



# Board of Chiropractic Examiners

November 9, 2023 at 8:45 AM

7 Eagle Square, Concord NH 03301

## Attendance

### Members Present:

Dr. Tamara Lovelace (TL), Chair; Dr. Denise Pickowicz (DP), Secretary, *via Zoom*; Dr. Stephanie Ryan (SR)

### Members Absent:

Dr. David Lundgren

Lawrence Patten

### Staff Present:

Jeanne Webber, Board Administrator; Rahkiya Medley, Esq., Board Counsel

#### I. Call to Order

Meeting was called to order at 8:46 a.m., with a quorum of the Board present.

#### Motion:

Upon a motion by SR, with a second by TL, the Board voted to approve remote participation by DP, as attending the meeting in person is not practicable due to poor driving conditions; motion passed. **Abstained:** DP

#### II. Approval of Minutes

##### A. October 5, 2023

#### Motion:

Upon a motion by SR, with a second by DP, the Board voted to approve the minutes as stated; motion passed unanimously via roll call vote.

#### III. Public Appearances - No Items

#### IV. OPLC/Board Administrator Updates - Informational

##### A. National Board of Chiropractic Examiners 2023 District Roundtable Discussion PowerPoint

#### V. Tabled

##### A. Email to licensees discussion – Tabled to the December 7, 2023 meeting

#### VI. New Business

VII. Old Business

- A. Board of Nursing Position Statement – The Board will re-review once the position statement is finalized.

VIII. Rules Review and Other Legislative Topics

A. Plc Update

1. Plc 313

Executive Director Courtney is requesting feedback by November 30<sup>th</sup>. TL requested that Cin-Bad is checked for all applications.

B. Rules Review - Tina Kelley

1. Rules Hearing Ch 200 - Initial Proposal 9:00 am

The Board of Chiropractic Examiners held a public rules hearing regarding Ch 200 beginning at 8:47 am and ending at 9:20 am. There were no public present, and no one provided oral testimony at the hearing.

2. Ch 405.01 Final Proposal Draft

**Motion:**

Upon a motion by SR, with a second by DP, the Board voted to approve the Final Proposal as presented; motion passed unanimously via roll call vote.

3. Ch 500 - Discussion

TABLED To the December 7, 2023, meeting – The Board discussed using Board of Medicine administrative rules related to ethics as a template, and include records retention, and lapsing of time between discharge and relationship.

IX. Non-Public Session

On motion at 9:21 a.m. of SR, 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].**

X. Resume Public Session - Motion to come out of non-public at 9:27 a.m. was made by SR, and seconded by DP, by unanimous roll call vote.

A. Seal Minutes from Non-Public Session

Upon the motion by SR, with a second by DP, 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.

XI. Licensure Approvals – Informational

A. Initial

1. Coleman, Emily Jane

B. Reinstatement

1. Walsemann, Gary

XII. Adjournment

At 9:36 a.m., upon motion by SR, with a second by DP, the Board voted unanimously via roll call vote to adjourn the meeting.