



#1 - December 20, 2022, PTGB Public Meeting

Minutes

Physical Therapy Governing Board
Dec 20, 2022 at 8:30 AM EST

@ OPLC - 7 Eagle Square, Concord, NH 03301

Attendance

Present:

Members: Lea Bruch, Jennifer Carrier, Nicole Lavoie, Robert Worden

Guests: Jessica Whelehan - Board Administrator, Liz Eaton - Board Counsel, Tina Kelley - OPLC

Rules

I. Call To Order

Jennifer Carrier, Chair, called the meeting to order at 8:36 am. TEST

II. Approval of Public Minutes

Motion:

Approve the November 15, 2022, public minutes as submitted.

Motion moved by Lea Bruch and motion seconded by Robert Worden. Motion passed unanimously.

III. Licensure Approval

A. Fast-Track Approvals

 [Fast Track through 12.14.2022.pdf](#)

Motion:

Ratify the list of Fast-Track approved licenses.

Motion moved by Nicole Lavoie and motion seconded by Jennifer Carrier. Motion passed unanimously.

B. Lena Olsson Noonan - education equivalency

Liz Eaton, Board Counsel, noted that she had searched through the applicable laws and rules, and had been unable to find a way to approve applicant's education equivalency. Due to the fact that the Board does not currently have a substantive waiver rule, the Board is unable to accept education that does not

meet the requirements set forth in rule. Liz Eaton will draft a response to the applicant.

Before addressing the renewal applications on the agenda, Nicole Lavoie brought up the fact that she has not yet heard from anyone in licensing and is concerned that her license will lapse at the 2022. Jessica Whelehan, Board Administrator, assured Nicole that the "Active - Pending Renewal" status was considered an active license, and that those with that status would not be lapsed. Liz Eaton confirmed that RSA 310-A:1 (h) protected those with that status. Nicole noted that this did not prevent some employers from refusing to allow people with that status to work. Jessica and Liz stressed that this was a business practice. Nicole then explained that she felt that the Board needed to bring these applications for renewal quicker, noting that staffing was not an acceptable excuse. Jessica pointed out that rule Phy 402.08 (c) gave the Board 120 days from the date of receipt of a completed application, and although it may be taking a while due to staffing issues, the renewals were being addressed. She further explained that OPLC was aware of their staffing shortages, and that new employees were being recruited, however, the issues would not be fixed quickly, and as there are laws and rules in place that allow for the administrative processes to take place without inhibiting licensee's ability to work, all the Board and OPLC could do right now was move forward and process the renewals as able.

- C. Olga McSorley, PT, Lic #1600 - Renewal

Motion:

Approve the renewal.

Motion moved by Jennifer Carrier and motion seconded by Robert Worden.

Motion passed; Nicole Lavoie abstained.

- D. Ann Haedrich, PT, Lic #1870 - Renewal

Motion:

Approve the renewal.

Motion moved by Nicole Lavoie and motion seconded by Lea Bruch. Motion passed unanimously.

- E. Josh Cleland, PT, Lic #2532 - Renewal

Motion:

Approve the renewal.

Motion moved by Lea Bruch and motion seconded by Robert Worden. Motion passed unanimously.

F. Sean Mussen - PT Application

Motion:

Approve the application for licensure.

Motion moved by Robert Worden and motion seconded by Nicole Lavoie. Motion passed unanimously.

G. Dana Breeden, PTA, Lic #1080 - Renewal

Motion:

Approve the renewal.

Motion moved by Lea Bruch and motion seconded by Jennifer Carrier. Motion passed unanimously.

IV. Rules Review and Other Legislative Topics

A. 400s draft

Tina Kelley, OPLC Rules, worked with the Board on the draft Phy 400s, resuming at Phy 408.06 and completing the 400s. Tina stated she would work on the Initial Proposal, aiming to have it ready for the January 17, 2023, meeting.

V. Non-Public Session

Motion:

Conduct a Non-Public session for the purpose of discussing investigations of alleged licensee misconduct and other confidential Board business. 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, Lodge v. Knowlton, 119 N.H. 574 (1978), and the Board's executive and deliberative privileges.

Motion moved by Jennifer Carrier and motion seconded by Robert Worden. Motion passed unanimously by roll call vote at 10:45 am.

VI. Resume Public Session

Public session resumed at 10:51 am.

VII. Seal the Minutes of the Non-Public Session

Motion:

Seal the minutes of the non-public session to maintain the privacy of the items discussed in non-public session pursuant to RSA 91-A:3, II (c), on the grounds that public disclosure may adversely affect the reputation of a person other than a Board member or render the proposed action ineffective.

Motion moved by Jennifer Carrier and motion seconded by Robert Worden. Motion passed unanimously.

VIII. Adjourn

Meeting adjourned at 10:52 am.