
Florida Board of Chiropractic Medicine

BOARD MEETING AGENDA

August 27, 2021 at 8:30 A.M. ET

The Florida Board of Chiropractic Medicine will hold a meeting Friday, August 27, 2021, commencing at 8:30 a.m. This meeting will be held at the Hyatt Regency, 9801 International Drive, Orlando, Florida 32819, to which all persons are invited to attend.



Gretchen Saunders
Chair

Christina McGinnis, MPH
Executive Director

BOARD MEMBERS

Gretchen Saunders, Chair
Jason Comerford, DC
Julie Mayer Hunt, DC, FCCJP, DICCP
Walter Calvin Melton, Jr., DC
Anthony Oliverio, DC
Michael Roberts, DC
Ellen Ostman, Esquire, Consumer

BOARD STAFF

Christina McGinnis, MPH, Executive Director
Dontavia Wilson, Program Operations Administrator

BOARD COUNSEL

Lawrence Harris, Senior Assistant Attorney General

COURT REPORTER

Magnolia Court Reporting, (407) 896-1813

Recording

Participants in this public meeting should be aware that these proceedings are being recorded. An audio file of the meeting will be posted on the Florida Board of Chiropractic Medicine's website.

Participants are asked to mute themselves upon entering the meeting to reduce background noise. Participants will be recognized by the Chair when it is their turn to speak.

Attendance and Continuing Education Credit

Pursuant to section 456.013, Florida Statute, and Rules 64B2-13.004 and 64B2-13.007, Florida Administrative Code, attendance requirements or Continuing Education credits are available at this meeting. First year chiropractors seeking attendance and chiropractors seeking continuing education credits must sign in, stay for the duration of the meeting, and sign out, as detailed in rule.

I) CALL TO ORDER

- A) Roll Call
- B) Welcome

II) SERVICE AWARDS

- A) Fifty Year Service Awards
- B) Christopher Fox, DC
- C) Mindy Weingarten, DC
- D) Danita Heagy, DC
- E) Kevin Fogarty, DC

III) PROFESSIONALS RESOURCE NETWORK, INC. (PRN)

- A) Overview Presentation by Dr. Martha Brown

IV) PROSECUTOR REPORT

- A) Florida Department of Health, Bureau of Enforcement Overview
- B) Prosecutor Report

V) DISCIPLINARY PROCEEDINGS

- A) Settlement Agreements
 - 1) Jeremy Eric Thompson, D.C., Case No.: 2019-49606
 - 2) Roderick Jones, D.C., Case No.: 2019-05178
 - 3) James W. Gatza, D.C., Case No.: 2016-14446

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- B) Informal Hearings
 - 1) Justin Boylan, CCPA, Case No.: 2019-17555
 - 2) Kenton Scott Owens, D.C., Case No.: 2018-19650
 - 3) Alan Chad Smith, D.C. Case No.: 2020-01064
 - C) Petition for Termination of Licensure Conditions
 - 1) Octavio Fernandez, D.C., Case Nos.: 2010-24153, 2010-24154, & 2010-18950

VI) APPLICATIONS PRESENTED FOR REVIEW

- A) Boyd Williams, D.C., 501/15454
- B) David Avolio, D.C., 501/15474
- C) Justin Coffeen, D.C., 501/14863
- D) Marfel Casingal, D.C., 501/15538
- E) Sean Bennington, D.C., 501/15138
- F) Vida Vodopalas-Puodziunas, D.C., 501/10867
- G) Whitney Powell, D.C., 501/15331
- H) John Rontondi III, D.C. 501/9543
- I) Debra Logan, D.C. 501/13989

VII) PETITION FOR WAIVER/VARIANCE

- A) Casey Rogers, D.C., 501/14789; 64B2-13.004: Continuing Education
- B) Gerald Bogin, D.C., 501/6400; 64B2-13.004: Continuing Education
- C) Michael Perusich, D.C., 501/14529, 64B2-13.007: Continuing Education Requirements During Initial Licensure Period

VIII) PETITION TO INITIATE RULE MAKING

- A) 64B2-13.004: Continuing Education
 - 1) Rick Warner, DC
 - 2) Roderick A. Lacy, MD, DC
 - 3) Cheryl McFarland-Bryant, DC

IX) BOARD COUNSEL REPORT

- A) Rules
 - 1) July & August Rules Reports
 - 2) Annual Regulatory Plan Review and Discussion
 - 3) 64B2-10.0055 Notice to the Department of Mailing Address and Place of Practice
 - 4) 64B2-16.011 Notice of Noncompliance
 - 5) 64B2-16.0075 Citations
 - 6) 64B2-16.0035 Notice of Proposed Rule
 - 7) 64B2-17.0021 Sexual Misconduct
 - 8) 64B2-16.003 Guidelines for the Disposition of Disciplinary Cases
- B) Antitrust Updates
 - 1) Smile Direct Club, LLC v. Battle 11th CCA 19-12227 Parker-Brown Immunity
 - 2) Biden Executive Order: July 9, 2021

X) EXECUTIVE DIRECTOR REPORT

- A) Continuing Education & Board Meeting Attendance
 - 1) Data & Referrals Updates
 - 2) Process Improvement Options
 - 3) Rule Discussion: 64B2-13.007 - Continuing Education Requirements During Initial Licensure Period
- B) Licensure Renewal Fees
 - 1) Data Review
 - 2) Confirmation of Fees by Biennium

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- C) National Board of Chiropractic Examiners (NBCE)
 - 1) Applications Waiting for Examination
 - 2) State Board Examiner Nomination Request
 - 3) Jurisprudence Examination Update
 - D) 2022 Proposed Meeting Dates
 - E) Quarter Three Budget Review

XI) COMMITTEE REPORT

- A) Budget – Ms. Saunders
- B) Certified Chiropractic Physician’s Assistant – Dr. Hunt
- C) Continuing Education – Dr. Comerford/Dr. Melton
- D) Compliance – Dr. Roberts
- E) Credentials – *Pending Assignment*
- F) Examination – Dr. Roberts
- G) Legislation – Dr. Olivero/Dr. Comerford
- H) Probable Cause – Ms. Ostman/Dr. Melton
- I) Rules – Dr. Olivero
- J) Unlicensed Activity – Dr. Hunt
- K) Outstanding Service Award – Ms. Saunders

XII) CONTINUING EDUCATION

- A) Request for Reconsideration: Florida Chiropractic Association (CE Course 20-771847)
- B) NBCE Review Request: Dr. Hunt

XIII) OLD BUSINESS

XIV) NEW BUSINESS

XV) RATIFICATIONS

- A) Licensure
 - 1) Chiropractic Physician
 - 2) Certified Chiropractic Physician Assistant
- B) Continuing Education
 - 1) CE Providers & Courses approved by CE Committee Chair

XVI) APPROVAL OF MINUTES

- A) May 21, 2021
- B) August 9, 2021

XVII) PUBLIC COMMENT

XVIII) NEXT MEETING DATE

- A) November 5, 2021

XIX) ADJOURNMENT