTIC EXAMINERS MINUTES

DATE: January 28, 2021

TIME: 9:00 AM CST

LOCATION: Iris Conference Room and WebEx
665 Mainstream Dr, 1st Floor
Nashville TN 37243

MEMBERS PRESENT: Curtis Damien, D.C., President
Cole Hosenfeld, D.C., Vice-President
Jason Hulme, D.C., Secretary
Dale Blackwelder, D.C., Board Member
Kara Birdwell, D.C., Board Member

STAFF PRESENT: Noranda French, Board Director
Mary V. Bennett, Board Manager
Sabrina Craig-Boyd, Board Administrator
Mark Cole, Associate General Counsel
Taylor Gregory, Paralegal
Lori Leonard, Disciplinary Coordinator
Jaime Byerly, Director of Investigations

Electronic Notification and Roll Call

Ms. Noranda French welcomed the members and guest to the meeting with an announcement regarding the electronic transmission. Ms. French continued with a roll call of all board members to confirm that each member could hear and could be heard. All members present confirmed. Dr. Hosenfeld made motion to continue with the meeting in an electronic setting and was seconded by Dr. Blackwelder. Dr. Damien, aye, Dr. Birdwell, aye, Dr. Hosenfeld, aye, Dr. Blackwelder, aye. Dr. Hulme had not yet joined the meeting. Motion passed and meeting continued. Ms. French turned the meeting over to Board Chair, Dr. Damien and the meeting began at 9:08 am.

Before regular board business, the board member and guest were introduced to HRB Director George Darden and General Counsel for the Department of Health, Grant Mullins.

Ratification of Board Meeting Minutes

After review of the minutes from the October 15, 2020 meeting, Dr. Birdwell made motion to accept the minutes with one correction. Dr. Hosenfeld seconded the motion. Dr. Birdwell, aye, Dr. Blackwelder, aye, Dr. Damien, aye, Dr. Hosenfeld, aye, Dr. Hulme, aye. The motion passed.

Office of General Counsel Report

Mr. Mark Cole with the Office of General Counsel presented the OGC Report. Mr. Cole reminded all board members of the Conflict of Interest in regards to sitting board members. It is the duty of this board to protect the health, safety, and welfare of the citizens of Tennessee and that the administration of this solemn responsibility is dependent upon avoiding even the appearance of impropriety.

Litigation-

The Office of General Counsel currently has six (6) open disciplinary cases on six (6) chiropractors pertaining to the Board of Chiropractic Examiners.

There is one (1) consent order to be presented to the Board.

There is one (1) contested case set before the Board. **This case has been continued to the April 2021 meeting.*

Rules-

There are two (2) sets of Rules that are in process. The first is the CTA/CXT rules. They are in process in the OGC. The DC rules are also in process.

Mr. Cole presented the Board with a signed consent order for ratification for Dr. Joseph M. Gebhardt, DC1863.

Stipulation of Facts

1. Respondent is licensed by the Tennessee Board of Chiropractic Examiners as a chiropractor in the State of Tennessee, having been granted license no. 1863 on or about July 12, 2002, and it expired March 31, 2014.
2. On or about April 1, 2014, Respondent, a co-owner of Well Health Franklin, located in Franklin TN, continued to practice after his license expired.
3. Respondent continuously practiced until April 8, 2020, for approximately six (6) years and one (1) month.

Grounds for Discipline

4. The facts stipulated in paragraph two (2) and three (3) constitute a violation of the TENN. CODE ANN §63—4-114;
(4) Immoral, unethical, unprofessional or dishonorable conduct.
(15) Gross health care liability or pattern of continued or repeated health care liability, ignorance, negligence or incompetence in the course of chiropractic practice.

Order

Therefore the board ORDERS and Respondent AGREES to the following:

5. The Tennessee Chiropractic license of Joseph Gebhardt, D.C. license number 1863 is hereby REPRIMANDED.

6. Respondent is assessed seventy-two (72) B Civil Penalties in the amount of five hundred dollars (\$500.00) each, for a total of thirty-six thousand dollars (\$36,000.00), in accordance with TENN. COMP. R. & REGS. 0260-02-14 (4) (d)(2), and shall be paid in full within one (1) year from the effective date of this Order.
7. Respondent must pay actual and reasonable costs of prosecuting this case, pursuant to TENN. CODE. ANN. §§ 63-4-115(i) and 63-1-144 and Rule 0260-02-.15(7) of the TENN. COMP. R. & REGS., to the extent allowed by law. These costs will be established by an Assessment of Costs prepared by counsel for Department. The Assessment of Costs shall not exceed five hundred dollars (\$500.00) and shall be paid in full within one (1) year from the issuance of the Assessment of Costs.
8. Each condition of discipline herein is separate and distinct condition. If any condition of this Order, or any application thereof, is declared unenforceable in whole, in part, or to any extent, the remainder of the Order, and all other applications thereof, shall not be affected. Each condition of the Order shall separately be valid and enforceable to the fullest extent permitted by law.
9. Respondent understands that this reprimand and civil penalty are formal disciplinary actions and will be reported to the National Practitioner Data Bank (NPDB) and/or similar agency.

Dr. Hosenfeld made motion to accept the consent order as written. Dr. Birdwell seconded the motion. Dr. Birdwell, aye, Dr. Blackwelder, aye, Dr. Damien, aye, Dr. Hosenfeld, aye, Dr. Hulme, aye. The motion passed.

Office of Investigations Report

Ms. Lori Leonard presented the board with the office of investigations report as follows. Report includes final numbers for 2020.

Final Board Statistical Report for 2020-Chiropractic Physicians

<u>Complaint Activity</u>	<u>YTD</u>
New Complaints Opened	51
Total Closed Complaints	62
Closed-Insufficient	11
Closed, BIV, EMS, HCF, AW	12
Complaint Closed	19
Closed Ltr of Concern	5
Closed Warning Letter	15
<u>Analysis of Newly Opened by Allegation</u>	<u>YTD</u>
Fraud/False Billing	1
Sexual Misconduct	1
Malpractice/Negligence	3
Unlicensed Practice	1
Unprofessional Conduct	19
Medical Record Request	1

<u>Complaint Activity</u>	<u>YTD</u>
Lapsed License	3
Criminal Conviction	1
Practice Beyond Scope	1
CE Violation	8
Outside INV Scope	3
COVID 19	9

Board Statistical Report for 2021-Chiropractic Physicians

<u>Complaint Activity</u>	<u>YTD</u>
New Complaints Opened	6
Total Closed Complaints	9
Closed Insufficient	1
Closed, BIV, EMS, HCF, AW	1
Complaint Closed	4
Closed Ltr of Concern	2
Closed Warning Letter	1

Analysis of Newly Opened by Allegation

Fraud/False Billing	2
Unprofessional Conduct	1
Lapsed License	1
COVID 19	2

Final Board Statistical Complaint Report 2020-Chiropractic Therapy Assistants

<u>Complaint Activity</u>	<u>YTD</u>
New Complaints Opened	25
Total Closed Complaints	9
Closed Insufficient	1
Closed, BIV, EMS, HCF, AW	1
Complaint Closed	7

Analysis of Newly Opened Allegations

Unlicensed Practice	6
CE Violation	19

Board Statistical Complaint Report for 2021-Chiropractic Therapy Assistants

<u>Complaint Activity</u>	<u>YTD</u>
New Complaints Opened	0

Total Closed Complaints	9
Complaint Closed	9
Currently Open Complaints	17

Analysis of Newly Opened Complaints

None-

Final Board Statistical Complaint Report for 2020-Chiropractic X-Ray Technologist

<u>Complaint Activity</u>	<u>YTD</u>
New Complaints Opened	3
Total Closed Complaints	0

Analysis of Newly Opened Complaints

CE Violation	3
--------------	---

Board Statistical Complaint Report for 2021- Chiropractic X-Ray Technologist

<u>Complaint Activity</u>	<u>YTD</u>
New Complaints Opened	0
Total Closed Complaints	1

Analysis of Newly Opened Complaints

None-

Summary of Currently Monitored Practitioners

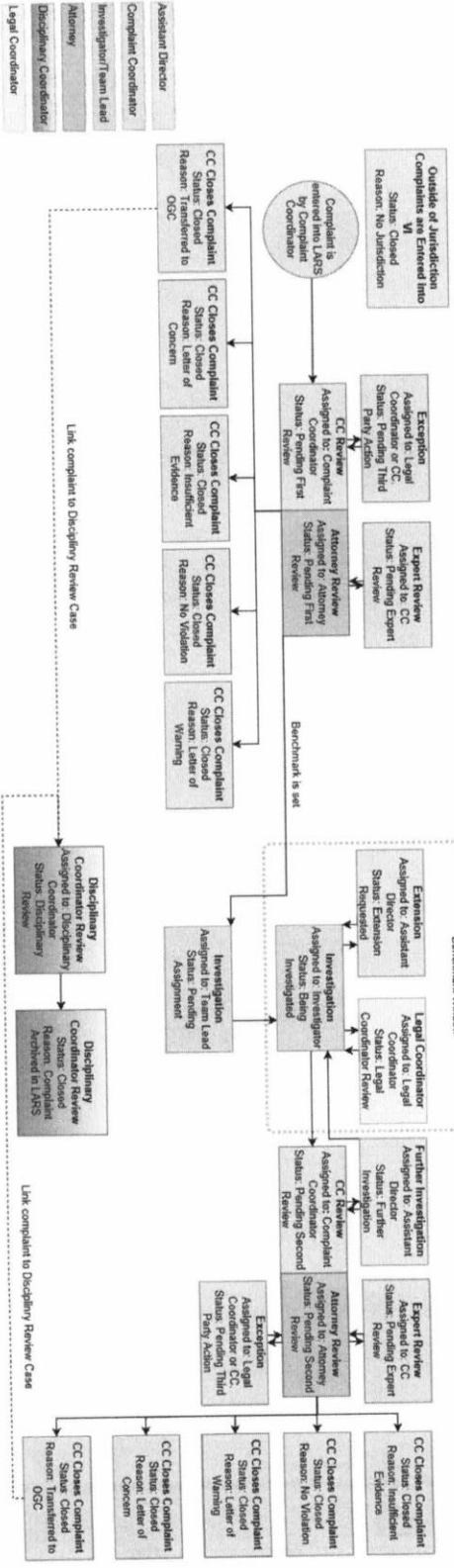
Chiropractic Physicians

Reprimand	5
Probation	3
Suspension	1
Revoked	3

There are no CTA's or CXT's being monitored at this time.

This concludes the Office of Investigations Report

Ms. Jaime Byerly presented the board with an overview on the process in place for vetting board consultants. Ms. Byerly also presented the board with a visual graph of the timeline and processes used when formal complaints are filed on a health professional licensee.



- Assistant Director
- Complaint Coordinator
- Investigator/Team Lead
- Attorney
- Disciplinary Coordinator
- Legal Coordinator

Ratification

Dr. Hosenfeld made motion to accept the ratification list of Newly Licensed Chiropractic Physicians, CTA's, CXT's, reinstated Chiropractic Physicians, CTA's, CXT's, temporary licenses, and closed files as listed. October 6, 2020-January 15, 2021. Dr. Hulme seconded the motion. Dr. Birdwell, aye, Dr. Blackwelder, aye, Dr. Damien, aye, Dr. Hosenfeld, aye, Dr. Hulme, aye. The motion passed.

Newly Licensed Chiropractic Physicians October 6, 2020-January 15, 2021

Ackroyd, Devon
Aeillo, Eugene
Allen, Jessica
Bialecki, John
Bridges, Zachary
Bruecker, Angel
Clary, Weston
Cole, Roy Christopher
Colon-Rosado, Osvaldo
Crye, Bradley
Dambrigio, Thomas
Detullio, Melissa
Dulin, Lamar
Facemyer, Eric
Farmer, Zachary
Greer, Amber
Gunnar, Lars
Matthew Johnson
Nichols, Ryan
Kousouli, Theodore
Lockridge, Landon
McGuire, Mary
McGuire, Mitchell
Muscari, William
Rector, Lynsey
Reissing, Devin
Reynolds, Savannah
Rice, Nicholas
Schneider, Molly
Snavey, Jonathan
Turk, Michael
Udofia, Uwem
Uhler, Zachery
Webb, Garrett
Williams, Roger

Newly Licensed Chiropractic Therapy Assistant October 6, 2020-January 15, 2021

Allison, Zachary
Clay, Stacey
Cook, Michael
Dalton, Jordon
Dutz, Alissa
Fisher, Logan
Frietas, Ciara
Hawley, Abigail
Hill, Cori
Howard, Danielle
Jones, Mikayla
Lovelace, Tracey
Maley, Erin
Rivera, Joseph
Smith, Emily
Jones, Tyler

Newly Licensed Chiropractic X Ray Technician October 6, 2020-January 15, 2021

Carroll, Laura
Carson, Griseldis
Daigel, Kourtney
Hawley, Abigail
Lovelace, Tracey
Russell, Jamierae
Stam, Nicole
Walker, Karen
Wilson, Brittany

Cook, Kristen
Genelin, Molly
Keen, Fallon
Danisiewicz, Thomas

Reinstated Chiropractic Physicians
October 6, 2020-January 15, 2021

Baldwin, Charles
Bearden, Christopher
Foote, Scott
Holden, Rebecca
Phillips, Justin
Richeson, James
Wroebel, Heidi
Charles, Kacey
Sanford, Steiner Douglas

Reinstated Chiropractic Therapy Assistant
October 6, 2020-January 15, 2021

Campbell, Penny
Boyd, Frankie

Reinstated Chiropractic X Ray Technician
October 6, 2020-January 15, 2021

Boyd, Frankie

Temporary License

Fee, John
Hendrickson, Wesley

Closed Files

Fraser, Jason
Kennedy, Jason

Administrative Report

Ms. Sabrina Craig-Boyd, Board Administrator, presented the Administrative Report for October 6, 2020 through January 15, 2021 as follows.

BOARD OF CHIROPRACTIC EXAMINERS
ADMINISTRATOR REPORT
JANUARY 15, 2021

This is an administrative report from Sabrina Craig-Boyd, Board Administrator. The information contained in this report will keep the Board aware of all essential activities pertaining to licensure for Chiropractic Examiners.

STATISTICAL DATA

As of January 15, 2021 the Board of Chiropractic Examiners has 1314 active Chiropractic Physicians, 412 Chiropractic Therapy Assistants, and 121 Chiropractic X-Ray Technologists.

LICENSURE STATUS TOTALS FROM THE MONTHS OF
October 6, 2020 – January 15, 2021

CHIROPRACTIC PHYSICIAN	
New applications received – 189	
New licenses issued – 42	Renewal Total – 156
Reinstatements – 9	Online Renewals – 100
Temp Licenses/Externships – 1 new	Paper Renewals – 56
Licenses Retired – 10	New Acupuncturists - 0
Failed to Renew/Expired Licensees – 15	
CHIROPRACTIC THERAPY ASSISTANT	
New applications received – 70	
New licenses issued – 18	Renewal Total – 39
Reinstatements – 2	Online Renewals – 25
Licenses Retired – 8	Paper Renewals – 14
Failed to Renew/Expired Licensees – 40	
CHIROPRACTIC X-RAY TECHNOLOGIST	
New applications received – 9	
New licenses issued – 9	Renewal Total – 6
Reinstatements – 1	Online Renewals – 5
Licenses Retired – 4	Paper Renewals – 1
Failed to Renew/Expired Licensees – 3	

For this reporting period, the usage rate for utilizing the online renewal portal for Chiropractic Physicians is 64% Chiropractic Therapy Assistants, 64% and, Chiropractic X-Ray Technologists, 83%.

Upcoming Board Meeting Dates

April 15, 2021
July 15, 2021
October 21, 2021

INTERNET

The Board’s internet website is an excellent location to find valuable board information for licensees and applicants. Please visit the site at <https://www.tn.gov/health/health-program-areas/health-professional-boards/chiro-board.html> . Should you have any suggestions or comments, please feel free to contact the Board at 615.741.3807.

Agreed Citations

Ms. Noranda French presented the board with the following agreed citations. During this section of the minutes, Dr. Hulme was experiencing technical difficulties.

1. **Christopher Bearden**-Dr. Bearden failed to timely renew his Chiropractic license and practiced on an expired license for approximately (3) months. He has agreed to the terms of the citation and paid the appropriate fine. Dr. Blackwelder made motion to accept the signed agreed citation. Dr. Hosenfeld seconded the motion. Dr. Damien, aye, Dr. Birdwell, aye, Dr. Blackwelder, aye, Dr. Hosenfeld, aye. Dr. Hulme was not present for ratification. The motion passed.
2. **Frankie Boyd**- Mr. Boyd failed to timely renew his CTA license and practiced on an expired license for approximately (2) months. He has agreed to the terms of the citation and paid the appropriate fine. Dr. Blackwelder made motion to accept the signed agreed citation. Dr. Birdwell seconded the motion. Dr. Damien, aye, Dr. Birdwell, aye, Dr. Blackwelder, aye, Dr. Hosenfeld, aye. Dr. Hulme was not present for ratification. The motion passed.
3. **Frankie Boyd**- Mr. Boyd failed to timely renew his CXT license and practiced on an expired license for approximately (2) months. He has agreed to the terms of the citation and paid the appropriate fine. Dr. Blackwelder made motion to accept the signed agreed citation. Dr. Birdwell seconded the motion. Dr. Damien, aye, Dr. Birdwell, aye, Dr. Blackwelder, aye, Dr. Hosenfeld, aye. Dr. Hulme was not present for ratification. The motion passed.
4. **Kenneth Curtis** – Dr. Curtis failed to properly maintain the required number of continuing education hours for the 2019 calendar year. He has agreed to the terms of the citation and paid the appropriate fine. He has submitted proof of his completed hours and has since retired his TN license. Dr. Blackwelder made motion to accept the signed agreed citation. Dr. Birdwell seconded the motion. Dr. Damien, aye, Dr. Birdwell, aye, Dr. Blackwelder, aye, Dr. Hosenfeld, aye. Dr. Hulme was not present for ratification. The motion passed.
5. **Scott Foote**- Dr. Foote failed to timely renew his Chiropractic license and practiced on an expired license for approximately (4) months. He has agreed to the terms of the citation and paid the appropriate fine. Dr. Blackwelder made motion to accept the signed agreed citation. Dr. Birdwell seconded the motion. Dr. Damien, aye, Dr. Birdwell, aye, Dr. Blackwelder, aye, Dr. Hosenfeld, aye. Dr. Hulme was not present for ratification. The motion passed.
6. **Nathaniel Holloway**- Dr. Holloway failed to properly maintain the required number of continuing education hours for the 2019 calendar year. He has agreed to the terms of the citation and paid the appropriate fine. He has since retired his license. Dr. Blackwelder made motion to accept the signed agreed citation. Dr. Hosenfeld seconded the motion. Dr. Damien, aye, Dr. Birdwell, aye, Dr. Blackwelder, aye, Dr. Hosenfeld, aye. Dr. Hulme was not present for ratification. The motion passed.
7. **Jason Jackson**- Dr. Jackson failed to properly maintain the required number of continuing education hours for the 2019 calendar year. He has agreed to the terms of the citation and paid the appropriate fine. Dr. Blackwelder made motion to accept the signed agreed citation. Dr. Birdwell seconded the motion. Dr. Damien, aye, Dr. Birdwell, aye, Dr. Blackwelder, aye, Dr. Hosenfeld, aye. Dr. Hulme was not present for ratification. The motion passed.
8. **Traci Keirnan** – Dr. Kiernan failed to properly maintain the required number of continuing education hours for the 2019 calendar year. She has agreed to the terms of the citation and paid the appropriate fine. Dr. Blackwelder made motion to accept the signed agreed citation. Dr.

Birdwell seconded the motion. Dr. Damien, aye, Dr. Birdwell, aye, Dr. Blackwelder, aye, Dr. Hosenfeld, aye. Dr. Hulme was not present for ratification. The motion passed.

9. **Charity McMahon-** Dr. McMahon failed to properly maintain the required number of continuing education hours for the 2019 calendar year. She has agreed to the terms of the citation and paid the appropriate fine. Dr. Blackwelder made motion to accept the signed agreed citation. Dr. Birdwell seconded the motion. Dr. Damien, aye, Dr. Birdwell, aye, Dr. Blackwelder, aye, Dr. Hosenfeld, aye. Dr. Hulme was not present for ratification. The motion passed.
10. **Thomas Newcomb-** Dr. Newcomb failed to properly maintain the required number of continuing education hours for the 2019 calendar year. He has agreed to the terms of the citation and paid the appropriate fine. Dr. Blackwelder made motion to accept the signed agreed citation. Dr. Birdwell seconded the motion. Dr. Damien, aye, Dr. Birdwell, aye, Dr. Blackwelder, aye, Dr. Hosenfeld, aye. Dr. Hulme was not present for ratification. The motion passed.
11. **William Ramsey-** Dr. Ramsey failed to properly maintain the required number of continuing education hours for the 2019 calendar year. He has agreed to the terms of the citation and paid the appropriate fine. Dr. Blackwelder made motion to accept the signed agreed citation. Dr. Birdwell seconded the motion. Dr. Damien, aye, Dr. Birdwell, aye, Dr. Blackwelder, aye, Dr. Hosenfeld, aye. Dr. Hulme was not present for ratification. The motion passed.
12. **James Richeson-** Dr. Richeson failed to timely renew his Chiropractic license and practiced on an expired license for approximately (1) months. He has agreed to the terms of the citation and paid the appropriate fine. Dr. Blackwelder made motion to accept the signed agreed citation. Dr. Birdwell seconded the motion. Dr. Damien, aye, Dr. Birdwell, aye, Dr. Blackwelder, aye, Dr. Hosenfeld, aye. Dr. Hulme was not present for ratification. The motion passed.

Correspondence

1. **Anderson, Emily** –Request for extension to complete Intern Hours for both CTA and CXT license. Dr. Hosenfeld made motion to accept Ms. Andersons extension request and allow her until November 30, 2021 to complete her hours. Dr. Blackwelder seconded the motion. Dr. Damien, aye, Dr. Birdwell, aye, Dr. Blackwelder, aye, Dr. Hosenfeld, aye, Dr. Hulme aye. The motion passed.
2. **Bennett, Katelyn-**Request for extension to complete Intern Hours. Dr. Hosenfeld made motion to accept Ms. Bennetts extension request and allow her until April 28, 2021 to complete her hours. Dr. Hulme seconded the motion. Dr. Damien, aye, Dr. Birdwell, aye, Dr. Blackwelder, aye, Dr. Hosenfeld, aye, Dr. Hulme aye. The motion passed.
3. **Chandler, Michael-** Dr. Chandler is requesting the board allow him to reinstate his expired license based on his good standing with the North Carolina board. Dr. Chandler's TN license expired in 2000. Dr. Hulme made motion to accept his reinstatement application contingent upon completion of sixty (60) hours of TN Board approved continuing education hours. Six (6) of those hours must be the Risk Management and Sexual Boundaries course. Hours used to reinstate the license cannot be used toward the year requirement. Dr. Birdwell seconded the motion. Dr. Damien recused himself from this decision. Dr. Birdwell, aye, Dr. Blackwelder, aye, Dr. Hosenfeld, aye, Dr. Hulme, aye. The motion passed.
4. **Douglas, Allan and Amber-** Requesting waiver of 2020-2021 continuing education or allow to complete hours online. Dr. Hosenfeld made motion to allow Both Doctors to complete 2020 and

2021 CE's through distant learning. Dr. Hulme seconded the motion. Dr. Damien, aye, Dr. Birdwell, aye, Dr. Blackwelder, aye, Dr. Hosenfeld, aye, Dr. Hulme aye. The motion passed

5. **Sneed, Petra**-Request for extension to complete Intern Hours for CTA-Dr. Hulme made motion to allow until December 31, 2021 to complete Intern Hours. Dr. Birdwell seconded the motion. Dr. Damien, aye, Dr. Birdwell, aye, Dr. Blackwelder, aye, Dr. Hosenfeld, aye, Dr. Hulme aye. The motion passed.
6. **Janisse-McCarty, Donna**-Request the board to consider accepting all online CE during the Covid-19 pandemic. Dr. Hosenfeld made motion to refer to Executive Order 73, allowing for online CE's for all health professionals until February 27, 2021. Dr. Hulme seconded the motion. Dr. Damien, aye, Dr. Birdwell, aye, Dr. Blackwelder, aye, Dr. Hosenfeld, aye, Dr. Hulme aye. The motion passed.
7. **Showalter, Ted**-Request the board to consider accepting all online CE for 2020 and 2021. Dr. Hosenfeld made motion to refer to Executive Order 73, allowing for online CE's for all health professionals until February 27, 2021. Dr. Hulme seconded the motion. Dr. Damien, aye, Dr. Birdwell, aye, Dr. Blackwelder, aye, Dr. Hosenfeld, aye, Dr. Hulme aye. The motion passed.

Old and New Business

As a result of continued need for online courses, Dr. Hosenfeld presented the idea to research online courses in, respect to the Chiropractic field, and present the board with an acceptable standard required of providers to present courses through a distance learning format. Dr. Blackwelder made motion to allow Dr. Hosenfeld to research the best way to learn in regard to continuing education. Dr. Hulme seconded the motion. Dr. Damien, aye, Dr. Birdwell, aye, Dr. Blackwelder, aye, Dr. Hosenfeld, aye, Dr. Hulme, aye. The motion passed.

Continuing Education Board Policy Update

With the continued limits on in person gatherings across the state, the Governor has adopted a series of Executive Orders relative to the COVID-19 pandemic, the most recent being Executive Order No. 73 on December 22, 2020. Both of these subsequently adopted orders require modification of the Board's previously adopted policy. Dr. Blackwelder made motion to accept the amended board policy in response to the Executive Order issued by the Governor. Dr. Hulme seconded the motion. Dr. Damien, aye, Dr. Birdwell, aye, Dr. Blackwelder, aye, Dr. Hosenfeld, aye, Dr. Hulme, aye. The motion passed.

2021 COVID-19 Policy To Further Clarify Continuing Education Requirements

On July 16, 2020, the Board of Chiropractic Examiners adopted a policy entitled "COVID 19: Policy Regarding Health, Safety, Advertising, and Continuing Education Safety". Since the adoption of that policy, the Commissioner of Health adopted Policy No. 20-1 on July 20, 2020. The Governor has adopted a series of Executive Orders relative to the COVID-19 pandemic, the most recent being Executive Order No. 73 on December 22, 2020. Both of these subsequently adopted orders require modification of the Board's previously adopted policy.

The purpose of this Policy is to clarify for licensees the continuing education requirements they must meet for 2020 and 2021. Prior to the COVID pandemic, chiropractic physicians were required to complete 24 clock hours of Board-approved continuing education during each calendar year (Rule 0260-02-.12(1)). A maximum of 6 of the 24 clock hours could be obtained through distance learning courses (Rul3 0260-02-.12(4)(b)).

The Governor's Executive Order No. 73 suspends, for all healthcare professionals, "the requirement that any continuing education credits and hours be obtained in-person or at a live

event” (page 2 of Executive Order, section 7.4). This suspension will continue until the expiration of the Executive Order (currently February 27, 2021, but expected to be extended to a later date). All other requirements of the statute and rules regarding continuing education remain in effect. **As a result of this Executive Order, a chiropractic physician must obtain 24 hours of approved continuing education for 2020 and 24 hours of approved continuing education for 2021, but these hours may be obtained through either live events or distance learning courses or any combination of the two.**

T.C.A. §63-4-112(c)(2)(A) provides that attendance at any course conducted by the American Chiropractic Association, the International Chiropractors Association, or the Tennessee Chiropractic Association is considered appropriate for compliance with the continuing education requirements. **This applies to both live events and distance learning courses conducted by any of these organizations.**

A distance learning course conducted by any other organization or person during the duration of this policy (including FCLB/PACE program), must be approved by the Board of Chiropractic Examiners based on the items mentioned in §63-4-112(c)(2)(A) and Rule 0260-02-.12(d) and on other factors that the Board believes should be considered in determining the quality of the course. All distance learning courses must be accompanied by the licensee’s successful completion of a written post experience examination to evaluate the licensee’s retention of the material in the course, as required by Rule 0260-02-.12(4)(a).

Through this Policy, the Board reaffirms its previously stated policy that licensees have until December 31, 2021 to obtain the total of 48 hours of continuing education that they must obtain for 2020 and 2021.

For additional information regarding COVID-19 guidelines please visit the Department of Health’s webpage <https://covid19.tn.gov/>

Adopted by the Board of Chiropractic Examiners on the 28th day of January, 2021

Rationale: To provide clarity to Tennessee licensed chiropractic physicians, chiropractic therapy assistants, and chiropractic x-ray technologists regarding continuing education considerations as a result of recent executive orders during the COVID-19 pandemic.

Discussion on penalty for lapsed license and unlicensed practice

Mr. Cole presented the board with multiple ideas on a revision of currently lapsed license policy. The board decided to place discussion of the current lapsed license policy on the agenda for the April 15, 2021 board meeting.

NBCE Delegates

Dr. Hosenfeld nominated Dr. Hulme as Primary NBCE Delegate and Dr. Damien as Alternative NBCE Delegate. Dr. Blackwelder seconded the motion. Dr. Damien, aye, Dr. Birdwell, aye, Dr. Blackwelder, aye, Dr. Hosenfeld, aye, Dr. Hulme aye. The motion passed.

Meeting Dates for 2022 calendar year

Dr. Blackwelder made motion to accept the 2022 proposed board meeting dates as presented. Dr. Birdwell seconded the motion. Dr. Damien, aye, Dr. Birdwell, aye, Dr. Blackwelder, aye, Dr. Hosenfeld, aye, Dr. Hulme, aye. The motion passed.

January 27, 2022,

April 21, 2022

July 21, 2022

October 20, 2022

Election of Officers

Dr. Blackwelder made motion to nominate Dr. Damien as Board President, Dr. Hosenfeld as Vice President, and Dr. Hulme as Secretary. Dr. Birdwell seconded the motion. Dr. Birdwell seconded the motion. Dr. Damien, aye, Dr. Birdwell, aye, Dr. Blackwelder, aye, Dr. Hosenfeld, aye, Dr. Hulme, aye. The motion passed.

With no further items to discuss, Dr. Hulme made motion to adjourn this meeting at 2:08pm CST. Dr. Blackwelder seconded the motion. . Dr. Damien, aye, Dr. Birdwell, aye, Dr. Blackwelder, aye, Dr. Hosenfeld, aye, Dr. Hulme, aye. The motion passed.

MINUTES OF THIS MEETING WERE RATIFIED AT THE APRIL 15, 2021 BOARD MEETING.