



# Board of Chiropractic Examiners - Public

July 13, 2023 at 8:30 AM

7 Eagle Square, Concord NH 03301

## Attendance

### Members Present:

Dr. Tamara Lovelace (TL), Chair; Dr. Denise Pickowicz (DP), Secretary; Dr. David Lundgren (DL); Dr. Stephanie Ryan (SR)

### Members Absent:

Lawrence Patten

*Dr. Lundgren arrived at 8:39 am*

### Staff Present:

Jeanne Webber, Board Administrator; Elizabeth Eaton, Esq., Board Counsel; Bethany Cottrell, Director, *via Zoom*; Donna Long, Public Information Officer, *via Zoom*

#### I. Call to Order

Meeting was called to order at 8:37 a.m., with a quorum of the Board present.

#### II. Approval of Minutes

##### A. June 8, 2023

#### **Motion:**

Upon a motion by SR, with a second by DP, the Board voted to approve the minutes as stated; motion passed.

#### III. Public Appearances - No Items

#### IV. OPLC/Board Administrator Updates

##### A. Schedule

#### V. Tabled

#### VI. New Business

##### A. Renewal Requests

##### 1. Alexandra Fleming

Requesting an extension of the renewal period pursuant to Ch 402.03 (c), (d) and (e)

#### **Motion:**

Upon a motion by DL, with a second by DP, the Board voted to approve the continuing education that was submitted as complete pursuant to Ch 405.01 (d)(2)(b); motion passed.

2. Brett Racine

Requesting an extension of the renewal period pursuant to Ch 402.03 (c), (d) and (e)

**Motion:**

Upon a motion by SR, with a second by DP, the Board voted to approve the request pending completion of the required CE's; additionally 6 of the credits obtained cannot be counted toward this current renewal period; motion passed.

3. Steven Hammerstrom

Request for 100% electronic participation for Continuing Education per Ch 405.01 (d)(2)(b)

**Motion:**

Upon a motion by SR, with a second by DP, the Board voted to approve the request; motion passed.

B. Preceptor Letter - Informational

VII. Rules Review and Other Legislative Topics

A. Legislation Update

1. HB594

Relative to the licensure of out-of-state applicants to boards or commissions organized under the office of professional licensure and certification

Goes into effect August 27, 2023. OPLC is working with Clear and will come to the Board with a draft of which states are identified as significantly similar.

B. Rules Review - Tina Kelley 8:45 am

1. Ch 200 - Initial Proposal Draft – TABLED pending review of Plc 200's by the Board

2. Ch 405.01 - Initial Proposal Draft

**Motion:**

Upon a motion by DL, with a second by DP, the Board voted to approve the initial proposal and begin rulemaking process; motion passed.

**Opposed:** SR

VIII. The following applies to all Non-Public Sessions

All non-public sessions are recorded as follows for the purpose of discussing investigations of alleged licensee misconduct and other confidential Board business and noting that such a non-public session is authorized by RSA 91-A:3, II (c), RSA 91-A:3 II (e), RSA 91-A:5, IV, RSA 316-A:22, I, RSA 316-A:23-a, *Lodge v. Knowlton*, 119 N.H. 574 (1978), and the Board's executive and deliberative privileges.

**[Minutes kept separately].**

And

Motion to withhold and seal the minutes of the preceding non-public session from public disclosure pursuant to RSA 91-A: 3 III, that divulgence of the information likely would affect adversely the reputation of a person other than a Board member and to render the proposed action ineffective. Each member recorded his or her vote on the motion, which passed by the unanimous vote of all members present.

Upon motion of SR, seconded by DP, the Board voted to commence the **1<sup>st</sup> non-public session** at 8:37 a.m. and ended at 8:53 a.m.

Motion to come out of non-public was made by SR, and seconded by DP, by unanimous roll call vote.

Upon the motion of DL, and the second of DP, the Board voted to keep minutes of the non-public session confidential from public disclosure. Each member recorded his or her vote on the motion, which passed by unanimous vote.

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Upon motion of DP, seconded by SR, the Board voted to commence the **2<sup>nd</sup> non-public session** at 9:13 a.m. and ended at 10:21 a.m.

Motion to come out of non-public was made by DL, and seconded by DP, by unanimous roll call vote.

Upon the motion of DP, and the second of SR, the Board voted to keep minutes of the non-public session confidential from public disclosure. Each member recorded his or her vote on the motion, which passed by unanimous vote.

IX. Adjournment

At 10:22 a.m., upon motion by DL, with a second by DP, the Board voted unanimously via roll call vote to adjourn the meeting.