

## December 4, 2019 MEETING PUBLIC MINUTES

Minutes: December 4, 2019

The regular board meeting of the New Hampshire Board of Veterinary Medicine was held at the Office of Professional Licensure, 121 South Fruit St., Concord, NH.

Members present: President: Dr. Sonnya Dennis, DVM; Judith Leclerc, DVM; Kirk Smith, DVM; Winnifred Krogman, DVM; Stephen Crawford, DVM Ex Officio Member, Suzan Watkins, DVM; Elaine Forst, Temporary Public Member (Position of Vice President, still vacant)

Staff: Kim M. Lavoie, Administrative Secretary, Joseph Shoemaker, Division Director

### PUBLIC SESSION

The public segment of the meeting was called to order at 9:30 a.m.

1. The "Mission Statement" was read: 332-B:1-a Purpose – The purpose of the Board of Veterinary Medicine is to promote public health, safety, and welfare by safeguarding the people of New Hampshire against incompetent, unscrupulous, and unauthorized persons and from unprofessional or illegal practice by persons licensed to practice veterinary medicine. The right to practice veterinary medicine is a privilege granted by legislative authority to persons possessing personal and professional qualifications specified in this chapter.

2. Dr. Crawford motioned to enter non-public for the purpose of discussion regarding a proposed Settlement Agreement.

3. The Non- public session started at 9:31 am. Dr. Denis recused.

4. Dr. Crawford motioned to seal the non- public minutes. Dr. Dennis seconded. So moved.

5. **The public session resumed at 10:18 am.**

6a. Dr. Crawford motioned to continue to leave the June 2019 to October 2019 minutes tabled. Dr. Dennis seconded. Unanimous.

6b. Dr. Crawford motioned to reformat to reflect the OPLC for consistency. Dr. Dennis seconded. Unanimous.

7. The **November 2019 public minutes** were reviewed. Dr. Crawford motioned to approve. Dr. Leclerc seconded. So moved. Unanimous. **Dr. Dennis abstained.**

### New Business:

8. **Sign/submit travel forms**-completed.

9. **Organizational rules**-Dr. Crawford updated the Board on the organizational rules. There will be a public comment meeting on January 15, 2019 scheduled at the State House Annex. Attorney Tom Broderick will submit an amendment for the location to be at the OPLC, 121 South Fruit St., Concord, NH. On November 7, 2019, the draft rules were sent out to the veterinarian community. We are in receipt of 1-2 requests for drafts. Dr. Crawford reminded us that there needs to be a quorum at the

January 15, 2020 rules meeting. Written comments are allowed 10 days after January 15, 2020. BVM has to consider the public comments regarding rules. Attorney Broderick will be present for the January 15, 2020 rules meeting. There is no Q&A during this meeting.

10. Follow up: **Annual Reports**-Dr. Dennis gave us an update on the annual reports. In question were the number of complaints that were dismissed with and dismissed without an investigation. Some of the numbers were mismatched due to the cases at APU. Mr. Shoemaker, Executive Director, commented that the OPLC doesn't go that in depth about detailed information regarding annual reports. If it is not tracked, then it is not needed. The OPLC has to submit annual reports of all boards. Dr. Crawford motioned to approve the annual report summary of fiscal year 2012-2017. Dr. Dennis seconded.

11. Dr. Crawford motioned to amend his motion to approve the fiscal year 2012-2017 limiting data to four points of information. They are 1. Complaints received, 2. Letters of Concern, 3. Disciplinary actions, 4. Cases at APU, and to strike all other information. Dr. Dennis seconded. So moved. Unanimous.

12. Dr. Crawford motioned to strike the same information as 2012-2017 for the fiscal year 2018. Dr. Dennis seconded. So moved. Unanimous.

13. **Jurisprudence Exam**-Dr. Dennis motioned that she will insert questions with the answer key. Dr. Dennis will send administrative secretary a clean copy of the questions and answers for one version only to be used going forward. Dr. Leclerc seconded. So moved. Unanimous.

At 11:10 am, on motion of Dr. Dennis, seconded by Dr. Leclerc, the Board by a roll call vote, resolved to conduct a non-public session for the purpose of discussing investigations of alleged licensee misconduct, 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, 118 NH 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 vote of all members present.

#### NON-PUBLIC SESSION

At approximately 12:50 pm, the public meeting resumed.

At 12:55 p.m., upon the motion of Dr. Dennis and the second of Dr. Crawford, the Board, by roll call vote, resolved to withhold the minutes of preceding non-public sessions from public disclosure pursuant to RSA 91-A:3, III, on the grounds that public disclosure would be likely to affect adversely the reputation of a person other than a board member and to render the proposed action ineffective. Each member recorded his or her own vote on the motion, which passed by the unanimous vote of all members present.

Meeting adjourned at 1:07 P.M.

Respectfully submitted,

Kim M. Lavoie, Administrative Secretary  
Authorized Representative of the  
NH Board of Veterinary Medicine