

**TENNESSEE BOARD OF DISPENSING OPTICIANS
MINUTES**

DATE: January 9, 2013

TIME: 9:00 a.m., CST

LOCATION: Health Related Boards Conference Center
Poplar Board Room
Heritage Place Metro Center
227 French Landing, Suite 150
Nashville, TN 37243

BOARD MEMBERS

PRESENT: Larry Christopher, DPO, Board Chair
Donald Wells, DPO, Secretary
Kathy Hawkins, DPO
Kimberly Jackson, DPO
Edward Risby, PhD, Consumer Member

STAFF MEMBERS

ABSENT: LeRhonda Walton-Hill, DPO

STAFF

PRESENT: Stacy Tarr, Interim Unit Director
Sherry Owens, Board Administrator
John Smith, Office of General Counsel
Stefan Cange, Office of General Counsel

Mr. Christopher, Board chair, called the meeting to order at 9:07 a.m. A quorum was present.

Minutes

Ms. Hawkins made a motion, seconded by Mr. Wells, to approve the October 31, 2013 minutes as written. The motion carried.

Office of General Counsel Report

Mr. Cange stated there are 8 open cases in the Office of General Counsel. There is currently no legislation for this Board at this time. Office of General Counsel had prepared draft language for the four rule changes proposed by the Board. This draft will be discussed later on in the meeting.

Investigative Report

There are eight (8) open complaints. Three (3) cases are for first review and five (5) cases are being investigated.

Monitored Practitioner Report

There are currently eight (8) individuals being monitored.

Financial Report

For FY 2011, as of June 30, 2011, the Board had direct expenditures of \$59,205.88, indirect expenditures \$54,078.99 and total revenues of \$125,981.27. The cumulative carryover is \$14,575.13.

For FY 2012, the Board had direct expenditures of \$38,796.19, indirect expenditures of \$32,758.35 and total revenue collections of \$137,546.53. The cumulative carryover is \$80,567.12

Administrative Report

There are 863 active licensed dispensing opticians and 362 active apprentices. From October 24, 2012, one (1) dispensing optician was reinstated, one (1) license was retired, one (1) licensee failed to renew, and four (4) licensees are deceased.

The Six Month Evaluation Form for Apprentices is still in forms committee for approval.

Jurisprudence Continuing Education

Ms. Owens stated to the Board that the Jurisprudence Continuing Education portion of the required continuing education each year needed to be updated. The Board will submit questions to Sherry Owens, Board Administrator, for review at the April 10, 2013 Board meeting.

Apprentice renewal fee and Apprentices in the program more than three (3) years

Upon discussion of apprentices that have been in the program for more than three (3) years, Mr. Wells made a motion, seconded by Mr. Risby, for administration to send a letter of concern to the apprentices that have more than 5,250 hours and have completed their three (3) year apprenticeship. The motion carried.

Ms. Hawkins asked Mr. Smith about a fee for the apprentices while they are in the program. Mr. Smith stated that would be a rule change. Mr. Christopher asked the reason for the fee. Ms. Hawkins stated to weed out the ones that are not serious about getting licensed, the ones that may be having trouble passing the ABO or NCLE or the practical exam. Ms. Hawkins stated that the apprentices pay \$110.00 and they pay nothing else to stay in the program.

Mr. Smith stated that any fee addition or increase will be looked at very hard by the Government Operations Committee, as the Boards are not for profit. The Board rescinded its request to look at charging an apprentice fee.

Rules

Mr. Cange presented draft language for the four rule changes proposed by the Board. The draft versions amended Rules 0480-01-.01 (Definitions), 0480-01-.02 (Scope of Practice), 0480-01-.12 (Continuing Education), and 0480-01-.14 (Apprenticeship Training Program). Dr. Ferguson stated to the Board that he would be willing to come up with a cut score (passing or not passing).

Mr. Risby made a motion, seconded by Ms. Jackson for Mr. Wells to meet with Dr. Ferguson to define the cut score and to report back at the April 2013 meeting. The motion carried.

Continuing Education

Ms. Hawkins made a motion, seconded by Mr. Wells to approve the 2013 continuing education submitted by Dr. Roy Ferguson. The motion carried.

New Licensees

Ms. Hawkins made a motion, seconded by Mr. Wells to approve the following new licensees:

Jamie Beverwyk Jr
Sabrina Burnette
Joshua Crabtree
Elesha Goodwin
Kayla Kirkland
Christopher Lonas
Sarah Londono
Patrick Putnam
Timothy Seaton
Jessica Silvey
Heather Simpson
Daniel Sturk
Kasey Tallent
Angela Warden
Terence Washington
John West
Sueann West
Taylor Womac

The motion carried.

Reinstatement Licensees

Ms. Hawkins made a motion, seconded by Mr. Risby, to approve the following reinstatements:

Elaine Spangler

The motion carried.

Application Review

Ms. Hawkins made a motion, seconded by Mr. Wells to approve the following applicants to enter the dispensing optician apprentice training program:

Mary Slocum

Coreane Farmer

Jordan Crass

Brandi Pauley

Christopher Denham

The motion carried.

Ms. Hawkins made a motion, seconded by Mr. Wells to approve the following dispensing optician applicants to sit for the practical examination:

Derek Behne

Kathy Taylor

Kerry Nestler

Latorra Stewart

Michael Wright

The motion carried.

Review Correspondence

Tammy Faulk submitted a letter to the Board requesting an extension to make up her continuing education for 2012 in 2013. Ms. Hawkins made a motion, seconded by Mr. Wells, that she completes a total of 16 hours in 2013 (8 for 2012 and 8 for 2013). The motion carried.

Brenda Holland submitted a letter to the Board requesting an extension to make up her continuing education for 2012 in 2013 Ms. Hawkins made a motion, seconded by Mr. Wells, that she completes a total of 16 hours in 2013 (8 for 2012 and 8 for 2013). The motion carried.

2014 Board Meeting Dates

The Board set their meeting dates for the year 2014:

February 5, 2014
May 28, 2014
August 6, 2014
November 4, 2014 (possible change)

Mr. Risby made a motion, seconded by Ms. Jackson to adjourn the meeting. The motion carried.
Meeting adjourned at 12:06 p.m.

Ratified by the Board on April 10, 2013