



STATE OF MARYLAND
BOARD OF CHIROPRACTIC EXAMINERS
OPEN SESSION BOARD MEETING
May 14, 2020 – 10:04 A.M. TO 12:04 P.M.

Teleconference Call

**MDH METRO EXECUTIVE BUILDING
4201 PATTERSON AVENUE
BALTIMORE, MD 21215**

Board Members Present

Gregory Lewis, D.C., President
Michael Moskowitz, D.C., Vice President
Robert Frieman, D.C., Past President
Joshua Levin, D.C., Secretary
Kindra Ingram, D.C., Board Member
Nelson Miranda, Consumer Member
Karen Munter, Consumer Member

Non-Members Present

Sharon J. Oliver, MBA, Executive Director
Kimberly B. Link, J.D., MDH Liaison
Grant D. Gerber, AAG, Board Counsel
Marc Ware, Investigator, Board Staff
Pamela Alston, Admin. Specialist, Board Staff
Linda Beyer, Fiscal Officer
Lillian Reece, Legislative Assistant
Warren Silver, D.C.
Mike Fedorcyk, D.C.
Keith Scott, D.C.

MINUTES

On May 14, 2020, the Maryland State Board of Chiropractic Examiners (the “Board”) met via Teleconference Call. In accordance with the Open Public Meeting Act, the regular meeting agenda was made available online at least 24 – hours prior to the meeting.

Call to Order, Roll Call, and Announcements – Dr. Gregory Lewis, President, called the Open Session Chiropractic Board Meeting to order at 10:04 a.m. Roll was called and all Board Members were present.

Review/Approval of the Open Session Agenda - Dr. Frieman motioned to approve the agenda with additions; 2nd by Dr. Moskowitz. The motion passed. Board Vote: 7/0/0.

Review/Approval of Open Session Minutes – March 12, 2020 –Dr. Frieman motioned to approve the Open Session Minutes; 2nd by Dr. Moskowitz. The motion passed. Board Vote: 7/0/0.

PRESIDENT’S REPORT

Dry Needling Regulations – After eight years of research and hard work, Dr. Lewis reported that the Dry Needling Regulations have passed. Dr. Lewis and Dr. Frieman thanked everyone involved in the process.

NBCE Annual Meeting – Teleconference – Dr. Frieman reported on the salient points from the first virtual meeting. Testing has been pushed back due to COVID-19; former Chiropractic Board President Dr. Michael Fedorcyk was re-elected as Secretary of the NBCE; a planning session for Part IV Exam is scheduled for June 2020 and the next administration of the Part IV Exam is scheduled for July 2020.

Expiring Board Terms – Board Terms for Dr. Frieman and Dr. Moskowitz will end on June 30, 2020. There is a replacement Board Member for Dr. Frieman. Due to COVID-19 the vetting for Dr. Moskowitz’s replacement



has been delayed. If new Board Members are not appointed and sworn in by the July 2020 Board meeting date, Drs. Frieman and Moskowitz will continue in their roles.

NEW BUSINESS

2021 Budget (Linda Beyer) – Linda Beyer reported that based on second quarter projections, the 2021 Chiropractic Board Budget are adequately funded.

Executive Committee Nominations/Election – The Board members voted for the 2021-2022 Executive Committee members. **President** - Dr. Michael Moskowitz, **Vice President** – Dr. Gregory Lewis, and **Secretary/Treasurer** - Dr. Joshua Levin. Kimberly Link tallied the votes and the results were announced by Dr. Frieman.

BOARD COUNSEL

Telehealth Law – Grant Gerber reported Telehealth Law that passed as an emergency measure and was signed on April 3, 2020. The Law addresses the inherent need for medical care and safe social distancing during COVID-19. Grant Gerber advised the Board to work on new Telehealth Chiropractic Regulations immediately.

Review of Board Counsel Role – Grant Gerber explained his role as counsel to the Board is to provide legal guidance, sit in on hearings and serve as an Ad-Hoc member on Board Committees.

05-06-2020 Executive Order – This amended order pertains to the “Resumption of Elective and Non Urgent Medical Procedures” and states that healthcare practitioners are to exercise their independent judgment on which procedures are essential. All practitioners are required complete a certification checklist, use effective PPE’s and stay in compliance with all CDC Guidelines.

EXECUTIVE DIRECTOR

Dry Needling Regulations Effective: May 18, 2020 – The Dry Needling Regulation goes into effect on May 18, 2020. All individuals who are presently practicing Dry Needling must complete a 3 CE recertification course to qualify for registration. The next available course with Dr. Fishkin is scheduled for June 3, 2020. Motion to provide a 30 -day extension for compliance with the recertification requirement, and to identify in-person course availability by Dr. Frieman, 2nd by Dr. Moskowitz. The motion passed. Board Vote: 7/0/0.

CA Duties Chart – Ms. Oliver and Dr. Ingram created and introduced a (draft) checklist chart of duties that can be performed by CA’s. Dr. Moskowitz referred the chart to the Regulations Committee for further review, edits, if necessary, and approval.

Impact of Governor’s Hiring Freeze – The Governor issued an order to freeze the hiring of State Employees. Sharon Oliver and Marc Ware recently interviewed candidates for the Licensing Coordinator position. However, if the position is not considered COVID-19 related, it will not be filled immediately. The justification submitted to hire a Licensing Coordinator is the inherent need to process applications and print licenses.

COVID-19 Board Office Cleaning – The office suite was cleaned and disinfected after an employee became ill but tested negative for the coronavirus. The invoice cost for the cleaning was split evenly between the Chiropractic and Massage Boards.

Per Diem Payments Processing – Telework schedules of state employees due to COVID-19 have resulted in the backlog and delayed processing of Board Member per diems



Forms update on Website – Sharon Oliver announced that she has completed the updates on the Chiropractic Forms. The next phase of edits and updates will be to the Chiropractic Applications.

Chiropractors with PT Privileges able to provide Telehealth PT Services for Medicaid Patients – Sharon Oliver received an inquiry regarding whether or not Chiropractors would be able to bill Medicaid for Telehealth Services. Sharon Oliver contacted Medicaid and received confirmation of payment and a fee schedule that will be posted to the Chiropractic Website.

NBCE Part IV Examination – Board Examiners – The NBCE Part IV Exam will be held in July. Dr. Ingram and Dr. Levin have confirmed their participation to administer the exams.

CA Exam – The Metro Center Building on Patterson Ave. is still closed to the public. Until the State of Emergency has been lifted, all CA Exams and DC jurisprudence Exams have been cancelled until further notice. Motion to petition the Governor for a 30-day extension for Externships, Internships, DC and CA Exam requirements by Dr. Frieman, 2nd by Dr. Moskowitz. The motion passed. Board Vote: 7/0/0. The Board will revisit the extension prior to the expiration date.

QUESTIONS

Approval for Preceptorship Program – The Board discussed whether preceptorship is granted to the Chiropractic Office or specifically to the individual Chiropractor the matter was referred to the Regulatory Committee for review and a recommendation to the full Board.

Can Chiropractic Assistant (CA) Trainees Continue to work? – Sharon Oliver replied that the Board will grant extensions to the CAs provided they submit a petition letter explaining their situation in detail to the Board.

Does a foreign language course satisfy a CEU requirement? – Yes. Dr. Levin emphasized that a foreign language class satisfies the CEU Diversity Component and affords a Chiropractor or CA the ability to communicate with patients who speak English as a second language.

COMMITTEE REPORTS

CE Committee Reports/Recommendations

- **“Treating Torticollis: Going Beyond Just the Neck”, CEU Hours: 12.25. Course Sponsor: PESI, Inc.** - The committee recommended approving this CEU Course.
- **“Spanish for Health Care Providers”, CEU Hours: 15.75. Course Sponsor: PESI, Inc.** – The committee recommended approving this CEU Course.

The Board accepted and approved all of the CEU Committee recommendations; The motion passed. Board Vote: 7/0/0.

Bylaws/Legislative – Nothing to report

Ratification of New Licensees & Registrants – March & April 2020



Chiropractors: March & April 2020

License No.	Name	Original License Date
04055	GARDNER, DUWAYNE H.	03/24/2020
04056	KEESEY, JENNIFER S.	01/30/2020

TOTAL 2

Newly Registered Chiropractic Assistants:

License No.	Name	Original License Date
RC2371	BELL, BIANCA M.	03/03/2020
RC2372	ROBINSON, JANELLE MARYAH ANN	03/03/2020
RC2373	VASQUEZ, MAYRA A.	03/03/2020
RC2374	YOUNG, BRITTANY N.	03/04/2020
RC2375	SEQUILLION, JORDAN A.	03/10/2020
RC2376	YOUNG, CAROLYN A.	03/10/2020
RC2377	MAIORIELLO GALLUS, ISABEL	03/12/2020
RC2378	VENTURA, YOSELIN	03/12/2020
RC2379	LEE, CHELSEA K.	03/24/2020
RC2380	EVANS, MELISSA L.	03/26/2020
RC2381	GARDNER, BRITTANY A.	04/14/2020
RC2382	LANCASTER, ERIN R.	04/14/2020

TOTAL 12

Motion to accept the newly licensed Chiropractors and registered Chiropractic Assistants by Dr. Frieman, 2nd by Dr. Levin. The motion passed. Board vote: 7/0/0. Congratulations to the New Registrants & Welcome to the State of Maryland!

CURRENT BOARD DATA

Licensee Category	Status Codes	Numbers
Chiropractor	Active	902
Chiropractor	Inactive	42
Chiropractic Assistant	Active	725
Chiropractic Assistant	Inactive	17

MISCELLANEOUS

Next Meeting Date – July 14, 2020 at 10:00 a.m.

Dr. Frieman moved to adjourn the Open Session Meeting at 12:04 p.m. and enter the Administrative Session Meeting; 2nd by Dr. Moskowitz. The motion passed. Board Vote: 7/0/0.

Respectfully Submitted,

Joshua Levin by ssv

Joshua Levin, D.C.
Secretary/Treasurer