

TENNESSEE BOARD OF OPTOMETRY MEETING MINUTES

DATE: May 20, 2019
TIME: 12:00 P.M., CST
LOCATION: Health Related Boards
Iris Room
665 Mainstream Drive
Nashville, TN

BOARD MEMBERS

PRESENT: Torrey J. Carlson, O.D., Secretary
Tonya Reynoldson, O.D.
Nancy P. Strawn, Consumer Member
Linda Tharp, O.D., Chair
Jennifer G. Uhl, O.D.

BOARD MEMBER

ABSENT: Christopher Cooper, O.D.

STAFF

PRESENT: Yvette Vagle, Board Administrator
Kimberly Wallace, Executive Director
John Tidwell, HRB Director
Kaitlin Parham, Assistant General Counsel

This is May 20th, 2019 and it is 12:03 PM. My name is Kimberly Wallace, and I am the Executive Director of the Tennessee Board Board of Optometry. In order to ensure all requirements are met to have a valid teleconference we must satisfy several formalities.

First, to ensure each participant is connected, a roll call is required:

As I state your name, please make your presence known:

Dr. Linda Tharp:	Present
Dr. Torrey Carlson:	Present
Dr. Jenny Uhl:	Present
Dr. Tonya Reynoldson:	Present
Ms. Nancy Strawn:	Present
(Dr. Chris Cooper:	Not-Present)

I would now ask that each of the additional Board Administrative Staff make their presence known, as I state your name.

Kaitlin Parham, Board Attorney:	Present
Yvette Vagle, Board Administrator:	Present
John Tidwell, HRB Director:	Present

The purpose of this meeting is to review Dr. Gregory Moore's application with waiver request for parts I, II, and III of the NBEO. At the last board meeting on April 3, 2019, the Board instructed the administrative staff and advising attorney to research other individuals that may have been granted a waiver under Rule 1045-02-.03(5), and also to find out what year that rule came into effect. The Board also requested that once the research has been done, to hold an emergency meeting to discuss Dr. Gregory Moore's application with waiver request.

If the Committee wishes to proceed to conduct this electronic meeting for the aforementioned purpose, we need a motion and a roll call vote:

Motion to: Proceed with Electronic Meeting.

Motion made by: Dr. Uhl

Second made by: Ms. Strawn

As I state your name, please state your vote on the motion:

Dr. Linda Tharp:	Yes
Dr. Torrey Carlson:	Yes
Dr. Jenny Uhl:	Yes
Dr. Tonya Reynoldson:	Yes
Ms. Nancy Strawn:	Yes
(Dr. Chris Cooper:	Not Present)

The motion is: Approved

Only certain matters are proper for a teleconference; accordingly, I need a motion and a second followed by a roll call vote if the matter or matters to be discussed meet the following requirements:

The subject matter requires timely action;

The physical presence of all members is not possible considering the period of time required for action; and

The participation by some or all of the members of the Committee by electronic means is necessary.

Motion to: Move forward with Teleconference.

Motion made by: Dr. Reynoldson

Second made by: Dr. Uhl

As I state your name, please voice your vote on the motion:

Dr. Linda Tharp:	Yes
Dr. Torrey Carlson:	Yes
Dr. Jenny Uhl:	Yes
Dr. Tonya Reynoldson:	Yes
Ms. Nancy Strawn:	Yes
(Dr. Chris Cooper:	Not Present)

The motion is: Approved

That covers the requirements for a teleconference. We may now proceed to the business at hand.

Board Members – did you receive electronic copies of Dr. Moore’s application documents and the historical Board minutes and documents from 2007 to review the previous waiver?

Dr. Linda Tharp:	Yes
Dr. Torrey Carlson:	Yes
Dr. Jenny Uhl:	Yes
Dr. Tonya Reynoldson:	Yes
Ms. Nancy Strawn:	Yes
(Dr. Chris Cooper:	Not Present)

As the meeting continues, please introduce yourself each time you begin to speak.

As means of a brief introduction to today’s agenda item:

Dr. Gregory Moore has submitted his application for licensure as an Optometrist in the state of Tennessee, and with it, requested a waiver for parts I, II, and III of the NBEO. His file was originally reviewed at the Board Meeting held on January 16th, 2019, and the Board asked for additional information regarding his injectable certifications, his employment at the University of Pikeville, and the nature of the discipline on his Kentucky license, all of which were presented at the next meeting, held April 3, 2019. At that meeting, the Board instructed the administrative staff and advising attorney to research other individuals that may have been granted a waiver under Rule 1045-02-.03(5).

Our office discovered that at the Board Meeting held on February 28th, 2007, a waiver was approved by Board vote for Dr. Thomas Walls to have parts I, II, and III of the NBEO waived, via Rule 1045-02-.03(4), which is the exact same language as the current Rule 1045-02-.03(5).

I will now ask Ms. Parham, the Board Attorney, to comment on a brief the history of this Board Rule.

Ms. Parham noted that Rule 1045-02-.03(4) first came into effect around 1998/1999 & Rule 1045-02-.03(5) maintains the same language:

“Notwithstanding the above, the Board may, by majority vote, waive the passage of al [sic] parts of the National Board’s Examination and may accept proof of clinical competency in lieu of submission to clinical examination by the Board where the applicant is in good standing and practicing in another state with clinical competency examinations comparable to that of the State of Tennessee.”

With the information that has been provided, we need a motion and a second before we can proceed with any discussion.

Motion to: Approve the waiver request of Parts I, II, and III of the NBEO for Dr. Gregory Moore secondary to there being precedent set in the past.

Motion made by: Dr. Uhl

Second made by: Ms. Strawn

The motion is now open for discussion.

There was no further discussion held.

As I state your name, please voice your vote on the motion:

Dr. Linda Tharp:	Yes
Dr. Torrey Carlson:	No
Dr. Jenny Uhl:	Yes

Dr. Tonya Reynoldson:	No
Ms. Nancy Strawn:	Yes
(Dr. Chris Cooper:	Not Present)

The motion is: Approved

This concludes the business for today's agenda. Do we have a motion to adjourn?

Motion to: Adjourn

Motion made by: Dr. Reynoldson

Second made by: Dr. Uhl

As I state your name, please voice your vote on the motion:

Dr. Linda Tharp:	Yes
Dr. Torrey Carlson:	Yes
Dr. Jenny Uhl:	Yes
Dr. Tonya Reynoldson:	Yes
Ms. Nancy Strawn:	Yes
(Dr. Chris Cooper:	Not Present)

The motion is: Approved

Adjourned at 12:13 P.M.

That concludes this Board of Optometry teleconference. Thank you all for your participation.