

MINUTES

STATE OF NEW HAMPSHIRE BOARD OF REGISTRATION IN OPTOMETRY

December 15, 2020

The regularly scheduled meeting of the New Hampshire Board of Optometry was held electronically via Zoom 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

9:00 A.M. – Board had a meeting with Mary Behnke, a clinical advocate for the NH Professional Health Program.

PUBLIC SESSION:

Dr. Lessard called the meeting to order at 9:05 A.M. (Please see attached script read prior to the start of the meeting.)

INTERVIEWS/HEARINGS WITH THE BOARD:

N/A

NEW BUSINESS:

1. DRAFT minutes from the November 10, 2020 Board meeting. Board Action: 12/15/20 – On motion of Dr. Tuite, seconded by Mr. Goode, approved. Each member recorded his or her vote on the motion, which passed by the unanimous poll vote of all members present.

Dr. Lessard	Yes	Dr. Murphy	Yes
Dr. Tuite	Yes	Dr. Krauchunas	Yes
Mr. Goode	Yes		

2. Greg Marrow, OD requesting information regards to COPE-approved courses that don't have videos/webinars associated with them. Board Action: 12/15/20 – On motion of Dr. Murphy, seconded by Dr. Krauchunas, TPA/g Optometrist are required to complete 7 hours of Class I and 3 hours in Class II in Glaucoma. Each member recorded his or her vote on the motion, which passed by the unanimous poll vote of all members present.

Dr. Lessard	Yes	Dr. Murphy	Yes
Dr. Tuite	Yes	Dr. Krauchunas	Yes
Mr. Goode	Yes		

3. Tina Porzukowiak, OD requesting CEU credits for the 2021 North American Neuro-Ophthalmology Society Meeting. Board Action: 12/15/20 – On motion of Dr. Murphy, seconded by Dr. Krauchunas, approved. Each member recorded his or her vote on the motion, which passed by the unanimous poll vote of all members present.

Dr. Lessard	Yes	Dr. Murphy	Yes
Dr. Tuite	Yes	Dr. Krauchunas	Yes
Mr. Goode	Yes		

4. The Greensheet from ARBO. Board Action: 12/15/20 – File.

5. Nominations for President. Board Action: 12/15/20 – On motion of Dr. Murphy, seconded by Dr. Krauchunas, Board nominated Dr. Lessard. Each member recorded his or her vote on the motion, which passed by the unanimous poll vote of all members present.

Dr. Lessard	Yes	Dr. Murphy	Yes
Dr. Tuite	Yes	Dr. Krauchunas	Yes
Mr. Goode	Yes		

6. Voting for President. Board Action: 12/15/20 – On motion of Dr. Murphy, seconded by Mr. Goode, Board voted for Dr. Lessard. Each member recorded his or her vote on the motion, which passed by the unanimous poll vote of all members present.

Dr. Lessard	Yes	Dr. Murphy	Yes
Dr. Tuite	Yes	Dr. Krauchunas	Yes
Mr. Goode	Yes		

O.D. LICENSES: Board Action: 12/15/20 – On motion of Dr. Krauchunas, seconded by Dr. Tuite, approve for TPA/g license. Each member recorded his or her vote on the motion, which passed by the unanimous poll vote of all members present.

Dr. Lessard	Yes	Dr. Murphy	Yes
Dr. Tuite	Yes	Dr. Krauchunas	Yes
Mr. Goode	Yes		

KOCHANOWSKI, Michael J., O.D.

Motion to commence 1st non-public session:

On motion of Dr. Krauchunas, seconded by Dr. Murphy, at 9:10 A.M. the Board voted to conduct a non-public session for the purpose of discussing investigations of alleged licensee misconduct 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.

Dr. Lessard	Yes	Dr. Murphy	Yes
Dr. Tuite	Yes	Dr. Krauchunas	Yes
Mr. Goode	Yes		

On motion of Dr. Lessard, seconded by Dr. Krauchnas, the Board voted to go into public session at 9:19 A.M. Each member recorded his or her vote on the motion, which passed by the unanimous poll vote of all members present.

Dr. Lessard	Yes	Dr. Murphy	Yes
Dr. Tuite	Yes	Dr. Krauchunas	Yes
Mr. Goode	Yes		

Motion to commence 2nd non-public session:

On motion of Dr. Lessard, seconded by Dr. Tuite, at 9:33 A.M. the Board voted to conduct a non-public session for the purpose of discussing investigations of alleged licensee misconduct 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.

Dr. Lessard	Yes	Dr. Murphy	Yes
Dr. Tuite	Yes	Dr. Krauchunas	Yes
Mr. Goode	Yes		

1st NON-PUBLIC SESSION:

[Minutes kept separately]

Motion to keep minutes of 1st non-public session confidential:

Upon the motion of Dr. Murphy and the second of Mr. Goode, at 9:30 A.M. 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.

Dr. Lessard	Yes	Dr. Murphy	Yes
Dr. Tuite	Yes	Dr. Krauchunas	Yes
Mr. Goode	Yes		

2nd NON-PUBLIC SESSION:

[Minutes kept separately]

Motion to keep minutes of 2nd non-public session confidential:

Upon the motion of Dr. Murphy and the second of Mr. Goode, at 9:30 A.M. 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.

Dr. Lessard	Yes	Dr. Murphy	Yes
Dr. Tuite	Yes	Dr. Krauchunas	Yes
Mr. Goode	Yes		

On motion of Dr. Goode, seconded by Dr. Lessard, adjourn meeting at 10:31 A.M. Each member recorded his or her vote on the motion, which passed by the unanimous poll vote of all members present.

Dr. Lessard	Yes	Dr. Murphy	Yes
Dr. Tuite	Yes	Dr. Krauchunas	Yes

Next Board Meeting is March 9, 2021 at 9:00 A.M.

**Checklist To Ensure Meetings Are Compliant With The Right-to-Know
Law During The State Of Emergency**
(Read at the December 15, 2020 Meeting of the Board of Optometry)

As President of the Board of Optometry, I, Guy Lessard, O.D., find that due to the State of Emergency declared by the Governor as a result of the COVID-19 pandemic and in accordance with the Governor's Emergency Order #12 pursuant to Executive Order 2020-04, this public body is authorized to meet electronically.

Please note that there is no physical location to observe and listen contemporaneously to this meeting, which was authorized pursuant to the Governor's Emergency Order. However, in accordance with his Emergency Order, I am confirming that we are:

a) Providing public access to the meeting by telephone, with additional access possibilities by video or other electronic means:

We are utilizing Zoom for this electronic meeting.¹ All members of the NH Board of Optometry have the ability to communicate contemporaneously during this meeting through this platform, and the public has access to contemporaneously listen and, if necessary, participate in this meeting through dialing the following: Meeting ID: 850 4507 0020; Password: 295324, or by clicking on the following website address: <https://us02web.zoom.us/j/85045070020?pwd=c01YZGZCQVZsTWJLNzhweDBSRVFqUT09>

b) Providing public notice of the necessary information for accessing the meeting:

We previously gave notice to the public of the necessary information for accessing the meeting, including how to access the meeting using Zoom or telephonically. Instructions have also been provided on the website of the NH Board of Optometry (<https://www.oplc.nh.gov/optometry/about.htm>).

c) Providing a mechanism for the public to alert the NH Board of Optometry during the meeting if there are problems with access:

If anybody has a problem, please email Sharon Canney at Sharon.Canney@oplc.nh.gov.

d) Adjourning the meeting if the public is unable to access the meeting:

In the event the public is unable to access the meeting, the meeting will be adjourned and either the problem corrected or the meeting will be rescheduled.

Please note that **all votes** that are taken during this meeting shall be done by **roll call vote**. We will start the meeting by taking a roll call of attendees. When each member states their name, please also state whether there is anyone in the room with you during this meeting, which is required under the Right-to-Know law, also known as 91-A. Sharon, please do the roll call vote.

¹ Many public bodies are utilizing video teleconferencing technology, such as Zoom, to ensure the electronic meeting comply with the Right-to-Know law and any applicable due process requirements. In certain circumstances, a regular business meeting of a public body may be conducted utilizing audio-only technology. If you have any questions about the appropriateness of the technology utilized to conduct your meeting, please consult your agency counsel or the Attorney General's Office.