

NEW HAMPSHIRE BOARD OF CHIROPRACTIC EXAMINERS AGENDA

Thursday, July 11, 2019
Public Minutes

The regularly scheduled meeting of the New Hampshire Board of Chiropractic Examiners (the “Board”) was held at the Office of Professional Licensure and Certification (“OPLC”), 121 South Fruit St., Concord NH on July 11, 2019 beginning at 8:36 a.m., with the following members present: Chair Keith Zimmermann, DC., Lisa M. Lanzara-Bazzani, DC; David Lundgren, DC.; Tamara Lovelace, DC; Lawrence Patten, Public Member.

I. Minutes

- A. Upon motion by Dr. Lisa Lanzara-Bazzani, with a second by Dr. Tamara Lovelace, the Board approved the minutes from the public meeting on June 6, 2019 with amendments.

II. Board Member

- A. The Board welcomed Lawrence Patten the new public member.

III. Signed new certificates

IV. New Business:

- A. At 9:05 a.m. Rules Attorney Thomas Broderick addressed the Board regarding rule changes for Ch 404.01 Continuing Education. Attorney Broderick will have a draft for the Board for the next meeting. Attorney Broderick discussed the rule making process with the Board and the different steps: Legislation, fiscal impact, public hearing and final proposal.
- B. The Board discussed with Attorney Broderick the process of renewing a license after it has expired. The rules do not provide any leeway with regards to renewing within a period of time after a license has expired/lapsed. Licensees have to reapply for a new license.
- C. The Board reviewed the expired Chiropractor license list. The Board voted to send out a cease and desist letters to the Doctor’s on the list.

The Board voted to send a letter to Dr. Ota: Pursuant to ***316-A:19 Initial License and License Renewals and 316-A:20 Renewal***

The Board voted to send a letter to Dr. Ayer: Pursuant to ***316-A:19 Initial License and License Renewals and 316-A:20 Renewal***

They sent letters to the Board expressing need for extensions. Attorney Broderick stated that sending letters of cease and desist would be step one in the process and if

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they keep practicing after that, and it is brought to the Boards attention they can bring it to the attention of the AG's office. JD to review letter's to be mailed to Chiropractor's.

- D. It was brought up with Attorney Broderick if there could be something in the rules to provide provisions for instances where license renewals are late. What do other boards do? Are there fees involved? Dr. Tamara Lovelace brought up how we should look into how other States handle lapse in license as a guide.
- E. Motion from Dr. Lisa Lanzara-Bazzani to approve Dr. Nancy Ota letter to the Board for late application or renewal. Discussion on ramifications proceeded with clarification needed to come from JD. A phone call was placed to JD at the AG's office for clarification on the law when it comes to 316-A 20 opposed to 402.09A. Dr. Lisa Lanzara-Bazzani motion withdrew.
- F. Motion by Dr. Keith Zimmermann for Dr. Deborah Ayer's to have a show cause hearing, Dr. David Lundgren second it. . *~Motion Approved*
- G. Motion by Lawrence Patten, seconded by Dr. Tamara Lovelace to deny Dr. Nancy Ota's request for late renewal, Dr. Lisa Lanzara-Bazzani, Dr. Keith Zimmermann affirmed, Dr. David Lundgren opposed. *~Motion Approved*

V. New Licensees

- A. Upon motion by Dr. Tamara Lovelace, with a second by Dr. Lisa Lanzara-Bazzani, the Board voted to approve the Chiropractic Examiners applications for David Rivera, Maximillan Zdrada, and Mikayla Jones. *~Motion Approved*
- B. Motion to approve the Chiropractic Examiners application for Michael Parzych upon receiving his passing NBCE scores.

VI. Question

Janelle Grier, Program/CIN-BAD Administrator, Federation of Chiropractic Licensing Boards

1Q. Does your Board disclose pending charges?

A. *No*

2Q. Can the Board create an inactive status within the rules to accommodate those who wish to do so?

A. *Yes; already exists in the rules. Refer to rules 408*

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At 10:32 a.m., upon motion by Dr. David Lundgren, and seconded by Dr. Lisa Lanzara-Bazzani the Board voted to go out of non-meeting and into 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. The following members were present:

Keith Zimmermann, D.C., Chair
Lisa Lanzara-Bazzani, D.C.
David Lundgren, D.C.
Tamara Lovelace, DC
Lawrence Patten, Public Member

At 11:25 a.m., upon motion by Dr. David Lundgren, with a second by Dr. Lisa Lanzara-Bazzani, the Board voted to resume the public session. *~Motion Approved*

- VII. Upon motion by Dr. Lisa Lanzara-Bazzani, with a second by Dr. David Lundgren, the Board voted to adjourn the July 11, 2019 Board meeting at 11:38 a.m.

Next Board meeting will be August 1, 2019 at 8:30 a.m.