



# Board of Chiropractic Examiners

October 5, 2023 at 8:45 AM

7 Eagle Square, Concord NH 03301

## Attendance

### Members Present:

Dr. Tamara Lovelace (TL), Chair; Dr. Denise Pickowicz (DP), Secretary; Lawrence Patten (LP); Dr. Stephanie Ryan (SR)

### Members Absent:

Dr. David Lundgren

### Staff Present:

Jeanne Webber, Board Administrator; Elizabeth Eaton, Esq., Board Counsel; Bethany Cottrell, Director

#### I. Call to Order

Meeting was called to order at 8:43 a.m., with a quorum of the Board present.

#### II. Approval of Minutes

##### A. September 7, 2023

#### **Motion:**

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

#### III. Public Appearances - No Items

#### IV. OPLC/Board Administrator Updates

#### V. Tabled

#### VI. New Business

A. Email to licensees discussion - Tabled to the November 9, 2023 meeting

B. Board of Nursing Position Statement - Informational

The Board discussed the position statement. DP will draft a response for the Board's review.

C. Licensing discussion – The Board discussed review of applications to assist LSRs in the review and approval of applications for licensure. Director Cottrell provided additional information to the Board regarding the process with the passing of HB 594. The Board will continue to review any applications that require subject matter expertise.

VII. Rules Review and Other Legislative Topics

A. Legislation Update

1. HB 594

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

2. HB 321

Relative to minutes from nonpublic sessions under the right to know law. Add np minute review as standing agenda item for review. Three years from now (OPLC retains minutes for 7 years)

B. Rules Review - Tina Kelley

1. Rules Hearing Ch 405.01 - Initial Proposal

The Board of Chiropractic Examiners held a public rules hearing regarding Ch 405.01 beginning at 9:02 am and ending at 9:37 am. There were no public present, and no one provided oral testimony at the hearing.

2. Ch 500 - Discussion Tabled to the December 7, 2023 meeting

VIII. Non-Public Session

On motion at 9:40 a.m. of LP, seconded by DP, the Board voted unanimously via roll call vote 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 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].**

IX. Resume Public Session - Motion to come out of non-public at 9:50 a.m. was made by DR, and seconded by LP, by unanimous roll call vote.

A. Seal Minutes from Non-Public Session

Upon the motion by DP, with a second by LP, the Board voted via roll call vote 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.

X. Licensure Approvals

A. Initial

1. Morris, Elizabeth

**Motion:**

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

2. Schuessler, John

**Motion:**

Upon a motion by DP, with a second by LP, the Board voted to approve the application for licensure; motion passed. **Recused:** SR

3. Mills, Brooke

**Motion:**

Upon a motion by DP, with a second by LP, the Board voted to approve the application for licensure; motion passed. **Recused:** SR

XI. Adjournment

At 9:51 a.m., upon motion by DP, with a second by LP, the Board voted unanimously via roll call vote to adjourn the meeting.