

MISSISSIPPI STATE BOARD OF CHIROPRACTIC EXAMINERS

MINUTES

Special Called Teleconference Meeting of August 24, 2023
353 South 4th Street, Morton, Mississippi 39117
In Accordance with MISS. CODE ANN. § 25-41-11 (1)

I. CALL TO ORDER

Dr. Allen called the meeting to order at 12:11 p.m.

II. ROLL CALL

Yvonne Laird provided a roll call with the following present.

David Allen, D.C., Chairman
Mary Gayle Armstrong, M.D.
S. Neely Berry, D.C.
B. Tripp Henderson, D.C.
Felicia F. King, D.C.

Board Members Absent:

Desmond Hoda, D.C., Vice-Chairperson

A quorum was present for voting purposes.

Others present were:

Catherine Bell, Special Assistant Attorney General / Counsel for the Board
Denise DeRossette, MSBCE Fiscal Agent
Donna Janisse-McCarty, D.C. / Claims Reviewer
Yvonne Laird, Executive Secretary
Donald Taylor, D.C. / Claims Reviewer
Willie Webb, Contract Employee / Treasurer, Mississippi Chiropractic Association

III. APPROVAL OF THE AGENDA

The motion was made by Dr. Henderson to approve the Agenda as submitted. Dr. King provided a second. The vote was, as follows:

Aye - David Allen, D.C.,	Aye - B. Tripp Henderson, D.C.
Aye - Mary Gayle Armstrong, M.D.	Absent - Desmond Hoda, D.C.,
Aye - S. Neely Berry, D.C.	Aye - Felicia F. King, D.C.

IV. REPORT OF OFFICERS

- A. Chairman – no report
- B. Vic-Chairman – absent – no report

V. COMMITTEE REPORTS

- A. Continuing Education – Upcoming

1. Chiropractic Association of Louisiana
Dr. King made the motion that the Chiropractic Association of Louisiana seminar entitled "X-Ray Proficiency & Safety for the Chiropractic Assistant" for August 26-27, September 16-17, and October 7-8, 2023 be approved for chiropractic assistants for six (6) hours. Dr. Henderson provided a second. The vote was, as follows:

Aye - David Allen, D.C.,	Aye - B. Tripp Henderson, D.C.
Aye -Mary Gayle Armstrong, M.D.	Absent -Desmond Hoda, D.C.,
Aye - S. Neely Berry, D.C.	Aye - Felicia F. King, D.C.

2. Tennessee Chiropractic Association
Dr. King made the motion to approve multiple programs for chiropractors, chiropractic assistants and chiropractic radiological technologist to be presented by the Tennessee Chiropractic Association on August 25 – 27, 2023, as submitted on Attachment A of these minutes. Dr. Henderson provided a second. The vote was, as follows:

Aye - David Allen, D.C.,	Aye - B. Tripp Henderson, D.C.
Aye -Mary Gayle Armstrong, M.D.	Absent -Desmond Hoda, D.C.,
Aye - S. Neely Berry, D.C.	Aye - Felicia F. King, D.C.

B. Continuing Education – Past

1. ChiroCredit.com
Dr. King made the motion to approve the fifteen (15) hours taken by three (3) claim reviewers in February, 2023. Dr. Armstrong provided a second. The vote was, as follows:

Aye - David Allen, D.C.,	Aye - B. Tripp Henderson, D.C.
Aye -Mary Armstrong, M.D.	Absent -Desmond Hoda, D.C.,
Aye - S. Neely Berry, D.C.	Aye - Felicia F. King, D.C.

VI. REPORT OF COUNSEL

Catherine Bell made an inquiry as to whether the Board members were open for a Board Member Training which would be held in conjunction with the October 26, 2023 Board meeting. It was determined that a training would be beneficial and was scheduled for 6:00 p.m. on Wednesday, October 25, 2023 at the Hyatt to eliminate the necessity for additional travel and overnight stay for members in attendance. Mrs. Bell will provide the training agenda and related attachments. No further action required by the Board.

VII. OLD BUSINESS

As a matter to record, Yvonne Laird advised the Board of the following:

- A. Claims Reviewer – License #101: MSBCE was advised by the licensee that he had chosen not to renew his claims reviewer license at this time.
- B. Chiropractic Assistant – Certificate #2481: MSBCE has advised the chiropractor that the six (6) online hours taken for the 2022 and the 2023 renewals were not accepted and the employee would not meet the Board's requirements for renewal; therefore could not be employed at this time. MSBCE confirmed that online CE classes were not permitted and agreed that compliance with chapter 10 of the rules and regulations could not be circumvented by firing and re-hiring a chiropractic assistant.
- C. Chiropractor – License #1016 – Expired June 30, 2004

Counsel advised that there were no options available for the renewal of this license other than those provided by Chapter 22, Section 100 of the MSBCE Rules and Regulations.

- D. Chiropractor – JC (Tennessee 2000) – No Part IV - Has Applied for Examination in October

Counsel advised that pursuant to § 73-6-17 that *residents and non-resident applicants shall have first successfully completed parts 1, 2, 3, and 4, and the physical modality section of the examination prepared by the National Board of Chiropractic Examiners*; therefore, eliminating this applicant from the examination and Mississippi licensure through UROLA, reciprocity and regular rules of entry.

- E. Chiropractor – BG (South Carolina 2001) – No Part IV – Passed Examination July 27, 2023
The motion was made by Dr. King to set aside and nullify the board action of July 27, 2023 because he did not meet the criteria to sit for the examination and was not eligible for licensure. Dr. Berry provided a second. The vote was, as follows:

Aye - David Allen, D.C.,	Aye - B. Tripp Henderson, D.C.
Aye -Mary Armstrong, M.D.	Absent -Desmond Hoda, D.C.,
Aye - S. Neely Berry, D.C.	Aye - Felicia F. King, D.C.

VIII. NEW BUSINESS

Dr. Armstrong, with the second of Dr. King, moved as follows: the Executive Director is granted the authority to pay, without first seeking Board approval, routine, monthly items that are being paid according to a contract (with the exception of the contracts previously approved by the MSBCE at the July 2023 board meeting) and/or paid for a commodity so long as the payment for such contract and/or commodity does not exceed \$500.00 per occurrence. Additionally, and without first seeking Board approval, the executive director may pay bills/invoices that are generated for services or commodities by the contracts that were approved by the MSBCE during the July 2023 board meeting even if the amount of these payments exceeds \$500.00 per occurrence. The vote was, as follows:

Aye - David Allen, D.C.,	Aye - B. Tripp Henderson, D.C.
Aye -Mary Armstrong, M.D.	Absent -Desmond Hoda, D.C.,
Aye - S. Neely Berry, D.C.	Aye - Felicia F. King, D.C.

Dr. Armstrong, with the second of Dr. King, moved as follows: payments and/or reimbursements for any contracts (with the exception of the contracts previously approved by the MSBCE at the July 2023 board meeting) and/or commodities when the payment for such contract and/or commodity exceeds \$500.00 per occurrence, may be paid by the Executive Director only after the payment request is submitted to, reviewed by, and approved by both the chairman of the MSBCE and one other board member. If approved by the chairman of the MSBCE and another board member, a meeting and/or vote of the MSBCE is not required before the Executive Directory may make payment(s) of the bills/invoices. Dr. Allen and Dr. Berry were approved to serve in this role. The vote was, as follows:

Aye - David Allen, D.C.,	Aye - B. Tripp Henderson, D.C.
Aye -Mary Armstrong, M.D.	Absent -Desmond Hoda, D.C.,
Aye - S. Neely Berry, D.C.	Aye - Felicia F. King, D.C.

IX. ADJOURNMENT

There being no further business to come before the Board, the motion was made Dr. Henderson, with a Second by Dr. Armstrong to adjourn the special called teleconference meeting of the Mississippi State Board of Chiropractic Examiners at 1:16 p.m.

APPROVED BY THE BOARD:

ON _____ on behalf of the Board Michael Allen DG

MISSISSIPPI STATE BOARD OF CHIROPRACTIC EXAMINERS

AGENDA, as Revised

SPECIAL CALLED TELECONFERENCE MEETING – THURSDAY, AUGUST 24, 2023 AT 12:00 NOON
353 SOUTH FOURTH STREET, MORTON, MS 39117

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| I. | CALL TO ORDER | DAVID ALLEN |
| II. | ROLL CALL FOR TELECONFERENCE MEETING | |
| | David Allen, D.C., Chairman | Desmond Hoda, D.C., Vice-Chairperson |
| | B. Tripp Henderson, D.C. | Felicia F. King, D.C. |
| | S. Neely Berry, D.C. | Mary Gayle Armstrong, M.D. |
| | OTHERS PRESENT VIA TELECONFERENCE | |
| | Catherine Bell, Special Assistant Attorney General / Counsel for the Board | |
| | Willie Webb, President – Mississippi Chiropractic Association | |
| | PRESENT AT PUBLIC LOCATION – 353 SOUTH 4 TH STREET, MORTON, MS 39117 | |
| | Yvonne Laird, Executive Director | |
| III. | APPROVAL OF THE AGENDA | |
| IV. | REPORT OF OFFICERS | |
| A. | CHAIRMAN | DAVID ALLEN |
| B. | VICE-CHAIRPERSON | DESMOND HODA |
| V. | COMMITTEE REPORTS | |
| A. | CONTINUING EDUCATION – UPCOMING (ATTACHMENT A) | FELICIA KING |
| 1. | Chiropractic Association of Louisiana (CA) | |
| | August 26-27, 2023; September 16-17, 2023; October 7–8, 2023 | |
| 2. | Tennessee Chiropractic Association (C, CA, CRT); August 26-27, 2023 | |
| B. | CONTINUING EDUCATION – PAST | |
| 1. | ChiroCredit.com (CR) | |
| | February, 2023 | |
| VI. | REPORT BY COUNSEL | CATHERINE BELL |
| A. | BOARD MEMBER TRAINING – TO BE SCHEDULED | |
| VII. | OLD BUSINESS | DAVID ALLEN |
| A. | Claims Reviewer – License # 101 | |
| B. | Chiropractic Assistant – Certificate #2481 | |
| C. | Chiropractor – License # 1016, Expired June 30, 2004 | |
| D. | Chiropractor – JC (Tennessee 2000) – No Part IV - Has Applied for Examination in October | |
| E. | Chiropractor – BG (South Carolina 2001) – No Part IV - Passed Exam 7/27/2023 | |
| VIII. | NEW BUSINESS | DAVID ALLEN |
| A. | PROTOCOL FOR CONTRACTUAL BILLINGS (ATTACHMENT B) | |
| B. | PROTOCOL FOR MONTHLY EXPENSES (ATTACHMENT B and C) | |
| IX. | ADJOURNMENT | DAVID ALLEN |