



OHIO OPTICAL DISPENSERS BOARD

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MINUTES OF MEETING

AUGUST 19, 2010

REGULAR MEETING OF THE OHIO OPTICAL DISPENSERS BOARD AUGUST 19, 2010

The regularly scheduled meeting of the Ohio Optical Dispensers Board (Board) began on Thursday, August 19, 2010 at 9:05 A.M. at 77 South High Street, East B, 31st Floor, Columbus. President Susan Bender called the meeting to order in open session.

BOARD MEMBERS IN ATTENDANCE:

Present: Susan Bender, President; Brian J Miller, Vice President; James Fortune, Sr, Treasurer; Thomas Barracato; Susan C. Benes, M.D.; Michael W. Hall; Paul R. King; Oscar J. Watson.

Absent: Timothy Fries, O.D.

STAFF MEMBERS IN ATTENDANCE:

Present: Nancy L. Manns, Executive Director; William Lehman, Investigator; Leah O'Carroll, Assistant Attorney General; Wilma Simmons, Executive Secretary.

ADMINISTRATIVE MATTERS

Ordering of the Agenda

The President and Executive Director reviewed the consent agenda prior to the meeting.

IT WAS MOVED BY MICHAEL W. HALL AND SECONDED BY JAMES FORTUNE, SR. THAT THE CONSENT AGENDA FOR THE AUGUST 19, 2010 MEETING BE APPROVED AS WRITTEN. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS.

The President and Executive Director also reviewed the regular agenda prior to the meeting.

IT WAS MOVED BY BRIAN J MILLER AND SECONDED BY MICHAEL W. HALL THAT THE REGULAR AGENDA FOR THE AUGUST 19, 2010 MEETING BE APPROVED AS WRITTEN. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS.

President's Report

President Bender welcomed the guests and asked that they introduce themselves to the Board and other guests.

Approval of Minutes

IT WAS MOVED BY BRIAN J MILLER AND SECONDED BY JAMES FORTUNE, SR. THAT THE MINUTES OF THE JUNE 17, 2010 BOARD MEETING BE APPROVED AS AMENDED. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS PRESENT.

Executive Director's Report

Director Manns informed the Board that we still do not have a new appointment for the consumer member.

Director Manns informed the Board that there are approximately 200 apprentices who did not renew their registration by July 1 and were placed in a lapsed status. However, additional renewals are received on a daily basis.

Director Manns stated that the Board would be discussing the proposed changes to the rules for the mandatory five-year Rule review during this meeting.

Director Manns informed the Board that starting with FY '11, July 1, 2010, the Board will be charged by the Department of Administrative Services \$12 for every travel expense that is processed. This will result in an additional cost to the Board of approximately \$650/year for the cost of processing travel expense payments just for Board meetings. The charge of \$12/expense is charged regardless of the amount of the reimbursement.

Director Manns informed the Board that her personal goals and steps toward achieving those goals were documented and part of the Board's mailing packet.

Director Manns informed the Board that she has initiated the process for on-line renewals of the 2011 optician and ocularist licenses. The preliminary work has begun and we will initiate test procedures sometime in late August through early September with implementation by mid-to-late- October when the license renewals normally are mailed.

Director Manns informed the Board that the annual Reverse Trade Fair, now currently called Business Expo, will be held on August 20, 2010. This is an opportunity for MBE (Minority Business Enterprises) and EDGE (Encouraging Diversity, Growth and Equity) vendors to promote services and goods to state agencies. The fair also allows state agencies to present their business needs to minority and socially and economically disadvantage vendors. Director Manns will be representing the Board as well as other Boards and Commissions in her role as Chair of the Ohio Boards and Commissions Management Group. The event is held at the State fair grounds.

Director Manns informed the Board that she would be presenting at the ABO/NCLE National Education Conference in Cincinnati in September and at the East West Eye Conference in October. Both organizations have graciously agreed not to charge for the presentation.

Reaffirmation of Policy: Processing Complaints Based on Working on Lapsed License and Processing Complaints Based on Permitting an Unlicensed Individual to Engage in the Unauthorized Practice of Opticianry and/or Ocularistry:

After discussion,

IT WAS MOVED BY MICHAEL W. HALL AND SECONDED BY THOMAS BARRACATO THAT THE BOARD RE-AFFIRM THE POLICY “PROCESSING COMPLAINTS BASED ON WORKING ON LAPSED LICENSE AND PROCESSING COMPLAINTS BASED ON PERMITTING AN UNLICENSED INDIVIDUAL TO ENGAGE IN THE UNAUTHORIZED PRACTICE OF OPTICIANRY AND/OR OCULARISTRY” AS WRITTEN. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS PRESENT.

Reaffirmation of Policy: Granting of Extensions/Waivers for Proof of Continuing Education:

After discussion,

IT WAS MOVED BY BRIAN J MILLER AND SECONDED BY MICHAEL W. HALL THAT THE BOARD REAFFIRM THE POLICY “GRANTING OF EXTENSIONS/WAIVERS FOR PROOF OF CONTINUING EDUCATION” AS WRITTEN.

IT WAS MOVED BY BRIAN J MILLER AND SECONDED BY MICHAEL W. HALL THAT THE MOTION TO REAFFIRM THE POLICY “GRANTING OF EXTENSIONS/WAIVERS FOR PROOF OF CONTINUING EDUCATION” BE WITHDRAWN AND THAT THIS POLICY BE TABLED UNTIL THE OCTOBER, 2010 BOARD MEETING. MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS PRESENT. SUSAN C. BENES, M.D. ABSTAINED.

Approval of Financial Report

After discussion,

IT WAS MOVED BY JAMES FORTUNE, SR. AND SECONDED BY BRIAN J MILLER THAT THE FINANCIAL REPORT FOR CURRENT FY 2011 BE ACCEPTED AS SUBMITTED. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS PRESENT.

Confirmation of Policy – Display of Licensure

After discussion,

IT WAS MOVED BY THOMAS BARRACATO AND SECONDED BY SUSAN C. BENES, M.D. THAT THE BOARD REAFFIRM AS WRITTEN THE POLICY ON DISPLAY OF LICENSURE. MOTION REJECTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS PRESENT.

After additional discussion,

IT WAS MOVED BY BRIAN J MILLER AND SECONDED BY PAUL KING THAT THE BOARD REAFFIRM AS AMENDED THE POLICY ON DISPLAY OF LICENSURE TO INCLUDE "...THE LICENSED OPTICIAN OR OCULARIST MUST DISPLAY HIS/HER WALL CERTIFICATE OF LICENSURE ISSUED BY THE BOARD AT EACH PLACE OF EMPLOYMENT WITH HIS/HER CURRENT RENEWAL LICENSURE." MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS PRESENT.

REVIEW OF RULES

Licensure Issues

After discussion,

IT WAS MOVED BY SUSAN C. BENES, M.D. AND SECONDED BY MICHAEL W. HALL THAT A RECOMMENDATION FOR LANGUAGE BE CHANGED IN PROPOSED RULES TO READ "SAID APPLICATION FOR LICENSURE MUST BE MADE WITHIN THREE YEARS OF THE DATE THE EXAM WAS SUCESSFULLY COMPLETED FOR THE LICENSE SOUGHT." MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS PRESENT. BRIAN J MILLER OPPOSED. MICHAEL W. HALL ABSTAINED.

After discussion,

IT WAS MOVED BY BRIAN J MILLER AND SECONDED BY SUSAN C. BENES, M.D. THAT PROPOSED RULE LANGUAGE BE ADDED TO INDICATE THAT THE BOARD MAY ACCEPT NATIONALLY- RECOGNIZED CERTIFICATION EXAMS WHICH MEETS ALL THE REQUIREMENTS OF SECTION 4726-3-06(B)(1) ORC FOR LICENSURE REQUIREMENTS. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS PRESENT.

After discussion,

IT WAS MOVED BY PAUL KING AND SECONDED BY BRIAN J MILLER TO TABLE DISCUSSIONS RELATED TO LICENSURE OF OUT-OF-STATE LICENSURE APPLICANTS UNTIL THE OCTOBER, 2010 BOARD MEETING. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS PRESENT.

Executive Session

IT WAS MOVED BY PAUL KING AND SECONDED BY MICHAEL W. HALL THAT THE BOARD GO INTO EXECUTIVE SESSION TO DISCUSS PENDING IMMINENT LITIGATION. A ROLL CALL VOTE WAS TAKEN.

YEA VOTES: BRIAN J MILLER, TOM BARRACATO, OSCAR WATSON, SUSAN C. BENES, M.D., PAUL KING, MICHAEL W. HALL, JAMES FORTUNE, SR., AND SUSAN BENDER. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS PRESENT.

At 11:45 A.M. on Thursday, August 19, 2010, the Board went into executive session to discuss pending imminent litigation. All visitors left the room.

At 1:05 PM President Bender brought the meeting out of Executive Session and reported that the Board had gone into Executive Session to discuss pending imminent litigation.

Continuing Education

After review by Board members of applications submitted for approval of continuing education hours and discussion,

IT WAS MOVED BY MICHAEL W. HALL AND SECONDED BY SUSAN C. BENES, M.D. THAT THE BOARD APPROVE THE CONTINUING EDUCATION PROGRAMS WITH THE APPROVED HOURS AS LISTED BELOW. MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS PRESENT. TOM BARRACATO ABSTAINED FROM 5.1.1 AND BRIAN MILLER ABSTAINED FROM 5.1.4.

ABO/NCLE Education Conference – Cincinnati, OH –September 16-19, 2010:

- 11 Spectacle Hours
- 12 Contact Lens Hours
- 7 Spectacle/Contact Lens Hours
- 4 Management Hours

Vision Expo West 2010 – Las Vegas, NV –October 6-9, 2010:

- 57 Spectacle Hours
- 22 Contact Lens Hours
- 54 Management Hours

Rooney Optical –Cleveland, OH –October 19, 2010:

- 1 Management Hour

American Society of Ocularists – Chicago, IL – October 15-19, 2010:

- 11 Ocularist Hours
- 1 Ocularist with Infectious Control Hour

Rooney Optical –Brookpark, OH –September 23, 2010:

- 1 Spectacle Hour

Approval of Licenses

After review of licensure applications by Board members,

IT WAS MOVED BY BRIAN J MILLER AND SECONDED BY THOMAS BARRACATO THAT THE BOARD APPROVE FOR LICENSURE THE APPLICANTS LISTED ON ADDENDUM 1.0. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS PRESENT.

After review of provisional licensure applications by Board members,

IT WAS MOVED BY BRIAN J MILLER AND SECONDED BY THOMAS BARRACATO THAT THE BOARD APPROVE FOR LICENSURE THE APPLICANTS LISTED ON ADDENDUM 1.1 UPON RECEIPT OF THE CRIMINAL RECORDS CHECK INDICATING NO RECORD OF CRIMINAL ACTIVITY. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS PRESENT.

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Hearing no other issues for discussion, President Bender adjourned the meeting at 2:40PM,
August 19, 2010.

ATTESTED:

PRESIDENT, SUSAN BENDER

EXECUTIVE DIRECTOR, NANCY MANNS

Future Board Meeting Dates:
October 21, 2010
December 2, 2010

ADDENDUM 1.0

ODB - Pending Applicants - Spectacle

Report Parameters

Board = ODB
Credential prefix = S

Report generated on 8/11/2010 at 4:01:55 PM

name	address1	address2	city	statecode	zipcode
Christopher M. Abrams	240 North Revere Road		Fairlawn	OH	44333
Emily Michelle Adkins	6472 Balsam Drive		Reynoldsburg	OH	43068
Katherine J. Ater	8051 Catawba Mechanicsburg Rd		Mechanicsburg	OH	43044
April Avery	321 Wellington Woods Court		Columbus	OH	43213
Angela E. Berry	3893 Chestnut Ridge Loop		Columbus	OH	43230
Brandy Nicole Blanco	1558 Wayne Street		Toledo	OH	43609
Jacqueline Cintron	326 West 27th Street		Lorain	OH	44052
Nasrin Cook	1429 Redmaple Drive		Painesville	OH	44077
Alicia Maria Cummins	2056 North Carroll Erie Road		Port Clinton	OH	43452
Keri Susann Davis	1000 West Main Street Lot 44		West Jefferson	OH	43162
Jane A. Dorsey	5541 Dorothy Drive		North Olmsted	OH	44070
Jane L. Green	33055 State Route 41		Peebles	OH	45660
Donald P. Grubb	140 Rustic Lane		Mansfield	OH	44907
Lyndsey M. Heischman	1526 Ridgewood Avenue		Lakewood	OH	44107
Susan M. Iamurri	472 Blueridge Drive		Dayton	OH	45415
Ieshia L. Jackson	208 Parkmeadow Lane Apt N		Elyria	OH	44035
Holly Lynn James	1055 Alden Drive		Streetsboro	OH	44241
Schira S. King	1115 Wayne Street		Troy	OH	45373
Chavi Mone't Langston	1127 Pine Valley Lane Apt 103		Toledo	OH	43615
Sarah K. LaRosa	3882 West 157th Street		Cleveland	OH	44111
Brenda L. Lewis	193 Beck Street		Wadsworth	OH	44281
Erin M. Lively	2230 Woodstock Court		Troy	OH	45373
Juanita F. Moreland	558 Union School Road		Mount Joy	PA	17552
Tori L. Mullet	4980 County Road 22		Glenmont	OH	44628
Tina H. Nam	5230 Vinings Boulevard		Dublin	OH	43016
Kimberly Joyce Ray	2316 Collier Crest		Grove City	OH	43123
Thomas Charles Russell	18564 Royalton Road Apt 102		Strongsville	OH	44316
Nancy Siefert	4127 Fox Run Trail Apt 7		Cincinnati	OH	45255
James G. Smilek II	3648 Wales Avenue NW Apt B		Massillon	OH	44646
Billie J. Snyder	830 Wilson Street		Findlay	OH	45840
Mary Louise Sombat	563 Morse Road		Columbus	OH	43214
Kayla E. Stone	209 East Broadway Avenue		Girard	OH	44420
Carlette F. Tanks	28810 Chagrin Boulevard Apt 221		Woodmere	OH	44112
Lawarren A. Taylor, Jr.	710 Kenwick Road		Columbus	OH	43209
Glenda Marie Todd-Miller	3807 Irving Park Drive		Woodmere	OH	44122
Cassandra Wallace	4171 Dowling Road		Perrysburg	OH	43551
Tara R. Welch	640 Alayne Avenue		Galion	OH	44833

Report Parameters

Board = ODB
Credential prefix = SC

Report generated on 8/12/2010 at 8:28:41 AM

name	address1	address2	city	statecode	zipcode
Sharon Carr	100 State Route 555 NE		Corning	OH	43730
Dawn G. Carter	4546 East Berwald Road		South Euclid	OH	44121
Julie Conley	3916 Willow Branch Drive		Canal Winchester	OH	43110
Brandy Leigh Crosby	4456 Douglas Road		Toledo	OH	43613
Andrea M. Daniels	5840 Dunbar Avenue		Ashtabula	OH	44004
David Ray DeJesus	3531 Perry Court		Lorain	OH	44053
Lorraine M. Irons	1824A Higby Drive		Stow	OH	44224
Amanda K. Lauwers	18350 Township Road 205		Findlay	OH	45840
Glenna V. Lewis	407 Ridgeland Drive		Howard	OH	43028
Jenny L. Lonz	1312 West Osborne Street		Sandusky	OH	44870
Kristin M. Lonz	508 Michigan Avenue		Sandusky	OH	44870
Michelle Lynham	7619 Wainstead Drive		Parma	OH	44129
Patrick C. McGovern	8509 Argee Drive		Mentor	OH	44060
Angie McLaughlin	5946 Acoma Drive		Toledo	OH	43623
Evette A. Myers	2100 Millers Lane		Zanesville	OH	43701
Melody A. Park	254 Narrows Road		Chillicothe	OH	45601
Stephanie Plagge	297 Fairgrounds Road		Mount Vernon	OH	43050
Eileen Robles	3249 West 43rd Street		Cleveland	OH	44109
Bradley S. Ruckman	8601 Greenleaf Circle		Canal Fulton	OH	44614
Hani F. Saddic	6372 Tanglewood Lane		Seven Hills	OH	44131
Stephanie Erin Schnapp	18727 State Route 579		Martin	OH	43445
William D. Slovak	7423 Meadow Lane		Parma	OH	44134
Melissa K. Smith	516 Millag Drive		Sunbury	OH	43074
Terri Weickert	2785 County Road 170		Fremont	OH	43420
Kimberly A. Westerman	10000 W Ridgewood Dr Apt 125		Parma Heights	OH	44130

ODB - Pending Applicants - Spectacle

Report Parameters

Board = ODB
Credential prefix = S

Report generated on 8/11/2010 at 4:01:55 PM

name	address1	address2	city	statecode	zipcode
Diane K. Lay	1483 Cranwood Drive		Columbus	OH	43229

ODB - Pending Applicants - Spectacle/Contact Lens

Report Parameters

Board = ODB
Credential prefix = SC

Report generated on 8/12/2010 at 8:28:41 AM

name	address1	address2	city	statecode	zipcode
Jelena Cakic	7277 Nobb Hill Drive		Parma	OH	44130