



#1 - September 20, 2022, PTGB Public Meeting

Minutes

Physical Therapy Governing Board
Sep 20, 2022 at 8:30 AM EDT

@ OPLC - 7 Eagle Square, Concord, NH 03301

Attendance

Members Present:

Lea Bruch, Jennifer Carrier, Nicole Lavoie, Robert Worden

Guests Present:

Jessica Whelehan - Board Administrator

Lea Bruch arrived at 8:40 am.

I. Call To Order

Jennifer Carrier, Chair, called the meeting to order at 8:35 am.

II. Approval of Public Minutes

Motion:

Approve public minutes from August 16, 2022, meeting as submitted.

Motion moved by Robert Worden and motion seconded by Nicole Lavoie. Motion passed unanimously.

III. New Business

A. Anita Neilsen, PTA Lic #0047 - Waiver request

The Board discussed this waiver request; Jessica Whelehan stated she did not believe the Board had the ability to waive the "active in the profession" requirement for renewal. Lauren Warner, Board Counsel, confirmed that neither rule nor law allowed the Board the option to waive this requirement. Jessica Whelehan will inform the licensee.

B. PT Referral question

This inquiry was discussed with Lauren Warner, Board Counsel. It was noted that the referral to PT from a physician was often something that was required by

insurance, but was not strictly required by the practice act. Nicole Lavoie cited RSA 328-A:9, which gives PTs the power to treat and then refer out to further help if needed, which supported the fact that PTs are not required to have patients referred to them by a physician. Lauren Warner will respond to this inquiry.

IV. Licensure Approval (if applicable)

A. Fast-Track Approvals

 [PTGB Fast-Track approvals for September meeting.pdf](#)

The Board reviewed and acknowledged the list of applications approved.

B. Leanna Gunn - PT - Initial Application

Motion:

Approve the application for initial licensure.

Motion moved by Nicole Lavoie and motion seconded by Jennifer Carrier. Motion passed unanimously.

C. Rachel Sullivan - PTA - Initial Application

Motion:

Approve the application for initial licensure.

Motion moved by Jennifer Carrier and motion seconded by Robert Worden. Motion passed unanimously.

V. Rules Review and Other Legislative Topics

A. Draft 400s (prepared by Tina Kelley)

Tabled until Tina Kelley is able to attend a meeting and work through the 400s with the Board. Nicole Lavoie noted that she had put comments on the current draft in OnBoard. Nicole was then instructed to share the comments with the Board; all members are able to view the comments. Jennifer Carrier stated that she would go through the draft and make sure all notes were updated prior to the next meeting.

B. PT Compact Commission Proposed Rulemaking

The Board reviewed the rule-making notice.

VI. Non-Public Session

Motion:

Conduct a Non-Public session 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 Jennifer Carrier and motion seconded by Robert Worden. Motion passed unanimously by roll call vote at 9:01 am.

VII. Resume Public Session

Public session resumed at 9:04 am.

VIII. Seal the Minutes of the Non-Public Session

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 Jennifer Carrier and motion seconded by Lea Bruch. Motion passed unanimously.

IX. Adjourn

Nicole Lavoie noted that she may not be able to attend the October meeting as she may be traveling. Robert Worden, Lea Bruch, and Jennifer Carrier confirmed they will be able to attend the meeting on October 18, 2022, meeting.

Jennifer Carrier adjourned the meeting at 9:22 am.