

## MINUTES

### STATE OF NEW HAMPSHIRE BOARD OF REGISTRATION IN OPTOMETRY

November 16, 2018

The regularly scheduled meeting of the Board of Registration in Optometry was held at 121 South Fruit Street, Concord, New Hampshire on the above date beginning at 9:00 A.M. Unless otherwise indicated, the members present and participating were: Guy R. Lessard, O.D., President; Andrea L. Murphy, O.D.; Scott Krauchunas, O.D. and Alan Goode, Public Member. Absent was: Joel R. Tuite, O.D.

#### PUBLIC SESSION:

#### INTERVIEWS/HEARINGS WITH THE BOARD:

#### NEW BUSINESS:

1. DRAFT Minutes from the October 5, 2018 Board meeting. Board Action: 11/16/18 – On motion of Dr. Murphy, seconded by Mr. Goode, approved. Unanimous.
2. ACOE- Call for comments on proposed new standards 4.7 and 4.7.1 in the standards for professional optometric degree programs. Board Action: 11/16/18 – File.
3. Request from Will Keyes, O.D., dated November 14, 2018, for approval of the Center of Disease Control and Prevention web-based courses to fulfill the 3 hours of CME requirement on Opioids. Board Action: 11/16/18 – On motion of Dr. Krauchunas, seconded by Dr. Murphy, inform Dr. Keyes that he can use the web-based courses from CDC to fulfill the 3 hours of opioid CE required for renewal of license. These courses can also be used for Class II credits or alternate CEU as indicated in the Administrative Rules, Opt 402.04(a)(2). Unanimous.

#### TABLED:

- T1.** Initial proposal to draft rules regarding alternative CEU's. **Board Action: 1/26/18** – On motion of Dr. Lessard, seconded by Dr. Murphy, vote to approve 8 hours of alternative CEU's. Mr. Lamberti to draft the rules. Unanimous. **Board Action: 3/14/18** – Tabled. **Board Action: 4/20/18** – Tabled. **Board Action: 8/24/18** – Tabled. **Board Action: 10/5/18**- Ms. Canney to see where the draft rules are at this time. **Board Action: 11/16/18** – Ms. Taylor will ask Tom Broderick, attorney for rules, about these draft rules.
- T2.** Nadiya Oleksiv, OD to present information on whether intense light pulse falls within the scope of practice. **Board Action: 7/13/18** – On motion of Dr. Tuite, seconded by Dr. Krauchunas, tabled waiting for a declaratory ruling from the Attorney General's office. Unanimous. **Board Action: 8/24/18** – Tabled. **Board Action: – 10/5/18** Tabled. **Board Action: 11/16/18** – On motion of Dr. Krauchunas, seconded by Mr. Goode, issue declaratory ruling. Unanimous.
- T3.** Scott Dupont to present information on the use of a non-ablative, radio-frequency device for the treatment of dry eye – requesting whether this is under the scope and licensure of an optometrist in NH. **Board Action: 7/13/18** – On motion of Dr. Tuite,

seconded by Dr. Krauchunas, tabled waiting for a declaratory ruling from the Attorney General's office. **Board Action: 8/24/18** – Tabled. **Board Action: – 10/5/18** Tabled. **Board Action: 11/16/18** – On motion of Dr. Krauchunas, seconded by Mr. Goode, issue declaratory ruling. Unanimous.

**T4.** Board wanted to know if there is a list of new approved opioid courses to be listed on the website. **Board Action: 10/5/18** – On motion of Dr. Murphy, seconded by Dr. Tuite, Ms. Canney will check to see if there are any new courses available. The Boards website has been update with the approved opioid courses that are still available. **Board Action: 11/16/18** – Ms. Taylor informed the Board that she has taken off those courses that are expired and those that have broken links.

**LICENSES:** **Board Action: 11/16/18** – On motion of Dr. Murphy, seconded by Dr. Krauchunas, approved for TPA/g license. Unanimous.

AHMED, Saad, O.D.

**O.D. LICENSE**

**REINSTATEMENT APPS:** **Board Action: 11/16/18** – On motion of Dr. Murphy, seconded by Dr. Krauchunas, approved for reinstatement of license – TPA/g.

GEE, Brittany, O.D.

**Motion to commence non-public session:**

On motion of Dr. Krauchunas, seconded by Dr. Murphy, the Board voted to conduct a non-public session for the purpose of discussing investigations of alleged licensee misconduct and physician applications 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. Each member recorded his or her vote on the motion, which passed by the unanimous poll vote of all members present.

**NON-PUBLIC SESSION:**

[Minutes kept separately]

**Motion to keep minutes of non-public session confidential:**

Upon the motion of Dr. Krauchunas and the second of Dr. Murphy, the Board voted to withhold the minutes of the preceding non-public session from public disclosure pursuant to RSA 91-A:3, III. Each member recorded his or her vote on the motion, which passed by the unanimous poll vote of all members present.

**Meeting Adjourned.**

**Next Board Meeting is December 21, 2018 at 9:00 A.M.**