

MINUTES

STATE OF NEW HAMPSHIRE BOARD OF REGISTRATION IN OPTOMETRY

June 14, 2019

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.; Joel R. Tuite, O.D.; Scott Krauchunas, O.D. and Alan Goode, Public Member. Absent was: N/A

PUBLIC SESSION:

INTERVIEWS/HEARINGS WITH THE BOARD:

10:00 A.M. – Rules Hearing on Opt 303.01 rules. **Board Action: 6/14/19** – Board opened the hearing at 10:30 A.M. and closed it at 10:45 A.M. with no public comments. On motion of Dr. Krauchunas, seconded by Dr. Tuite, Board approves initial proposal of Opt 303.01. Unanimous.

NEW BUSINESS:

1. DRAFT Minutes from the May 3, 2019 Board meeting. **Board Action: 6/14/19** – On motion of Mr. Goode, seconded by Dr. Tuite, approved. Unanimous.
2. ARBO information regarding the proposed ARBO 2020 budget and the proposed member dues increase for 2020. **Board Action: 6/14/19** – File.
3. Request from Kevin Chauvette for student to be allowed to be granted a non TPA license until they are able to retake the TMOD exam. **Board Action: 6/14/19** – On motion of Dr. Murphy, seconded by Dr. Tuite, applicants aren't allowed to sit for the NH state exam until they have passed the National Board of Examiners in Optometry parts I, II, III and the TMOD. Inform Dr. Chauvette that there is no longer an option for non-TPA licensure. Suggest Dr. Chauvette contact the residency program to see how to proceed. Unanimous.
4. ACOE invites comments regarding proposed modifications to 2017 ACOE professional optometric degree standard 1.4, as explained in the attached memo. **Board Action: 6/14/19** – File.
5. SB 178 - AN ACT relative to telemedicine for spectacle and contact lenses.. **Board Action: 6/14/19** – Tabled.
6. Final proposal for Opt 303.01 rules. **Board Action: 6/14/19** – On motion of Dr. Murphy, seconded by Dr. Krauchunas, Board approved the final proposal.

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. **Board Action: 12/21/18** – On motion of Dr. Murphy, seconded by Mr. Krauchunas, Board voted to approve the initial proposal and readopt with amendment Opt 402.01(a) with changes. Unanimous. . **Board Action: 2/1/19** – Tabled. **Board Action: 3/15/19** - On motion of Dr. Tuite, seconded by Mr. Goode, approved rules. Unanimous. **Board Action: 5/3/19** – On motion of Dr. Krauchunas, seconded by Dr. Tuite, Board voted to adopt Opt 402.01. Unanimous. **Board Action: 6/14/19** – Tabled.

T2. Readopt with amendment Opt 303.01 rules. **Board Action: 3/15/19** – On motion of Dr. Tuite, seconded by Dr. Krauchunas, Board voted to readopt the rule with the amendment. Unanimous. **Board Action: 5/3/19** –Tabled. **10:00 A.M. – Rules Hearing on Opt 303.01 rules. Board Action: 6/14/19** – Board opens the hearing at 10:30 A.M. and closed it at 10:45 A.M. with no public comments. On motion of Dr. Krauchunas, seconded by Dr. Tuite, Board approves initial proposal. Unanimous. **Board Action: 6/14/19** – The Board moved forward and voted on a final proposal. On motion of Dr. Murphy, seconded by Dr. Krauchunas, Board approved the final proposal.

LICENSES: Board Action: 6/14/19 – On motion of Dr. Tuite, seconded by Dr. Murphy, approved for TPA license. Unanimous.

PADOVAN, Valdecir A., O.D.

LICENSES: Board Action: 6/14/19 – On motion of Dr. Tuite, seconded by Dr. Murphy, approved for TPA/g license. Unanimous.

FLANAGAN, Alyssa J., O.D.
HINES, Monica K., O.D.
KINGSTON, Colin R., O.D.
KONDIK, Michael A. II, O.D.
LEVESQUE, Janelle R., O.D.
SWANIGER, Rachel, O.D.

Motion to commence non-public session:

On motion of Dr. Krauchunas, seconded by Dr. Tuite, the Board voted to conduct a non-public session for the purpose of discussing investigations of alleged licensee misconduct and optometry 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 July 26, 2019 at 9:00 A.M.