



Board of Licensed Dietitians

April 14, 2023 at 9:00 AM

7 Eagle Square, Concord NH 03301

Attendance

Members Present:

Abby Savard (AS), Chair

Courtney Costello (CC)

Ashley Mayo (AM)

Lisa Prospert (LP)

Dena Shields (DS)

Staff Present:

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

I. Call to Order

Meeting was called to order at 9:05 a.m., with a quorum of the Board present.

II. Approval of Public Minutes

A. February 24, 2023

Motion:

Upon a motion by AS, with a second by LP, the Board voted to approve the February 24, 2023 minutes as amended; motion passed.

III. OPLC Board Administration Updates - No items

IV. Old Business

A. Scope of Practice and Diet Orders

Members agreed to engage with OPLC in rule making to change the Administrative Rules to address diet orders and other lab orders. CC presented Idaho statutes as a model of possible language. Also to be considered is adding substantive waiver language as well as investigating whether or not a declaratory ruling could be defined to allow dietitians the ability to prescribe diet orders. Elizabeth Eaton, Board Counsel is researching possible solutions to these issues.

V. New Business

A. Commission on Dietetic Registration (CDR) Green State - Informational

OPLC received some inquiries into whether a license was required to practice as a Dietitian in New Hampshire, due to NH being noted as a "green state" on the CDR website. Pursuant to RSA 326-H:5, I. "No person shall practice or represent himself or herself as a dietitian in this state without first applying for and receiving a license from the board to practice as a licensed dietitian."

B. CDR Registration Number

Motion:

Upon a motion by DS, with a second by AS, the Board voted to add the requirement of entering an Applicant's active CDR membership number for renewal or reinstatement applications; motion passed.

C. Department of Veterans Affairs – Refer to applicable RSAs

VI. Applications for Review

A. Initial Applications

Motion:

Upon a motion by DS, with a second by AS, the Board voted to approve the following applications for licensure; motion passed.

- a. Bender, Carole
- b. Bresnahan, Holly Melissa
- c. Bryant, Samantha Lynn
- d. Cox, Shirin A
- e. Gould, Catherine
- f. Hallendorff, Lauren
- g. Hargrave Klein, Tanya Jane
- h. Houge, Kari Ruth
- i. Lindsey, Kristina Eliason
- j. Mustafa, Avalon Forsythe
- k. Myers, Samantha

VII. Rules Review and Other Legislative Topics

A. Legislation Updates - Informational

The Board received updates from Board Counsel on the following legislation:

1. HB655

Relative to the office of professional licensure and certification

2. HB2

Relative to state fees, funds, revenues, and expenditures

3. HB321

Relative to minutes from nonpublic sessions under the right to know law

4. HB507

Relative to unauthorized practice in occupational and professional licensing and certification

VIII. Non-Public Session

Motion 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, *Lodge v. Knowlton*, 119 N.H. 574 (1978), and the Board's executive and deliberative privileges.

At 10:22 a.m., pursuant to RSA 91-A:3:2, 91-A:5, and upon motion by AS, with a second by LP, the Board voted unanimously via roll call vote to conduct a non-public session because public disclosure may render a proposed action ineffective or adversely affect the reputation of a person other than a Board member.

IX. Resume Public Session

At 10:30 a.m., upon a motion by DS, with a second by AS, the Board voted to go out of non-public session and resume the public session.

A. Seal Minutes from Non-Public Session

At 10:30 a.m., upon motion by AS, with a second by LP, the Board unanimously 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, because divulgence of the information likely would affect adversely the reputation of a person other than a Board member or 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. Adjournment

At 10:33 a.m., upon motion by CC, with a second by AM, the Board voted unanimously via roll call vote to adjourn the meeting.

Next Meeting: Friday, July 14, 2023 at 9:00 AM