

TEXAS BOARD OF CHIROPRACTIC EXAMINERS
William P. Hobby Building
333 Guadalupe, Suite 3-825
Austin, Texas 78701

Board Meeting: 9:00 A.M. – Adjournment
Hobby Building, Tower 3, Room 100

Friday, December 15, 2017

BOARD MEETING MINUTES

The Texas Board of Chiropractic Examiners met on December 15, 2017, to consider and act, as necessary, on matters within the jurisdiction of the Board, which are listed on the agenda established for this meeting.

1.0 Call to order, Roll call & Vote on absences.

Call to Order, Roll Call and Establishment of a Quorum. Voted as necessary on excusing any absent Board members.

Action Taken: Board President Mark Bronson, D.C. called the meeting to order at 9:09 a.m. and called the roll. A quorum was announced. The absent board members Nick Baucum, Gus Ramirez and John Riggs were deemed excused.

Others present were:

Kenya Woodruff, Public Member
Dr. Karen Campion, Vice-President
Michael Henry, Member
Dr. Amy Gonzalez, Secretary/Treasurer
John Steinberg, Public Member
Courtney Ebeier, General Counsel
Scott Stalnaker, Legal Assistant
Lisa Agarwal, Administrative Assistant
Scott Parker, Investigator
Norma Rodriguez, Investigator

2.0 EXECUTIVE SESSION.

At **9:17 a.m.** the Board President closed the meeting to the public and the Board met in Executive Session for consultation with counsel pursuant to Section 551.071, Government Code, wherein the Board and essential staff discussed agency personnel matters.

The Board reconvened in open session after Executive Session at **10:45 a.m.** to vote on items considered in Executive Session as necessary.

3.0 CONSIDERATION OF MOTIONS RELATED TO ITEMS DISCUSSED IN EXECUTIVE SESSION.

Board members offered motions related to items discussed in Executive Session.

Action Taken: Amy Gonzalez, DC, **MOVED** and John Steinberg, public member, **SECONDED** to accept Patricia Gilbert's resignation as Executive Director effective December 31, 2017 and to approve employing Scott M. Parker as the **Interim Executive Director**, starting January 1, 2018, until interview process for a new Executive Director is complete and the position is filled. After consideration, the Board **APPROVED** the motion.

Action Taken: Karen Campion, DC, **MOVED** and John Steinberg, public member, **SECONDED** to authorize the Staff to coordinate an interview schedule of selected candidates for the Executive Director position, including reserving a room for conducting the interviews. After consideration, the Board **APPROVED** the motion.

4.0 ENFORCEMENT.

The Board and the Enforcement Committee received a report from the General Counsel concerning pending enforcement investigations and possible actions pursuant to the Chiropractic Act §201.554.

Action Taken: Amy Gonzalez, DC, **MOVED** and John Steinberg, public member, **SECONDED** to approve the issuance of an Agreed Order to resolve TBCE **Case No. 2017-501**. After consideration, the Board **APPROVED** the motion.

Action Taken: Amy Gonzalez, DC, **MOVED** and John Steinberg, public member, **SECONDED** to approve the issuance of an Agreed Order to resolve TBCE **Case No. 2017-502**. After consideration, the Board **APPROVED** the motion.

General Counsel further reported on pending enforcement cases concerning non-licensed chiropractic facility owners and recent legislation, effective September 1, 2017, which dissolved board regulation of chiropractic facilities. Thereafter, the Board voted, in the interest of judicial economy, to close without prejudice, or otherwise revise the following cases, concerning non-licensed facility owners.

Action Taken: Amy Gonzalez, DC, **MOVED** and John Steinberg, public member, **SECONDED** to issue a Cease and Desist Order in TBCE File No. **2017-265**, and issue a memorandum to the file. After consideration, the Board **APPROVED** the motion.

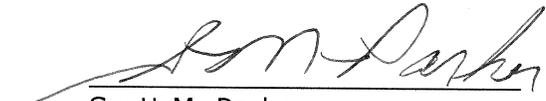
Action Taken: Amy Gonzalez, DC, **MOVED** and Kenya Woodruff, public member, **SECONDED** to close TBCE File No. **2017-199** for insufficient evidence and issue a memorandum to the file. After consideration, the Board **APPROVED** the motion.

Action Taken: Amy Gonzalez, DC, **MOVED** and Kenya Woodruff, public member, **SECONDED** to close TBCE File No. **2017-282** and issue a memorandum to the file. After consideration, the Board **APPROVED** the motion.

Action Taken: Amy Gonzalez, DC, **MOVED** and Kenya Woodruff, public member, **SECONDED** to close TBCE File No. **2017-391** for insufficient evidence and issue a memorandum to the file. After consideration, the Board **APPROVED** the motion.

Adjournment at: 12.00 PM.

Statement: I affirm that the above is a true and correct rendering of the minutes for the Texas Board of Chiropractic Examiners Board Meeting held on the above referenced date. The minutes from the Board Meeting held on December 15, 2017 were approved by the Texas Board of Chiropractic Examiners at its regularly scheduled Board meeting held on February 15, 2018.



Scott M. Parker
Interim Executive Director
Texas Board of Chiropractic Examiners



Date