

FLORIDA | Board of Chiropractic Medicine

OFFICIAL MINUTES

March 19, 2020

Department of Health
4042 Bald Cypress Way
Tallahassee, Florida



Danita Heagy, D.C., *Chair*
Chris Fox, D.C., *Vice-Chair*
Anthony Spivey, DBA, *Executive Director*

The Florida Board of Chiropractic Medicine held a meeting on Thursday, March 19, 2020, commencing at 1:00 p.m. This meeting was held at the Department of Health, 4042 Bald Cypress Way, Tallahassee, Florida at meet me number (888) 585-9008, participant code 136-103-141, to which all persons were invited to attend. Participants in this public meeting were made aware that these proceedings were being recorded and that an audio file of the meeting will be posted to the board's website

AGENDA

1 **I. CALL TO ORDER (Roll Call):**
2

- 3 Danita Heagy, D.C., Chair
- 4 Christopher Fox, D.C., Vice-Chair
- 5 Kevin Fogarty, D.C., F.I.C.A.
- 6 Mindy Weingarten, D.C.
- 7 Julie M. Hunt, D.C.
- 8 Paul Licata

9
10 **BOARD STAFF**

- 11
- 12 Anthony Spivey, DBA, Executive Director
- 13 Kelly Woodard, Regulatory Supervisor

14
15 **BOARD COUNSEL**

- 16
- 17 Lawrence Harris, Board Counsel

18
19 **COURT REPORTER**

- 20
- 21 For the Record
- 22 850-222-5491

23
24 **II. EXECUTIVE ORDER 20-52**
25

26 Mr. Harris explained that the purpose of the meeting was for the board to consider the
27 executive order and the potential solutions that would give licensees the ability to comply
28 with their continuing education requirements by other means.
29

30 **III. 460.408, Florida Statutes – Continuing Chiropractic Education**
31

32 Mr. Harris explained that although Chapter 460, F.S. requires completion of all continuing
33 education hours, it contains a provision that allows the board to make exceptions in an
34 emergency or hardship situation. Mr. Harris explained the board's traditional procedures in
35 handling hardship exemptions requests.
36

37 **IV. Rule 120.54, Florida Statutes – Rulemaking**

38
39
40
41
42
43
44
45
46
47
48
49
50
51
52
53
54
55
56
57
58
59
60
61
62
63
64
65
66

Mr. Harris explained emergency rulemaking procedures for other healthcare boards that do not have the authority to make exceptions to statutory provisions. Mr. Harris also explained that emergency rulemaking did not apply to the Board of Chiropractic Medicine since they have been granted statutory authority. Mr. Harris suggested that the board either grant individual extensions by designating a board member to review each request or grant a single extension to all affected licensees.

Action: Motion to allow all active licensees to renew on or before March 31, 2020 provided that they pay their license renewal fee; and those active licensees that are deficient in their continuing education hours for the current biennium have until January 1, 2021 to complete those hours; and request that staff generate reports for the purposes of auditing; and send those licensees for prosecution should they not comply with the Board’s order made by Dr. Fogarty. Second made by Dr. Hunt.

Vote: 6 yeas/0 opposed. Motion Carried.

V. Sample Notice of Emergency Rule – Board of Podiatric Medicine

Mr. Harris presented an example of an emergency rule created by the Board of Podiatric Medicine.

At the conclusion of the board’s discussion and vote on all agenda items, the board addressed multiple public comments.

Action: Motion to adjourn at 2:10 pm made my Mr. Licata. Second made by Dr. Hunt.

Vote: 6 yeas/0 opposed. Motion Carried.