

# MISSISSIPPI STATE BOARD OF CHIROPRACTIC EXAMINERS

## MINUTES

JANUARY 11, 2024, as Amended April 9, 2024  
HYATT PLACE, 1016 HIGHLAND COLONY PARKWAY, RIDGELAND, MS 39157  
In Accordance with MISS. CODE ANN. § 25-41-11 (1)

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I. CALL TO ORDER

Dr. Hoda, acting chair, called the meeting to order at 8:33 a.m.

II. ROLL CALL

Yvonne Laird provided a roll call with the following present.

Mary G. Armstrong, M.D.

S. Neely Berry, D.C.

Desmond Hoda, D.C.

B. Tripp Henderson, D.C.

Felicia F. King, D.C.

Members Absent:

M. David Allen, D.C., Chairman

A quorum was present for voting purposes.

Others present were:

Catherine Bell, Special Assistant Attorney General / Counsel for the Board

Yvonne Laird, Executive Secretary

Debbie Moore, D.C. – Moore Chiropractic Clinic

Mark Romano, D.C.

Doug Vaughn, Attorney at Law

III. APPROVAL OF:

THE AGENDA

The motion was made by Dr. Henderson to approve the Agenda as submitted.

Dr. Berry provided a second. The vote was unanimous. Motion carried.

THE MINUTES OF October 25, October 26, and December 28, 2023

Dr. Henderson moved to approve the minutes as presented. Dr. King provided a second. The vote was unanimous. Motion carried.

IV. FINANCIAL REPORT

Dr. Berry moved to accept the financial report, pending audit. Dr. King provided a second. The vote was unanimous. Motion carried.

V. REPORT OF OFFICERS

A. CHAIRMAN

Dr. Allen had no report.

B. VICE-CHAIRPERSON

Dr. Hoda had no report.

VI. COMMITTEE REPORTS

A. CONTINUING EDUCATION

Dr. Berry moved to accept the following continuing education programs as recommended by Dr. King, CE reviewer:

1. MCA – April 13-14, 2024, Flowood, MS – Table 100 Conference Center
  - a. Professional Boundaries in a Team Environment – 6 hours (CA's);
  - b. Professional Boundaries in a Team Environment – 8 hours (DC's);  
and
  - c. Danger...Danger....The Best Defense in having a Detailed Offensive – 4 hours (DC's)

Dr. Henderson provided a second. The vote was, as follows:

Absent – Dr. Allen	Aye – Dr. Armstrong
Abstained – Dr. Berry	Aye – Dr. Henderson
Aye – Dr. Hoda	Aye – Dr. King

Motion carried.

2. Dr. Henderson moved that the Continuing Education Approval Request Form is a mandatory document required on all continuing education submissions in order to provide clear and concise information for website viewing by all licensees. A second was provided by Dr. Berry. The vote was unanimous. Motion carried.
3. Dr. Henderson moved, as a point of clarification from previous minutes, that online classes are accepted for CRT training. A second was provided by Dr. King. The vote was unanimous. Motion carried.

B. RULES AND REGULATIONS

At the request of Dr. Hoda, Catherine Bell, Counsel for the Board, presented draft rules and regulations for discussion which included recommendations from the October, 2023 meeting. Additional modifications will be made and a final draft presented to the Board at the April 11, 2024 meeting.

C. EXAMINATION

Dr. Berry advised that nine (9) individuals had taken and passed the MSBCE jurisprudence examination, and Dr. Armstrong moved to grant licensure to the following applicants who had met all the licensing requirements:

Phillip Boruff	Terri Keys	Reggealika Bailey
Harrison Moss	Rebekah Parker	Victor Robinson
Gabriel Waddell	Jessica Wheat	Clara Wallace

A second was provided by Dr. Hoda. The vote was unanimous. Motion carried.

D. LEGISLATION

No legislation pending at this time.

VII. REPORT BY COUNSEL

A. ADA Policy

Dr. King moved to approve the ADA Policy as presented. A second was provided by Dr. Berry. The vote was unanimous. Motion carried.

- B. SEI Filings with the Ethics Commission  
As a reminder the Statement of Economic Impact deadline for filing with the Ethics Commission by Board members is May 1, 2024.
- C. Conflict of Interest Policy  
Dr. Armstrong moved the approve the Conflict-of-Interest Policy as presented. A second was provided by Dr. King. The vote was, as follows:
 

Absent – Dr. Allen	Aye – Dr. Armstrong
Abstained – Dr. Berry	Aye – Dr. Henderson
Aye – Dr. Hoda	Aye – Dr. King

 Motion carried.
- D. § 73-6-1 (8) MS Board of Veterinary Medicine Approved Animal Chiropractic Course  
Counsel was instructed to discuss the course requirements with counsel for MBVM and provide additional information at the April 11, 2024 meeting.
- E. FCLB Annual Conference – Phoenix, Arizona – Scholarship Application  
The board instructed counsel to apply for scholarship attendance at no cost to the board.

IX. EXECUTIVE DIRECTOR’S REPORT

- A. License Approvals  
Dr. Berry moved, with a second by Dr. King, to approve the following:
  1. Preceptor – Denton Spiers #956 / Spiers Chiropractic Center, Hattiesburg
  2. Intern – Nathan Spiers / Spiers Chiropractic Center, Hattiesburg
  3. Chiropractic Assistants
    - Keri Rodriguez (Desmond Hoda)
    - Jamie Peacock (Daniel Garvey)
    - Angela Rutherford (Sonya Denise Spencer)
    - Sommer Cooley (Chad Espeland)
    - Lucas Gibson (Rachel Waldrop)
    - Danielle Copeland (Daniel Garvey)
    - Rivers Wilson (Daniel Garvey)
 The vote was unanimous. Motion carried.
- B. Annual Report to the Governor  
Dr. Henderson moved to approve the Annual Report to the Governor. Dr. Berry provided a second. The vote was unanimous. Motion carried.
- C. FCLB – MSBCE Accepted Chiropractic Colleges  
Dr. King moved to accept FCLB approved chiropractic colleges for Mississippi licensure and post on the website with link for public information.  
A second was provided by Dr. Henderson. The vote was unanimous. Motion carried.

X. COMPLAINTS

- A. 2022-91/2022-92  
As requested, Dr. Mark Romano appeared before the Board. No action required.

## CLOSED DETERMINATION / EXECUTIVE SESSION

Dr. Armstrong moved to go into a closed session to determine whether an Executive Session was needed. The vote was unanimous. Motion carried.

Dr. King moved, seconded by Dr. Armstrong, that the Board had reason to go into Executive Session pursuant to Miss. Code Ann. § 25-41-7 (d) investigative proceedings regarding allegations of misconduct or violation of law. The vote was unanimous. Motion carried.

Within Executive Session the following action was taken:

### IX. COMPLAINTS / EXECUTIVE SESSION

#### A. Continued

2. 2023-4 – Dr. King motioned, with a second by Dr. Armstrong to close this case as the respondent is not a Mississippi licensee and not under the jurisdiction of this Board. The vote was unanimous. Motion carried.
3. 2023-5 – Dr. Berry motioned, with a second by Dr. Henderson to close this case as it was incomplete (failed to complete complainant identifying data and support documentation). The vote was, as follows:

Absent – Dr. Allen	Aye – Dr. Armstrong
Aye – Dr. Berry	Aye – Dr. Henderson
Recused – Dr. Hoda	Aye – Dr. King

- B. 2023-8 – Dr. King was assigned as investigating Board member in this case (also reference 2021-7 and 2021-9).

- C. 2023-7 – Dr. Hoda, investigating Board member, recommended that this case be dismissed as the \$300 had been refunded to the complainant and other request was outside the jurisdiction of this Board. Dr. Armstrong moved to accept the recommendation. Dr. Berry provided a second. The vote was, as follows:

Absent – Dr. Allen	Aye – Dr. Armstrong
Aye – Dr. Berry	Aye – Dr. Henderson
Recused – Dr. Hoda	Aye – Dr. King

Motion carried.

Dr. King motioned to exit Executive Session and return to Open Session. The second was provided by Dr. Armstrong. The vote was unanimous. Motion carried.

### X. OLD BUSINESS

#### A. § 73-6-13(1) Good Moral Character Requirement

Dr. Berry moved to require a finger-print based FBI / Mississippi background check as part of the licensing process for chiropractic licensing applicants applying for licensure on or after January 1, 2025. Dr. Armstrong provided a second. The vote was unanimous. Motion carried.

Dr. Henderson moved to initiate the purchase of the FingerPro ID Ten-Print Basic Package at a cost of \$4,895.00 for implementation effective January 1, 2025. Dr. King provided a second. The vote was unanimous. Motion carried.

Dr. King moved to accept the Policy for Determination of Criminal History as It Relates to Professional Licensure. A second was provided by Dr. King. The vote was unanimous. Motion carried.

B. Cost Estimates for Conference Attendance

At the request of the Board, cost estimates for board member attendance at the FCLB (District) was provided. Denise DeRossette will be preparing budget hearing materials for a requested increase of approximately \$20,000. The board determined that it would be much more beneficial if members could attend the national convention rather than the district; however total expenses should be relatively the same. No Board action required at this time.

XI. NEW BUSINESS

Application Fee for Chiropractor Claims Reviewers

Dr. Henderson moved to initiate an application and renewal fee for chiropractor claims reviewers in the amount of \$25 [pursuant to MCA Section 73-6-34 (2) (d)]. The fee will be incorporated in the proposed rules and regulations to be presented to the Board by Counsel on April 11, 2024 for an implementation date established after OLRC review.

Dr. King provided a second. The vote was, as follows:

Absent – Dr. Allen	Aye – Dr. Armstrong
Opposed – Dr. Berry	Aye – Dr. Henderson
Aye – Dr. Hoda	Aye – Dr. King

XII. APPROVAL OF EXPENSES

After review, Dr. Berry moved, with a second by Dr. Hoda, to approve the following expenses:

October 27, 2023 thru January 11, 2024

Cornerstone Consulting Group

J-Bar and Associates, Inc. – management fee October, November, December, 2023

J-Bar and Associates, Inc. – reimbursable expenses to include:

Postage; office supplies unique to the MSBCE, Board meeting expenses for October 25, October 26, 2023 and January 11, 2024; and CSpire – designated phone (769-798-5052).

AT & T phone charges for July 2023

DFA MMRS Quarterly Billing

ITS Billing – October, November, December 2023

PersonlTech – services outside of contract

Mileage and Expenses for January 11, 2024 Board Meeting for Members

A second was provided by Dr. Armstrong. The vote was unanimous. Motion carried.

XIII. ADJOURNMENT

There being no further business to come before the Board, Dr. Barry moved, with a second by Dr. Henderson, to adjourn the regular scheduled meeting of the Mississippi State Board of Chiropractic Examiners at 12:05 p.m.

APPROVED BY THE BOARD ON: 4/9/24

By and on behalf of the Board David Allen D.C.