

North Carolina Board of Chiropractic Examiners
Regular Board Meeting
October 27, 2017
Minutes



Time and Place of Meeting: A regular meeting of the North Carolina Board of Chiropractic Examiners was held in Greensboro, North Carolina at the Sheraton Hotel at Four Seasons on Friday, October 27, 2017.

Members Present: Dr. Kevin Sharp
Dr. Thomas Ayres
Dr. Richard Davis, Jr.
Mr. Adam Bridgers
Dr. Bruce Hilton
Dr. Jessica Benningfield
Dr. John Hammer

Members Absent: Ms. Jacqueline Hobbs

Quorum Present: Yes

Staff Present: Mr. Thomas Sullivan, Executive Director
Mr. Vance Kinlaw, Counsel to the Board
Dr. Ricky Sides, Director – Standards & Enforcement

Invited Guests: Ms. Heather Wrenn, Executive Director - NCCA
Carolina Chiropractors Representative

Meeting Called to Order: Dr. Sharp called the meeting to order at 10:00 AM, took roll and stated that a Quorum was present. He reminded all Board Members of their responsibilities under the Ethics and Conflict of Interest statutes and the Board’s mission and statutory responsibilities to protect the public in all of its actions.

Approval of Minutes: Dr. Sharp asked if there were any comments or corrections to the Minutes from the Regular Board Meeting held on October 27, 2017.

With no comments or corrections, a Motion was made to approve the Minutes of the Regular Board Meeting held on July 27, 2017 as submitted. The Motion was seconded and Approved.

President’s Remarks: Drs. Sharp and Hilton reported out on the FCLB District Meeting they attended in September.

Dr. Sharp also discussed the recent announcements around FAA physicals. Dr. Hilton was assigned to get more information and potentially set-up a call with people knowledgeable in this area.

North Carolina Board of Chiropractic Examiners
Regular Board Meeting
October 27, 2017
Minutes



Guest Speaker: Dr. Sharp introduced Mr. Bob Crumley, President of Founder's Hemp. Mr. Crumley was asked to present on the history of Hemp and the current legal environment around the use of Hemp and Hemp based-products.

Attorney's Report: Mr. Kinlaw began the Attorney's Report with an update on the status of various Rules. Need final approval. Expect RRC approval April/May timeframe.

Direct Mail litigation involving attorney: Mr. Kinlaw reviewed the history of the case and stated that the case is based on the Federal Driver's Privacy Protection Act (Federal Act 1994). He will continue to follow the case.

Amicus Brief filed (BOE participated): NC Plumbers and Heating Contractors Board v. Winkler case reviewed. Plumbers and Heating Board lost and has appealed. Continue to monitor.

Disciplinary Items for review: Deferred to Closed Session

Rev Comm/Stds & Enforce: Dr. Sides reported on Complaint activity YTD 2017:

- Complaints filed – 21.
- PC Hearings held – 19.
- Complaints Resolved – 21 (includes prior years).
- PC found - 12 (includes prior years).

Dr. Sharp proposed and led a discussion on increasing the oversight of the CRC with the recommendation to create a rotating position on the CRC to review the activities of the CRC.

After some discussion, the subject was tabled, and Dr. Sharp indicated that more development work will be done on this prior to the January Board meeting where it will be discussed again.

Legislative Report: Dr. Sides gave a brief update on recent activities with the Insurance Commission.

Mr. Sullivan reviewed recent issue brought up by the State regarding Board Members as employees. He will continue to monitor this situation.

Mr. Sullivan reviewed the APO meeting held on 10/3/17. Sen. Wells called the meeting and proceeded to repeat 3-year old studies and bang the drum for OLB reform. He has limited support within the APO for his agenda but is expected to remain vocal on the subject.

**North Carolina Board of Chiropractic Examiners
Regular Board Meeting
October 27, 2017
Minutes**



Education Committee: Dr. Benningfield spoke about process change; since we a PACE state and accept all PACE approved courses, they do not have to be reviewed by the Education Committee. This will streamline the review process.

Executive Director's Report Mr. Sullivan reviewed the Q1 financials versus budget. Revenue was on budget while expenses were below budget due to combination of deferred expense (timing) and permanent savings compared to budget.

Mr. Sullivan reported that the Raleigh move is complete, and the Concord office will be closed on 10/31/17 as planned. New staff has been hired and trained during the month of October in Raleigh. The move is expected to come in at about 50% of budget.

Public Session: No members of the Public in attendance requested to speak.

Move to Closed Session: Dr. Sharp then requested the Board move to Closed Session to review disciplinary matters.

A Motion was made to enter Closed Session per N.C.G.S 143-318.11. to discuss a Disciplinary Matter. The Motion was seconded and Approved.

Closed Session: **(Redacted)**

Motion was made to go back to Open Session. The Motion was seconded and Approved.

Back to Open Session:

Old Business: NONE

New Business: Dr. Davis introduced a proposal to allow Board Members to obtain CE Credit for taking required training (i.e. Ethics training).

After some discussion, a motion was made to allow Board Members to receive CE credit for completing mandatory Board training. The Motion was seconded and Approved.

**North Carolina Board of Chiropractic Examiners
Regular Board Meeting
October 27, 2017
Minutes**



Announcements: Dr. Sharp announced that the next Regular Board Meeting will be held at 10 AM on Friday, January 26, 2018 at the Sheraton at Four Seasons in Greensboro, NC

Adjournment: With no further business to be brought before the Board, Dr. Sharp adjourned the Meeting at 1:50 PM.

Respectfully submitted this 26th day of January 2018.

Richard K Davis, DC, DABCO

Richard K. Davis, Jr., DC, DABCO
Secretary, Board of Chiropractic Examiners