

NEW HAMPSHIRE BOARD OF CHIROPRACTIC EXAMINERS AGENDA

Thursday, May 9, 2019
Public Meeting Draft Minutes
Technical Conference Room

The May 9, 2019 meeting of the Board of Chiropractic Examiners (the “Board”) convened at 8:30 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
Lisa Lanzara-Bazzani, D.C.
David Lundgren, D.C.

Minutes:

Upon motion by Lisa Lanzara-Bazzani, D.C., and a second by David Lundgren, D.C., the Board voted to approve the public minutes of the April 4, 2019 meeting, with the following amendment: On Page 2, under New Business, remove the sentence that states that Lisa Lanzara-Bazzani, D.C. requested reimbursement for her attendance at an upcoming training conference, since she did not make such a request, and reword the discussion about reimbursement as a reminder. – *Motion Approved*

The Board signed wall certificates for the following Chiropractors:

- Greer Clemons
- Tory Opal Paulsen
- Melinda Ann Houle

The Board reviewed the confirmation letter for the new public member of the Board, Lawrence Patten, who should be in attendance at the next Board meeting.

Application(s) for Licensure:

Upon motion by Lisa Lanzara-Bazzani, D.C., and a second by David Lundgren, D.C., the Board voted to approve the following applications for licensure:

- Mikayla Storm Jones
- Thomas Fagan
- Samantha Ryan
- Briana Duga

- *Motion Approved*

New Business:

The Board was scheduled to discuss the Providers of Approved Continuing Education (PACE) program. Thomas Broderick, the OPLC rulemaking attorney, was present since a rule change

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may be needed if the Board decides to approve PACE. Lisa Lanzara-Bazzani, D.C. requested that this matter be tabled until the next Board meeting, so that Board members Tamara Lovelace, D.C., and Lawrence Patten can be present for the discussion. Attorney Broderick indicated that he could appear for the discussion at the next Board meeting.

Michelle Thibeault, OPLC Administrator, gave an update on the renewal process, which can be done on paper or on-line. Ms. Thibeault stated that several renewal notifications have come back as “undeliverable”. She is in the process of resending to home addresses, since the notifications were sent to business addresses. Some Boards allow licensees to have the option of using either a home or business address. If those notices come back as “undeliverable”, Keith Zimmermann, D.C., wants those licensees notified that failure to update a mailing, physical or Email address within 30 days is a violation of the rules, specifically Ch 406.01. Ms. Thibeault stated that 434 licensees have not renewed as yet.

Michelle Thibeault provided the Board with a new CEU Application Checklist, which makes it easier for the staff to approve CEU courses, which the Board liked.

Lisa Lanzara-Bazzani, D.C., attended the Federation of Chiropractic Licensing Boards (FCLB) annual meeting in May and provided the Board with an update. A new president was elected. Lisa Lanzara-Bazzani, D.C., will be assisting the President in visiting other State Boards in order to increase the number of delegates who attend the annual conference. She is excited about the opportunity and the Board congratulated her. She also mentioned that she would be attending the District meeting in New Jersey in October of 2019.

Dr. Lanzara-Bazzani, D.C., requested that “FCLB Spotlight” be added to New Business as a standing agenda item so that she can update the Board as to what is going on with the FCLB.

Acting Administrator Sheri Walsh informed the Board that a new Program Administrator has been hired to handle the Board. Her name is Lisa Asselin and she starts employment at OPLC on May 24, 2019. Dr. Zimmermann assisted in the interview process and was very impressed. She is very excited about starting her new job.

At 9:05 a.m., upon motion by Lisa Lanzara-Bazzani, D.C., and a second by David Lundgren, D.C., the Board voted to go out of public session and into a non-meeting with Board Counsel.

At 9:20 a.m., upon motion by Lisa Lanzara-Bazzani, D.C., and a second by David Lundgren, D.C., the Board voted to go out of non-meeting and into non-public session.

At 9:45 a.m., upon motion by Lisa Lanzara-Bazzani, D.C., and a second by David Lundgren, D.C., the Board voted to go out of non-public session and into public session.

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At 9:45 a.m., upon motion by Lisa Lanzara-Bazzani, D.C. and a second by David Lundgren, D.C., 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 action ineffective. Each member recorded his or her vote on the motion, which passed by the unanimous vote of all members.

Questions:

Q: Question from Janelle Bard, DC – “As of 6/6/19 I would have to contract with a third party payer in order to be paid. I do not wish to do this. My question is: Can I either charge a standard nominal fee or not charge my patients who are veterans?”

A: The Board has no jurisdiction over contracts with third party payers or how much to charge a patient.

Q: Question from Heather Bridge, Chiropractor student - “I am a Health Science: Pre Chiropractic major at the University of Hartford. I would like to further my education next year at the New Zealand College of Chiropractic in Auckland, New Zealand. Could you provide me with more information on how my degree would transfer back to the United States? I am under the impression that I would have to have passed my board exams in New Zealand and then be approved by the NH Board of Chiropractic Examiners for the required license to practice in New Hampshire. Please advise.”

A: A degree from New Zealand cannot be transferred back to the United States. Pursuant to RSA 316-A:11, an applicant must have graduated from a degree granting college which is accredited by an established chiropractic accrediting body, approved by the United States Department of Education.

Q: Question from Applicant Storm Jones – “I have a slight conundrum. Because the original meeting date told to me was May 2, I went ahead with plans for CEUs that would start on May 2. From May 2-May 4 I attended Lyceum at Sherman College and sat through 20hrs of CE. It was on May 2 last week that I looked online to see when the board was meeting, only to discover the meeting was moved to a week later. As it’s been explained to me by Ms. Michelle (who only just responded to me today), and as is my understanding, CEUs only count if they’re between your license approval date and expiration date, correct? So all of the hours I sat through at Lyceum are not applicable to my required CE for the state license? Is there no way the hours could be applied?”

A: Since Ms. Jones was approved for licensure at today’s Board meeting, the Board cannot accept CEU’s taken prior to today’s date. Ms. Jones must complete 20 hours of CEUs by June

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30, 2019 and must apply for renewal of her license before June 30, 2019. Then she will need 20 additional hours of CEUs in the next two years.

Q: Question from Michael John Megehee, D.C., President, Team CME - The Federal Aviation Administration has assigned Michael John Megehee, D.C., to collect information regarding DCS and the FAA BasicMed medical exam. He is requesting verification regarding whether D.C.s in New Hampshire can perform the FAA BasicMed exam for private pilots as contained in the FAA's BasicMed legislation.

A: The Board has no jurisdiction over the Federal Aviation Administration and therefore, cannot answer that question.

Old Business:

The Board would like to start gathering a list of professionals willing to serve as supervisors when monitoring agreements are necessary in disciplinary actions. The Board would like to add Victor Bazzani, D.C, to the list, although his availability will be limited to Thursdays. If anyone else is willing to serve, the name will be added to the list. The Board agreed that it is difficult to find anyone willing to serve.

The next meeting will be on Thursday, June 6, 2019, in Room 116 at the OPLC.

At 10:00 a.m., upon motion by David Lundgren, D.C., and a second by Lisa Lanzara-Bazzani, D.C., the Board voted to adjourn the meeting.