



August OTGB Public Meeting Minutes

Occupational Therapy Governing Board

Aug 29, 2022 at 10:00 AM EDT

@ OPLC - 7 Eagle Square, Concord, NH 03303 - Meeting in person required - Public

Attendance available via Zoom <https://us02web.zoom.us/j/82063450163>

Attendance

Members Present:

Olivia Freeman, Sarah Hinkley, Traci Johnson, Nicole Quartulli

Guests Present:

Jessica Whelehan - Board Administrator, Danielle Amero, Lauren Warner - Board Counsel, Shane Goulet - Board Counsel, Alexa Trolley-Hanson

Guests Present (Remote):

Violet Anderson

I. Call to Order

Olivia Freeman, Chair, called the meeting to order at 10:04 am.

All members and guests present introduced themselves.

II. Approval of Public Minutes

Motion:

Approve the Public minutes from the July 25, 2022, meeting as submitted.

Motion moved by Sarah Hinkley and motion seconded by Nicole Quartulli. Unanimously approved.

III. Old Business

A. OT Compact - Informational Email

Olivia Freeman discussed the OT Compact, pointing out that 22 states were already confirmed, and that the Compact was hoping to add an additional 10 states by the beginning of 2023. She also reminded the Board that the Compact would not officially take effect for some time, with most recent estimates aiming for an effective date in mid-2024.

IV. Licensure Approval

A. Fast-Track Approvals

 [August OT Fast Track Approvals.pdf](#)

The Board reviewed the

V. Rules Review and other Legislative Topics

A. Bipartisan Bill to Expand Access to OT

The Board reviewed the Bipartisan Bill that Senator Hassan's office had recently released.

B. Proposed Changes to OT Practice Act - Danielle Amero

The Board, along with guests Danielle Amero, Violet Anderson, and Alexa Trolley-Hanson, discussed the proposed changes to the OT Practice Act that the NH Occupational Therapy Association wanted to put forth at the next legislative session. Danielle noted that they had asked an attorney at the NH Special Education Association to review the proposed changes. Based on that review, and the questions the attorney had posed, Danielle and were asking for some input from the Board. Specifically, the definitions of ADL and IADL were discussed.

The attorney had also posed questions regarding the referral noted in the practice act. Violet Anderson informed the Board that she was in favor of all reference to referrals being removed from the practice act altogether, or, possibly following in the footsteps of Minnesota, and creating a mandatory notification to all patients regarding the possibility of a referral being required from a 3rd party, such as an insurer. The Board and guests discussed the reference to referrals, and the limitations this may or may not impose on the licensees and the public. The Board and guests came up with the following proposed change to 326-C:2: "Occupational therapy services can be provided without a referral from a provider in compliance with state or federal laws, subject to regulatory and payer requirements."

Motion:

Support the proposed changes to the NH Occupational Therapy Practice Act, as amended.

Motion moved by Traci Johnson and motion seconded by Nicole Quartulli.
Unanimously approved.

VI. Non-Public Session (Motion, Second, Roll Call Vote - read script in "Section Description")

Motion:

Move to non-public session at 11:02 for the purpose of discussing investigations of alleged licensee misconduct and other confidential Board business. 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.

Motion moved by Sarah Hinkley and motion seconded by Nicole Quartulli. Unanimously approved by roll call vote.

VII. Resume Public Session

Public Session was resumed at 11:30 am.

VIII. Seal the Minutes of the Non-Public Session (Read script in "Section Description")

Motion:

Seal the minutes of the non-public session to maintain the privacy of the items discussed in non-public session pursuant to RSA 91-A:3, II (c), on the grounds that public disclosure may adversely affect the reputation of a person other than a Board member or render the proposed action ineffective.

Motion moved by Nicole Quartulli and motion seconded by Traci Johnson. Unanimously approved.

IX. Adjourn meeting

Olivia Freeman reminded the Board that their next meeting was on September 26, 2022. Meeting adjourned at 11:31 am.