

NEW HAMPSHIRE
BOARD OF CHIROPRACTIC EXAMINERS MINUTES

Thursday, February 7, 2019
Public Minutes - Draft

The February 7, 2019 meeting of the Board of Chiropractic Examiners (the “Board”) convened at 8:45 a.m. at the Office of Professional Licensing and Certification, 121 South Fruit St., Concord, NH, with the following members present and eligible to vote:

Keith Zimmermann, D.C., Chair;
Tamara Lovelace, D.C.;
Lisa Lanzara-Bazzani, D.C.;

Absent: David Lundgren, D.C.,

Upon the motion the Board approved the minutes of January 10, 2019 Public meeting ~ ***Motion Approved***

Attorney Thomas Broderick, Attorney for OPLC, attended the meeting to discuss his new role with the Board.

Board Attorney Jon D. Lavalley was introduced to the Board and discussed his new role with the Board.

The Board voted to go into non-meeting at 9:15 a.m.
The Board reconvened the public meeting at 9:22 a.m.

Motion to commence 1st Non-Public Session:

On motion at 9:22 a.m. of Tamara Lovelace, seconded by Lisa Lanzara-Bazzani, the Board voted to conduct a non-public session 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 329:18, I, RSA 329:18-a, IV, RSA 329:29, Lodge v. Knowlton, 119 N.H. 574 (1978), and the Board’s executive and deliberative privileges.

1st Non-Public Session:

[Minutes kept separately]

Motion to keep minutes of 1st non-public session confidential:

Upon the motion at 9:53 a.m. by Tamara Lovelace, with a second by Lisa Lanzara-Bazzani, the Board voted 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

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action ineffective. Each member recorded his or her vote on the motion, which passed by the unanimous vote of all members present.

New Licensees:

The Board voted to approve the following applicants for licensure:

Matthew Abatelli

Daniel Eldridge

The Board voted to deny the application of Eden Hutt. The applicant was originally licensed in New Hampshire but let his license expire. Applicant needs to apply for a brand new license unless he is currently licensed in another state where the applicant can apply via reciprocity.

Board Administrator noticed anyone who was approved for licensure in 2018 had the wrong expiration date on the licenses. The Board agreed to send new pocket cards along with a letter of explanation to be sent to the affected licensees.

The Board denied the training proposal from Maine Chiropractic Association. The continuing education does not meet the New Hampshire requirements.

The Board reviewed screen shots for on line licensing for initial licensing and renewals through My License on Line.

Questions:

Q-1. What are the requirements for notifying the Board or patients when a clinic is changing hands due to the sale of a clinic?

A-1. No requirements for notifying the Board regarding the change in ownership. Consult the rules that govern health care practices. It is good practice to notify clients of the change.

Q-2. What is the time limit on retaining records, business has moved to an electronic medical record now how long must they keep the old paper charts?

A-2. If records are scanned to the computer hard copies, can be disposed of. If keeping paper copies, documents need to be retained for 7 years after last consultation or if juvenile 7 years after the age of majority (25).

Q-3. Can Chiropractic Doctors perform DOT exams?

A-3. There are several components; once the proper DOT Certification is obtained a Chiropractic Doctor can perform DOT exams.

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Old Business:

- None
- Adjournment

Upon the motion at 10:02 a.m. the Board adjourned.

DRAFT