

ALABAMA STATE BOARD OF CHIROPRACTIC EXAMINERS

BRIAN WELLS, D.C., PRES.
KENNETH RANDOLPH, D.C., VICE-PRES.
RENEE PHILPOT BOWEN, D.C., SEC /TRES.
J. MATTHEW YOUNGBLOOD, D.C. (PRECEPTOR)
LORI MCMILLIAN, D.C.
GREGORY MILLAR, D.C.
BRAD RUSSELL, D.C.
KIMBERLY OGLETREE, D.C.
JOHN SEGREST, CONSUMER MEMBER



AMY DEAVERS
EXECUTIVE DIRECTOR
126 CHILTON PLACE
CLANTON, ALABAMA 35045
1-800-949-5838
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Regular meeting of the Alabama State Board of Chiropractic Examiners, Friday, June 7, 2024, at the Marriot 280 Birmingham, 3590 Grandview Pkwy, Birmingham, AL 35243.

Prior notice of the meeting has been given, in accordance with the Alabama Open Meetings Act.

Roll was called. Those attending were: Dr. Wells – President, Dr. Randolph- Vice President, Dr. Bowen - Secretary/Treasurer, Members – Mr. Segrest, Drs. Ogletree, McMillian, Neill, Russell, Youngblood and Millar. Steven Brom-Legal Counsel. Amy Deavers, Executive Director, Kerry Forbus, Executive Assistant. Guests: Daniel Schrock, Peter Keen, Falon Keen and Newsha Nargaski.

Dr. Wells announced quorum existed and called the meeting to order at 2:09 PM.

Motion #1 was made by Dr. Russell and seconded by Mr. Segrest, “I move the Board ratify the January 19, 2024, and March 15, 2024 minutes.” Ayes- All. Nays-None PASSED

Amy Deavers gave the Financial Report

Motion #2 was made by Dr. Ogletree and seconded by Mr. Segrest, “I move the Board **adopt** the **Financial Report** as given.” PASSED / unanimous

Dr. Youngblood gave the Preceptor Report.

Amy Deavers gave the Wellness Report.

Motion #3 was made by Dr. Millar and seconded by Dr. McMillian, “I move the Board rescind Motion #3 “I move the Board adopt the Extern Rule 190-X-7-.02.” from the March 15, 2024 meeting as the comment period had not been met for adopting. Ayes- All. Nays-None PASSED

Motion #4 was made by Dr. Millar and seconded by Dr. Randolph, “I move the Board adopt the Extern Rule 190-X-7-.02.” Ayes- All. Nays-None PASSED (Exhibit A)

Motion #5 was made by Dr. Randolph and seconded by Dr. Millar, “I move the Board Board to adopt the Rule 190-X-1-.18 Fees with changes as the code does not allow the application fee to be more than \$150.” Ayes- All. Nays-None PASSED (Exhibit B)

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Motion #6 was made by Dr. Randolph and seconded by Dr. Millar, “I move the Board adopt the Fee Schedule to be effective August 12, 2024.” Ayes- All. Nays-None PASSED (Exhibit C)

The Board discussed concurrent bachelor’s degree with the DC degree and Externing at the same time. Per legal counsel it is acceptable to apply for Extern while obtaining the bachelors degree. Note: An applicant cannot be licensed without both degrees being obtained prior to the licensure.

The Board discussed potential legislation needed. Dr. Russell reported on this past legislative session.

The Board took a recess at 3:20 pm.

The meeting resumed at 3:28 pm.

Attorney Steven Brom advised the Board in his opinion it is appropriate for the Board to go into Executive Session regarding a pending legal matter according to 36-25A-7(a)(3).

Motion #7 was made by Dr. Millar and seconded by Dr. McMillian, “I move the Board to go into **Executive Session** for the following allowable reasons: discussing pending litigation, or controversies not yet being litigated but imminently likely to be litigated.” Roll call vote: Ayes- Randolph, Segrest, Ogletree, McMillian, Russell, Bowen, Youngblood, Millar, Wells. Nays-None PASSED

The time is 3:29 PM. The Board expects to reconvene to Regular Session at 3:45 PM.

The meeting resumed at 3:40 PM.

Steve Brom gave his legal report.

Motion # 8 was made by Dr. Ogletree and Dr. McMillian, “I move the Board **adopt the Consent Agreement with Randall Beckham** in connection with his **non owner application.**” Recused: Bowen and Youngblood Aye: others PASSED / unanimous

Motion # 9 was made by Dr. Russell and Dr. Ogletree, “I move the Board **approve Brian Wells travel** to present **Alabama Law** at the **CSA Seminar.**” PASSED / unanimous Note: The CSA pays these expenses.

Motion #10 was made by Dr. Russell and seconded by Dr. Millar, “I move the Board **amend the contract for Ballot Tabulation** with **Shawna Johnson CPA** for extension of time only.” Roll call vote: Ayes- Randolph, Ogletree, Segrest, Millar and Wells. Nays-None PASSED

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Motion #11 was made by Dr. Russell and seconded by Dr. Millar, “I move the Board enter a **renewal contract** with **Steve Brom** for **two (2) years** in the amount of \$50,000.” Roll call vote: Ayes- Randolph, Segrest, Ogletree, McMillian, Russell, Bowen, Youngblood, Millar, Wells. Nays-None PASSED

Motion # 12 was made by Dr. Randolph and seconded by Dr. Russell, “I move the Board **disapprove** the seminar “**Chiropractic Brilliance**” submitted by **Fetterman Events.**” Nay: Ogletree Abstained: Segrest, Bowen and McMillian Aye: others PASSED

The Board discussed the seminar “**Unlocking the Secrets of Coding and Billing**” by **Fetterman Events** no action was taken.

The Board discussed changing the format and wording of the renewal question about release of email no action was taken.

Motion # 13 was made by Dr. Randolph and seconded by Dr. Millar, “I move the Board **amend** the **Public Records Access Policy** as edited to match changes to the Code.” PASSED / unanimous (Exhibit D)

Motion # 14 was made by was made by Dr. Randolph and seconded by Dr. Millar, “I move the Board **propose an amendment** to **Rule Records 190-X-7-.11.**” PASSED / unanimous (Exhibit E)

The Board discussed the Alabama Opioid Settlement and meeting with Steve Marshall to see if he would allow for some of these funds to go toward more push for chiropractic before going to an MD who will just prescribe medication. A Presidential directive was given to contact Steve Marshall and the Governor.

Motion # 15 was made by was made by Dr. Millar and seconded by Dr. McMillian, “I move the **Board policy** be to **not charge a fee** for a **list of fill-in doctors** to doctors who need a fill in.” PASSED / unanimous

The Board discussed creating a Facebook page.

Motion # 16 was made by Mr. Segrest and seconded by Dr. Youngblood, “I move the Board table the discussion.” Ayes Segrest, Youngblood, Russell Nay Millar Motion failed.

This was tabled until the next meeting.

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Motion # 17 was made by Dr. Russell and seconded by Dr. Youngblood, “I move the **Board policy** be to **fine** licensees that do not record their chiropractic license before they begin practicing.”
PASSED / unanimous

Motion #18 was made by Dr. Millar and seconded by Dr. Randolph, “I move the Board approve a **two-step increase** to **Amy Deavers**, based on her annual evaluation.” Roll call vote: Ayes-Randolph, Segrest, Ogletree, McMillian, Russell, Bowen, Youngblood, Millar, Wells. Nays-None
PASSED

Motion # 19 was made by Dr. Millar and seconded by Dr. Randolph, “I move the Board **respond** to **Caroline Joy Company** as discussed.” PASSED/ unanimous

Mr. Brom and Dr Randolph left the meeting at 4:30 pm.

The Board discussed the **SHI quote** no action was taken.

The Board discussed changes in **NBCE Part IV** exam sites.

Motion # 20 was made by Dr. Russell and seconded by Dr. Ogletree, “I move the Board allow **ASCA (3) three-hour** seminar by **Brian Jensen** as online using link to his live presentation (not live) based on an emergency preventing his being present at the convention.” PASSED / unanimous

Motion #21 was made by Dr. McMillian and seconded by Dr. Ogletree, “I move the Board **give (2) two hours Alabama Law credit** to those guests attending today for license renewal.” PASSED / unanimous

Motion # 22 was made by Mr. Segrest and seconded by Dr. Bowen, “As the sole potential bidder has submitted an email indicating his bid will be significantly above the pre-set bid limit, the Board authorizes the Executive Director, Dr. Wells and Dr. Randolph to **seek a negotiated lower price or use the alternative measures** provided by Department of Construction Management while also **raising** the authorized **expenditure amount by \$50,000** subject to budget.” Roll call vote: Ayes-Randolph, Segrest, Ogletree, McMillian, Russell, Bowen, Youngblood, Millar, Wells. Nays-None
PASSED

Drs. Bowen and McMillian gave a report on their attendance at the NBCE Part IV testing in Daytona and California respectively on May 17-19, 2024.

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The Board reviewed upcoming meeting dates.

Motion # 23 was made by Dr. Ogletree and seconded by Dr. Wells, “I move the meeting be **adjourned.**” PASSED/unanimous

The meeting adjourned at 4:52 PM.

The Board members presented two (2) hours of Alabama Law from 6 to 8 pm at the ASCA Convention.

The next scheduled meeting date is Friday, July 12, 2024, at the at Alabama State Board of Chiropractic Examiners Office, Clanton, Alabama. at 8:00 AM.

Submitted by:

Brian Wells, D.C., President

Amy Deavers, Executive Director
Recording Secretary