

## **BOARD OF CHIROPRACTIC EXAMINERS**

### **MINUTES**

**DATE:** July 20, 2023

**TIME:** 9:00 AM CST

**LOCATION:** Poplar Conference Room  
665 Mainstream Dr, 1st Floor  
Nashville TN 37243

**MEMBERS PRESENT:** Cole Hosenfeld, D.C., President  
Curtis Damien D.C., Vice-President  
Dale Blackwelder, D.C., Board Member  
Kara Birdwell, D.C., Board Member  
Stephanie Lazenby, CTA/CXT, Board Member

**MEMBERS ABSENT:** Jason Hulme, D.C. Secretary  
Rob Ailey, Citizen Member

**STAFF PRESENT:** Noranda French, Board Director  
Mary V. Bennett, Board Manager  
Sabrina Craig-Boyd, Board Administrator 2  
Anahi Ramos Juarez, Board Administrator 1  
Kevin Griffin, Associate General Counsel  
Barbara Granum, Office of Investigations  
Emily Godwin, Health Licensure & Regulation

**GUESTS PRESENT:** Tiffany Stevens, TN Chiropractic Association  
Michael Baron, MD, MPH, DFASAM, TMF  
Ellen Gose, Legislative Liaison

## **Call to Order**

A roll call of board members was initiated, by Sabrina Craig-Boyd, Board Administrator. With a quorum present, the meeting started at 9:02 am, CST. Jason Hulme, DC and Mr. Ailey were not present at this meeting.

## **Board Meeting Minutes April 20, 2023**

Dr. Birdwell made a motion, to accept the April 20, 2023, board meeting minutes with 2 corrections. Dr. Blackwelder, seconded the motion. The motion carried.

## **Legislative Update 2023**

Ms. Ellen Gose addressed the Board with the Office of Legislative Affairs 2023 Legislative Updates as follows:

### **Noteworthy Health-Related Legislation**

- The Department of Health's administration bill successfully extended current opioid prescription protections that were put into place in 2018 under the Tennessee Together Act.
- The Department of Health was extended to June 30, 2027, following an audit and subsequent sunset hearings.
- Multiple boards administratively attached to the Department of Health were extended by the legislature following audits and subsequent sunset hearings.

### **Non-Health Related Legislative Activity of Note**

- June 19th is now designated as a state holiday for Juneteenth.
- State employees are authorized to use sick leave from a sick leave bank to care for a sick minor child of the employee.
- State employees must be provided six paid weeks of leave for the birth of the employee's child or because of the employee's adoption of a child.
- "Send Me" is now an additional state motto.
- The legislature passed an extensive transportation modernization act.
- The legislature passed a teacher paycheck protection act that, among other things, raises the minimum teacher salary to \$50,000 by 2026.
- Law enforcement officers and the district attorney general's office may extend criminal immunity to persons who are experiencing a drug overdose and who are seeking medical assistance.

## **Pertinent Public Chapters**

**Public Chapter No. 1—SB1/HB1—Johnson/Lamberth** This law prohibits a healthcare provider from knowingly performing or offering to perform on a minor, or administer or offer to administer to a minor, a medical procedure if the performance or administration of the procedure is for the purpose of enabling a minor to identify with or live as an identity inconsistent with the minor's sex. This bill does not prohibit such medical procedure if the performance or administration is to treat a minor's congenital defect, precocious puberty, disease, or physical injury or the medical procedure began prior

to the effective date of this act and concludes on or before March 31, 2024. This law also prohibits a person from knowingly providing a 2 hormone or puberty blocker by any means to a minor if the provision of the hormone or puberty blocker is not in compliance with this bill. This bill is effective on July 1, 2023.

**Public Chapter No. 41—SB256/HB75—Johnson/Lamberth** This law allows law enforcement or the district attorney general's office to extend criminal immunity from being arrested, charged, or prosecuted to persons who are experiencing a subsequent drug overdose. This bill takes effect on July 1, 2023. This was a Department of Mental Health and Substance Abuse's legislative initiative.

**Public Chapter No. 48—SB11/HB2—Johnson/Zachary** This law extends certain provisions within the code regarding Covid-19 established during the 2021 Special Session. This bill was effective on March 21, 2023.

**Public Chapter No. 49—SB94/HB50—Johnson/Lamberth** This law codifies the Acts of the 2022 legislative session. This law was effective on March 21, 2023.

**Public Chapter No. 55—SB680/HB895—Reeves/Hurt** This law clarifies that the Medical Assistance Act of 1968 does not require a vendor, healthcare provider, or telehealth provider group that provides healthcare services exclusively via telehealth to have a physical address or site in this state in order to be eligible to enroll as a vendor, provider, or provider group for that program. This law defines telehealth provider as two or more healthcare providers that share a common employer and provide healthcare services exclusively via telehealth. This law was effective on March 21, 2023.

**Public Chapter No. 88—SB334/HB704—Jackson/Doggett** This law authorizes the Tennessee Bureau of Investigation to create new divisions outside of the investigation division, the forensic services division, and the narcotics division. This law also expands the duties of the Medicaid fraud control unit to investigate and refer for prosecution violations of laws pertaining to misappropriations of funds or property and complaints of abuse, neglect, and financial exploitation of Medicaid recipients. This law was effective on March 31, 2023.

**Public Chapter No. 94—SB679/HB803—Reeves/Marsh** This law authorizes certified medical assistants, pursuant to a physician's or nurses' delegation, to administer or prepare only medications that have been ordered by authorized healthcare provider and that are consistent with policies and procedures of the applicable licensed facility. This law also amends the current list of authorized medications by requiring intramuscular or subcutaneous medications to continue to be in a single dose and adds rectal medications and medications prepared by the certified medical assistant for administration by the provider. This law also prohibits certified medical assistants from preparing the current list of drugs prohibited from delegation by a physician or nurse. This law was effective on March 31, 2023.

**Public Chapter No. 99—SB925/HB1429—Lundberg/Hicks** This law removes the requirement that a provider of home medical equipment services that has a principal place of business outside this state maintain an office or place of business within this state. This law also requires the board for licensing health care facilities to promulgate rules to identifying contacts for state surveyors and state surveys. This law was effective on March 31, 2023.

**Public Chapter No.103—SB1225/HB0556—White/Littleton** This law requires that court clerks notify the health facilities commission, instead of the department of health, when an offender is placed on the registry of persons who have been determined to have abused, neglected, misappropriated, or exploited the property of vulnerable individuals. This law also requires that notice must be provided within 90 days of conviction of the offense. This law became effective on March 31, 2021.

**Public Chapter No.107—SB72/HB1195—Watson/Williams** This law authorizes nurse practitioners and physician assistants to refer individuals, either orally or in writing, for physical therapy. This law also removes certain minimum education requirements to engage in the independent practice of physical therapy and allows physical therapists to treat patients without a referral from a physician under certain circumstances. This bill clarifies the definition of “notified” for purposes of treating a patient without a referral. This act became effective on April 4, 2023.

**Public Chapter No.156—SB40/HB206—Roberts/Ragan** This law extends the Department of Health to June 30, 2027. This law was effective on April 17, 2023.

**Public Chapter No. 168—SB600/HB90—Hensley/Moody** This law prohibits counties, municipalities, and metropolitan governments from expending funds for the purpose of assisting a person in obtaining a criminal abortion. This prohibition includes using funds as part of a health benefit plan or for travel to another state for the purpose of obtaining an abortion. This law was effective on April 17, 2023.

**Public Chapter No. 188—SB277/HB325—Johnson/Lamberth** This law extends legislation enacted in 2018 to preserve opioid prescription limitations for acute care. In addition, this law exempts individuals who had recent cancer treatment from this prescription limitation. “Recent cancer treatment” is defined as six months following the end of an active cancer treatment. This law creates an exception for informed consent where a healthcare practitioner who issued the initial prescription does not have to obtain and document informed consent, if the subsequent prescription is for the same opioid and for the same episode of treatment. Outside of this exception, informed consent must be updated periodically. This law also requires the Commissioner of the Department of Health to provide a letter, in consultation with the health-related boards, no to certain elected officials that includes information on the impact and the effects of this legislation in each even-numbered year. This law was effective on April 24, 2023. This law was a Department of Health legislative initiative.

**Public Chapter No. 200—SB675/HB667—Reeves/Hicks** This law re-writes the prescription drug donation repository program act. This law creates prescription drug donation repository program where pharmacies may donate prescription drugs that meet certain qualifications. Donation and facilitation of a donation are not considered wholesale distribution, and a person donating or facilitating a donation does not require licensure as a wholesaler. Drugs will be dispensed based on a property system where indigent persons, a person whose income is below 600% of the federal poverty level, are the first to receive them. This law does not authorize the resale of prescription drugs. This law takes effect January 1, 2024.

**Public Chapter No. 221—SB678/HB1194—Reeves/Williams** This law makes changes to the Alzheimer's and dementia respite care program. These changes include adding a new definition for “respite care” to mean temporary, substitute support or living arrangements to provide a brief period of relief or rest for informal caregivers. This law also adds new requirements for which the program must comply. This law was effective on April 25th, 2023.

**Public Chapter No. 244—SB1392/HB1213—McNally/Sexton** This law makes changes to the “Tennessee Right to Shop Act” and changes the structure of certain insurance incentives and out of pocket payments. This law takes effect July 1, 2023.

**Public Chapter 246—SB1294/HB1309—Kumar/Bailey** This law prohibits a life insurance provider from canceling a life insurance policy based on genetic information, from requesting or requiring genetic testing as a condition of insurability, and from accessing the genetic data of an individual without consent. This law is ultimately effective on January 1, 2024.

**Public Chapter No. 270—SB859/HB982—Reeves/Terry** This law protects a person's statement regarding the use or possession of marijuana to a healthcare provider through the course of a person's medical care for the purpose of obtaining medical advice on the adverse effects of marijuana with other medications or medical treatments. Under this law, such statement is not admissible as evidence in a criminal proceeding in which the person is a defendant unless a person expressly waives this prohibition and requests that the statement be admitted as evidence. This law was effective on April 28, 2023.

**Public Chapter No. 285—SB1237/HB306—Hensley/Bulso** This law requires, in connection with an interscholastic athletic activity or event where membership in the TSSAA (Tennessee Secondary Athletic Association) is required, a student enrolled in a private school in this state to participate in an athletic activity or event only in accordance with the student’s sex as defined in code. This does not prohibit a student whose sex is female from participating on a team designated for male students if the school does not offer a separate team for female students in that sport. This law was effective on April 28, 2023.

**Public Chapter No. 300—SB551/HB448—Lowe/Davis** This law requires governmental entities to provide a period of public comment for public meetings but authorizes the governmental entities to place reasonable restrictions on the period for public comment. This does not apply to a meeting of a governing body, or a portion thereof, where the governing body is conducting a disciplinary hearing or a meeting for which there are no actionable items on the agenda. This takes effect July 1, 2023.

**Public Chapter No. 306—SB924/HB577—Rose/Parkinson** This law adds as an enhancement factor that can be considered during sentencing if a defendant has been convicted of aggravated assault or attempted first degree murder on the grounds or premises of a healthcare facility. Healthcare facility is defined as a hospital licensed under title 33 or 68. This law takes effect July 1, 2023.

**Public Chapter 313—SB745/HB883—Helton-Haynes/Briggs** This law specifies that terminating an ectopic or molar pregnancy does not constitute a criminal abortion. This law removes the current affirmative defense in law and instead provides that it is not an offense of criminal abortion if the abortion is performed or attempted by a licensed physician in a licensed hospital or ambulatory surgical treatment center and certain conditions are met. This law also requires the Department of Health to collect reports submitted under this law and report quarterly the number of abortions performed in this state to certain individuals in the executive and legislative branches no later than January 1, April 1, July 1, and October 1 of each year. This law is effective April 28, 2023.

**Public Chapter No. 316—SB1426/HB1004—Roberts/Darby** This law requires an appointed member of a governing body for a state entity to serve in such capacity until the member's successor is duly

appointed and qualified. Under this, an appointed member of a board, commission, or other governing body for a state governmental entity may be removed by the member's appointing authority with or without cause. A vacancy created by the removal of a member must be filled by the appointing authority in the same manner as the original appointment. This law also creates an advisory council on state procurement. This law was effective on April 28, 2023.

**Public Chapter No. 337—SB269/HB317—Johnson/Lamberth** This law designates June 19th as a new official state holiday for Juneteenth. This law was effective on May 5, 2023, and applies to June 19, 2023. This was one of Governor Lee's legislative initiatives.

**Public Chapter No. 352—SB1345/HB1503—Watson/Vaughan** This law creates the "No Surprise Billing Consumer Protection Act." This act outlines how an insurer provides benefits to covered persons with respect to both emergency and non-emergency medical services and outlines how the insurer must reimburse for such services. This act also allows an insurer to dispute claims with the Department of Commerce and Insurance as well as requires the Department to maintain an all-payer health claims database. This law has different effective dates for different portions of the law. However, all purposes will be effective on January 1, 2024.

**Public Chapter 386—SB193/HB702—Lundberg/Doggett** This law adds fentanyl, carfentanil, remifentanyl, alfentanil, and thiafentanyl to what constitutes a qualifying controlled substance for purposes of certain felony offenses. This law is on July 1, 2023, and applies to offenses after that date.

**Public Chapter No. 395—SB0666/HB0885—Reeves/Hawk** This law creates the Prior Authorization Fairness Act and, among other things, establishes processes for prior authorization requests and appeals of adverse determinations. For purposes of rulemaking, this law was effective May 11, 2023. For all other purposes, this law is effective January 1, 2025, unless otherwise specified within the Act.

**Public Chapter No. 412—SB1398/HB1242—Reeves/Powers** This law makes it a Class A misdemeanor to knowingly possess xylazine and makes it a Class C felony to knowingly manufacture, deliver, or sell xylazine, or to knowingly possess xylazine with intent to manufacture, deliver, or sell xylazine. This law exempts veterinarians. This law is effective July 1, 2023.

**Public Chapter No. 413—SB1120/HB1280—Jackson/Keisling** This law expands the offense of aggravated stalking to include a person who commits stalking against a victim who is at least 65 or older. This law takes effect on July 1, 2023.

**Public Chapter No. 426—SB0458/HB0496—Watson/Martin** This law requires certain health related boards to either render a decision on the application or inform the applicant of the need to appear before such board within 60 days from the date the respective board receives a completed application for licensure from either an initial applicant or an applicant who is licensed in another state or territory of the United States or in the District of Columbia. This law was effective on May 11, 2023, and applies to applications submitted on or after that date.

**Public Chapter No. 432—SB702/HB1095—Crowe/Boyd** This law places requirements for registration of a temporary healthcare staffing agency. This law requires a temporary healthcare staffing agency to submit a biannual report to the Health Facilities Commission. This law lays out penalties and disciplinary proceedings for temporary healthcare staffing agency, such as revoking registration, under certain circumstances. Sections of this law have differing effective dates.

**Public Chapter No. 466—SB858/HB952—Reeves/Boyd** This law makes several changes concerning the powers and authorities of the Health Facilities Commission, including but not limited to authorizing the Commission to license facilities also licensed by the Department of Mental Health and Substance Abuse Services for the purpose of provide acute care services, authorizes the licensing and regulating of assisted-care facility administrators, amends the duties and responsibilities of the board for licensing health care facilities, authorizes the recovery and collection of civil monetary penalties under certain circumstances, and cleans up references to the Department of Health. This law has multiple effective dates. However, the law in its entirety will become effective on July 1, 2024.

**Public Chapter No. 477—SB1111/HB1380—Bowling/Ragan** This law creates the “Mature Minor Doctrine Clarification Act.” This act prohibits a healthcare provider from providing a vaccination to a minor unless the healthcare provider first receives informed consent from a parent or legal guardian of the minor. The healthcare provider must document receipt of and include in the minor's medical record proof of prior parental or guardian informed consent. This law also requires written consent from a parent or legal guardian before providing a minor with a COVID19 vaccine. Additionally, this law prohibits an employee or agent of the state to provide, request, or facilitate the vaccination of a minor child in state custody except when certain situations apply. This law was effective May 17, 2023.

**Public Chapter No. 486—SB1440/HB239—Roberts/Bulso** This law defines “sex” in code to mean a person's immutable biological sex as determined by anatomy and genetics existing at the time of birth and evidence of a person's biological sex. “Evidence of a person’s biological sex” includes, but is not limited to, a government-issued identification document that accurately reflects a person's sex listed on the person's original birth certificate. This law takes effect on July 1, 2023.

***Please note that these are high-level overviews of each public chapter. They do not include every detail or provide all bill information. Please review the text of the bill in its entirety at your own discretion. If you have any questions or need further clarity, please reach out to your attorney.***

### **Office of General Counsel**

Mr. Griffin presented the board with the Office of General Counsel report.

#### **Conflict of Interest**

If you have a personal or financial interest in the outcome of any issue or matter before this board which may suggest a bias on your part, you are asked to state that interest on the record so that a determination can be made as to whether there exists a need for recusal. You are reminded that 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 Matters:**

The Office of General Counsel currently has five (5) open disciplinary cases on four (4) chiropractic physicians, pertaining to the Board of Chiropractic Examiners.

### **Appeals**

There are no pending appeals from Board action.

### **Civil Suits**

None

### **Rules:**

The Office of General Counsel has one rule change in process, regarding the DC rules. The DC Telehealth rule packet is currently in process.

Mr. Griffin presented the Board with one (1) Consent Order.

### **Consent Order:**

#### **Jessica Taylor DC2465**

Stipulation of Facts- Dr. Taylor's TN DC licensure expired on June 30, 2022. On or about July 1, 2022, while practicing as a chiropractic physician at Chattanooga Spine and Wellness, located in Chattanooga TN, Respondent continued to practice after Respondent's chiropractic license had unknowingly expired. Stipulated Grounds for Discipline-TENN. CODE ANN.§63-4-114(a): (4) Immoral, unethical, unprofessional or dishonorable conduct.

Stipulated Disposition-Respondent's license to practice as a Chiropractor in Tennessee, pursuant to the authority vested in the Board under TENN. CODE ANN.§ 63-4-114 and 115m shall be and is hereby **REPRIMANDED**, beginning the effective date of this Order. Respondent is assessed six (6) Type B Civil Penalties in the amount of five hundred dollars (\$500.00) each, for a total of three thousand dollars (\$3000.00).

Dr. Damien made a motion, to accept the Consent Order as presented. Dr. Blackwelder seconded the motion. The motion carried.



## Office of Investigations

Barbara Granum with the Office of Investigations provided the board with the following report.

### Chiropractic Physicians

License Type: 1108 - Chiropractic Physician

Complaint Activity	Dec 2022	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Oct	Nov	Dec	YTD
New Complaints Opened		6	7	5	5	1	5	0						29
Total Closed Complaints		14	0	6	1	9	6	0						36
62 - Closed - Insufficient		4	0	0	0	0	0	0						4
7 - Closed BIV,EMS,HCF,AW		0	0	1	0	0	0	0						1
9 - Complaint Closed		3	0	2	1	4	3	0						13
93 - Closed - Ltr of Concern		2	0	0	0	2	1	0						5
94 - Closed - Warning Ltr		5	0	3	0	3	2	0						13
Currently Open Complaints	24	16	23	22	26	18	17	17						

#### ANALYSIS OF NEWLY OPENED COMPLAINTS

By Allegation	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Oct	Nov	Dec	YTD
20-Sexual Misconduct	0	0	0	0	0	1	0						1
22-Advertising	1	0	0	0	0	0	0						1
24-Malpractice/Negligence	0	1	0	0	0	0	0						1
26-Unprofessional Conduct	4	6	4	4	1	3	0						22
28-Medical Record Request	0	0	0	0	0	1	0						1
36-Lapsed License	1	0	0	1	0	0	0						2
42-Practice beyond the Scope	0	0	1	0	0	0	0						1

### Chiropractic Therapy Assistants

License Type: 1122 - Chiropractic Therapy Assistant

Complaint Activity	Dec 2022	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Oct	Nov	Dec	YTD
New Complaints Opened		1	0	3	0	0	0	0						4
Total Closed Complaints		0	0	1	0	4	0	0						5
7 - Closed BIV,EMS,HCF,AW		0	0	1	0	1	0	0						2
9 - Complaint Closed		0	0	0	0	1	0	0						1
93 - Closed - Ltr of Concern		0	0	0	0	2	0	0						2
Currently Open Complaints	1	2	2	4	4	0	0	0						

#### ANALYSIS OF NEWLY OPENED COMPLAINTS

By Allegation	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Oct	Nov	Dec	YTD
25-Unlicensed Practice	0	0	1	0	0	0	0						1
36-Lapsed License	1	0	2	0	0	0	0						3
Total:	1	0	3	0	0	0	0						4

## Chiropractic X Ray Technologist

License Type: 1145 - Chiropractic X-Ray Technologist

Complaint Activity	Dec 2022	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Oct	Nov	Dec	YTD
New Complaints Opened		0	0	0	0	0	0	0						0
Total Closed Complaints		0	0	0	0	0	0	0						0
None		0	0	0	0	0	0	0						0
Currently Open Complaints	0	0	0	0	0	0	0	0						0

### ANALYSIS OF NEWLY OPENED COMPLAINTS

By Allegation	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Oct	Nov	Dec	YTD
Total:	0	0	0	0	0	0	0						0

### Applicant Interviews:

**Amanda Luck-** Ms. Luck requested the board to allow her to reinstate her expired CTA license without completing all (18)CEU hours needed to reinstate. At meeting date, Ms. Luck had completed (12) of the (18) hrs and is registered to attend (12) hrs at the Southern Chiropractic Conference in August 2023. Dr Damien made a motion, to allow reinstatement and required Ms. Luck to complete CEU's by October 1, 2023 and notify the Administrative Office. Dr. Birdwell seconded the motion. The motion carried.

**Gina Somner-** Ms. Somner requested the board to accept her late CTA application. Dr. Birdwell made a motion, to approve the late application. Dr. Blackwelder seconded the motion. The motion carried.

### Ratification List

#### **Board of Chiropractic Examiners Ratification List April 6, 2023 – July 6, 2023**

#### Newly Licensed Chiropractic Physicians

Booker, Jordan  
 Borders, Sarah  
 Bowles, Alycia  
 Buchanan, Timonia  
 Budge, Marina  
 Burgett, Austin  
 Davis, Tabitha  
 Detrick, Maggie  
 Garouette, Nolan  
 Goesel, Andrew  
 Gonzalez, Frank

#### Reinstated Chiropractic Physicians

Darte, Erin  
 Mathis, Patrick  
 Smith, Monica

#### Acupuncture

Oakley, Christine

#### Temp/Extern

Zachary Spivey

Kamienski, Elaina  
Lehne, Ellie  
MacGregor, Ellie  
Makhoul, Evana  
Martin, Alyssa  
Monaco, Lori  
Nelson, William  
Oliver, Corey  
Ortiz, Valle  
Porter, Rylan  
Rice, Robert  
Shelstad, Chantal  
Smith, Monica  
Swanson, Dodgen  
Van Vleet, Tessie  
Wilkey, Jesse

**Newly Licensed Chiropractic Therapy Asst.**

Baker, Theresa  
Bancheek, Debbie  
Beckman, Stephanie  
Carson, April  
Chamberlain, Emily  
Gentry, Rebecca  
Gross, Miranda  
Henry, Donavon  
Hughes, Dalton  
Hunt, Whitney  
Jessop, Lisa  
Jones, Savanna  
Madriz, Sarai  
Mahabir, Allison  
Paul, Allison  
Perry, Andrew  
Shillings, Annmary  
Smith, Sydney  
Stinson, Sydney  
Sullivan Rose  
Thompson, Allyson  
Townsend, Laura  
Waits, Olivia  
Watkins, Jana

**Reinstated Chiropractic Therapy Asst.**

Leon, Karen  
Richards, Tammy  
Smith, Amber  
Vick, Crystal  
Warren, Barbara

**Closed CTA Applications**

Weismuller, Brooke  
Williams, Leslie

**Newly Licenses Chiropractic X-Ray Tech.**

Andolfi-Pierson, Melody  
Ferrell, Esther  
Hughes, Dalton  
Kincaid, Sarah  
Smith, Riley

**Reinstated Chiropractic X-Ray Tech**

**Closed CXT Applications**

Leonard, Courtney

Dr. Birdwell made a motion, to accept the ratification list as presented. Dr. Blackwelder seconded the motion. The motion carried.

**Board Administrative Report**

**BOARD OF CHIROPRACTIC EXAMINERS  
ADMINISTRATOR REPORT  
July 20, 2023**

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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 July 6, 2023, the Board of Chiropractic Examiners has **1498** active Chiropractic Physicians, **421** Chiropractic Therapy Assistants, and **127** Chiropractic X-Ray Technologists.

**LICENSURE STATUS TOTALS FROM THE MONTHS OF  
April 6, 2023 through July 6, 2023**

<b>CHIROPRACTIC PHYSICIAN</b>	
Total applications received – 248	
New licenses issued – 27	Renewal Total – 173
Reinstatements – 2	Online Renewals – 127
Temp Licenses/Externships- 1	Paper Renewals – 46
Licenses Retired – 6	% Using Online System 73%
Failed to Renew/Expired Licensees – 6	
New Acupuncturist-	

<b>CHIROPRACTIC THERAPY ASSISTANT</b>	
Total applications received – 74	
New licenses issued – 26	Renewal Total – 26
Reinstatements – 5	Online Renewals – 20
Licenses Retired – 16	Paper Renewals – 6
Failed to Renew/Expired Licensees – 11	% Using Online System 77%
<b>CHIROPRACTIC X-RAY TECHNOLOGIST</b>	
Total applications received – 24	
New licenses issued – 5	Renewal Total – 15
Reinstatements – 0	Online Renewals – 13
Licenses Retired – 3	Paper Renewals – 2
Failed to Renew/Expired Licensees – 3	% Using Online System 87%

**Audit Update**

Initial run of the audit in January revealed 154 non-compliant DC’s. Upon closing the audit in April, 73 DC’s were issued agreed citations with 27 of those being presented today. All agreed citations not presented for ratification or appealed, will be forwarded to the Disciplinary Coordinator.

Initial run of the audit in January revealed 57 non-complaint CTA’s. Upon closing the audit in April, 50 CTA’s were issued agreed citations with 12 of those being presented today. All agreed citations not presented for ratification or appealed, will be forwarded to the Disciplinary Coordinator.

Initial run of the audit in January revealed 17 non-compliant CXT’s. Upon closing the audit in April 9 CXT’s were issued agreed citations with 2 of those being presented today. All agreed citations no presented for ratification or appealed, will be forwarded to the Disciplinary Coordinator.

**Upcoming Board Meeting Dates**

- October 19, 2023
- January 25, 2024
- April 18, 2024

July 18, 2024  
October 17, 2024

### **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 or [unit2hrb.health@tn.gov](mailto:unit2hrb.health@tn.gov).

### **Agreed Citation**

The following names were issued agreed citation for non-compliance of the 2022 CEU Audit. All licensees have paid the fine and agreed to the terms of the citation. Dr. Birdwell made motion to accept the agreed citations as presented. Dr. Blackwelder seconded the motion. The motion carried.

Anderson, Emily	CTA1703
Batson, Rayna	CTA1671
Bernier, Jaymi	DC3493
Brigance, Cassandra	CXT859
Buchkovich, Simon	CTA1701
Burlison, Annette	DC3440
Chandler, Michael	DC1217
Clark, Cabrina	CTA1699
Cook, Michael	CTA1650
Ditmarsen, Zachary	DC3152
Flannagan, Joseph	DC2927
Grooms, Courtney	CTA1489
Haight, Steven	DC2063
Hurst, Rickey	DC300
Jarrell, Maxwell	DC3505
Jenkins, Paige	CTA1695
Kemp, Shelby	DC3395
McClain, Jenna	CTA1698
McQueary, Dustin	DC3403
Miller, Rylie	CTA 1660
Myers, Bobby Lee	DC1882
Newcomb, Thomas	DC402
Petracci, Michael	DC3443
Popadic, Marija	DC3427
Roberts, Jeremy	DC3504
Schneider, Robert	DC3513

Sharp, Patrick	DC3512
Siegal, Eric	DC2991
Snyder, Mark	DC3502
Spehar, Andrew	DC2911
Stiltner, Ashley	DC2349
Streeter, Allison	CXT784
Streeter, Allison	CTA1431
Tant, Shirlee	CTA359
Thompson, Taylor	DC3486
Trabue, William	DC3392
Treadway, Brittany	DC3472
Tysdal, John	DC3503
Wander, Stephen	DC3301
White, William	DC1386
Whitlock, Meredith	CTA892

#### **Correspondence:**

- A. Christopher and Kristina Bearden**-Requested the board accept hours taken online in 2022 and waive the agreed citation for CE Violation. Dr. Damien made a motion to deny the request and uphold the agreed citation. Dr. Birdwell seconded the motion. The motion carried.
  
- B. Sean Burkhardt**-Requested the board waive the agreed citation for 2022 CE Violation. His license is currently retired. A motion was made by Dr. Damien, seconded by Dr. Birdwell, to approve the request with the stipulation that Mr. Burkhardt not reinstate his license in the future without first completing the shorted hours, including the (6)hr new licensee course. The motion carried.
  
- C. Lora Derr**-Requested the board to accept hours taken online in 2022 and waive the agreed citation. Dr. Blackwelder made a motion, to table the item until the October 2023 board meeting. The board has tasked Associate General Counsel Kevin Griffin to research ADA guidelines and present at the October meeting. Dr. Damien seconded the motion. The motion carried.
  
- D. Kerry Keiser**-Requested the board accept hours taken in 2023 to apply to 2022 and waive the agreed citation issued. Dr. Damien made a motion, to accept her request. Dr. Blackwelder seconded the motion. The motion carried.
  
- E. Robert Roach**-Requested the board waive agreed citation due to multiple medical issues experienced in 2022. His license is currently retired. Dr. Damien made a motion, to waive the agreed citation. Dr. Blackwelder seconded the motion. The motion carried.

- F. Joel Twist-**Requested the board waive agreed citation due to multiple medical issues experienced in 2022. His license is currently retired. Dr. Damien made a motion to waive the agreed citation. Ms. Lazenby seconded the motion. The motion carried.
- G. James Warlick-**Requested the board waive the agreed citation for 2022 CE Violation. Dr. Blackwelder made a motion, to deny the request. Dr. Damien seconded the motion. The motion carried.
- H. Josh Wheeler-**Requested the board allow (6)hrs taken in 2023 to apply to 2022 making him compliant for 2022 CE Audit and waive the agreed citation. Dr. Damien made a motion, to approve his request. Dr. Blackwelder seconded the motion. The motion carried.
- I. Debra Cole-**Requested the board waive the agreed citation for 2022 CE Violation. Ms. Lazenby made a motion, to deny the request. Dr. Blackwelder seconded the motion. The motion carried.
- J. Megan Fowler-**Requested the board to allow hours taken in 2023 to apply to 2022 making her compliant for the 2022 CE Audit and waive the agreed citation. Dr. Birdwell made a motion, to approve her request. Dr. Blackwelder seconded the motion. The motion carried.
- K. Krstina Kemp-**Requested the board waive the agreed citation for the 2022 CE Violation. Dr. Blackwelder made a motion, to deny the request. Ms. Lazenby seconded the motion. The motion carried.
- L. Jessica Man-**Requested the board waive the agreed citation for 2022 CE Violation. Dr. Blackwelder made a motion, to deny the request. Ms. Lazenby seconded the motion. The motion carried.
- M. Madeleine Roe-** Requested the board waive the agreed citation for 2022 CE Violation. Dr. Damien made a motion, to deny the request. Dr. Blackwelder seconded the motion. The motion carried.
- N. Erin Jacobs-** Requested the board to allow hours taken in 2023 to apply to 2022 making her compliant for the 2022 CE Audit and waive the agreed citation. Dr. Damien made a motion, to approve her request. Dr. Blackwelder seconded the motion. The motion carried.



### **Old and New Business**

Old and new business items were tabled to the October 2023 board meeting.

Adjourn:

With no further items to discuss, Dr. Blackwelder made a motion, to adjourn at 11:35 am. Dr. Damien seconded the motion. The motion carried.

**THESE MINUTES WERE RATIFIED AT THE OCTOBER 19, 2023 BOARD MEETING.**