

**North Carolina Board of Chiropractic Examiners**  
**Special Board Meeting**  
**August 20, 2019**  
**Minutes**



**Time and Place of Meeting:** A Special meeting of the North Carolina Board of Chiropractic Examiners was held via conference call on Tuesday, August 20, 2019.

**Members Present:** Dr. Kevin Sharp  
Dr. Thomas Ayres  
Dr. Thomas Mitchell  
Dr. Christopher Outten  
Dr. John Hammer  
Dr. Raymond Chavez  
Ms. Kimberly Swintosky  
Ms. Lulu Caballeros

**Absent:** None.

**Quorum Present:** Yes

**Staff Present:** Mr. Thomas Sullivan, Executive Director  
Mr. M. Jackson Nichols, Esq., NCL Board Counsel

**Meeting Called to Order:** Dr. Sharp called the meeting to order at 7:02 P.M., took roll, determined a quorum was present and reminded all Board Members their requirement to honor our Ethics and Conflict of Interest Requirements in carrying out our Legislative mandate to properly regulate doctors of chiropractic for the benefit and protection of the people of North Carolina.

**New Business:** Dr. Sharp referenced the pre-mailing package and the 3 items on the meeting agenda:

- Rule 10 .0206 Certification of Radiologic Technologist
- Dry Needling Position Statement
- New Rule 10 .0215 Petition for Predetermination.

Dr. Sharp referred to the final draft of modifications to 21 NCAC 10 .0206 as a follow-up to the discussion at the July Board meeting report out by Dr. Outten. Board staff has determined that two changes are require to 10 .0206 to effect the changes requested by the Board.

The first change is to require that all XT applicants complete the CCCA Certification course before being eligible to take the XT exam.

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The second change is the addition of a “practical requirement” as part of the required education that needs to be completed prior to receiving the XT certification.

**After some discussion, a motion was made to approve the Rule 10 .0215 as submitted with the following wording “and completion of the practical requirement as outlined on the Board website” in section (b). The motion was seconded. Dr. Sharp held a verbal vote count with all Board members voting to approve the motion.**

Dr. Sharp then referred the next agenda item, the final draft of the Position Statement on Dry Needling.

**After some discussion, a motion was made to approve the Position Statement for Dry Needling with the modified language suggested by Ms. Swintosky. The motion was seconded. Dr. Sharp held a verbal vote count with all Board members voting to approve the motion.**

Dr. Sharp then referred to the final agenda item, new Rule 10.0215 Petition of Predetermination. This Rule is required because of the passage H.B. 770 during the last session of the legislature that creates several new requirements of Occupational Licensing Boards (“OLB’s) in NC. Specifically, doctor of chiropractic applicants are allowed to petition the Board for a predetermination if they have a criminal record, as to how this will impact their application for licensure. The Rule outlines the process for making this request and the Board’s requirements to respond.

**After some discussion, a motion was made to approve new Rule 10 .0215 as submitted. The motion was seconded. Dr. Sharp held a verbal vote count with all Board members voting to approve the motion.**

Dr. Sharp stated that concluded the agenda for the meeting.

Announcements:

Dr. Sharp reminded the Board that the Nominee Elections on September 13, 2019 will begin at Noon.

Adjournment:

With no further business to be brought before the Board, Dr. Sharp adjourned the Meeting at 7:47 P.M.

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Respectfully submitted this 25<sup>th</sup> day of October 2019.

A handwritten signature in black ink that reads "John P. Hammer, DC". The signature is fluid and cursive.

John P. Hammer, DC  
Secretary, Board of Chiropractic Examiners