



## **OHIO OPTICAL DISPENSERS BOARD**

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### **MINUTES OF MEETING**

**JUNE 17, 2010**

#### **REGULAR MEETING OF THE OHIO OPTICAL DISPENSERS BOARD JUNE 17, 2010**

The regularly scheduled meeting of the Ohio Optical Dispensers Board (Board) began on Thursday, June 17, 2010 at 9:10 A.M. at 77 South High Street, East B, 31<sup>st</sup> 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.; Timothy Fries, O.D.; Michael W. Hall; Paul R. King; Oscar J. Watson.

#### **STAFF MEMBERS IN ATTENDANCE:**

Present: Nancy L. Manns, Executive Director; William Lehman, Investigator; Kristen Starr, AAG; 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 BRIAN J MILLER AND SECONDED BY MICHAEL W. HALL THAT THE CONSENT AGENDA FOR THE JUNE 17, 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 MICHAEL W. HALL AND SECONDED BY JAMES FORTUNE, SR. THAT THE REGULAR AGENDA FOR THE JUNE 17, 2010 MEETING BE APPROVED AS WRITTEN. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS.

##### **President's Report**

President Bender welcomed the guests attending the meeting. Ms. Bender also introduced and welcomed new Board member Paul R. King.

President Bender thanked the Board for their confidence in electing her as president of the Board.

**Approval of Minutes**

IT WAS MOVED BY MICHAEL W. HALL AND SECONDED BY JAMES FORTUNE, SR. THAT THE MINUTES OF THE APRIL 15, 2010 BOARD MEETING BE APPROVED AS WRITTEN. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS PRESENT.

**Executive Director's Report**

Director Manns informed the Board that as President Bender had previously stated the Governor's office has officially appointed Paul King to replace the expired term of Jim DeDario. One appointment remains to be filled for the senior consumer member.

Director Manns informed the Board that the renewals were mailed to Apprentices the first week of May. As of this date we have approximately 600 renewals out of a total of approximately 1200 renewals.

Director Manns stated that the Board would be discussing the proposed changes to the rules for the mandatory five-year Rule review. Director Manns informed the Board that the meeting between the Board and interested parties on May 12, 2010 went very well. There were representatives from Opticians Association of Ohio, Wal-Mart, Luxottica, Sam's Club, the Optometry Board and the Optometric Association.

Director Manns informed the Board that the process for budgeting for FY '11 which begins on July 1, 2010 has been started. Due to the fact that this Board meeting is after the cut off for turning in expense reports, Board members will not receive reimbursement for this Board meeting until after July 1, 2010.

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 we have instituted a process for reporting to the Healthcare Integrity and Protection Data Bank (HIPDB) and that disciplinary actions must be reported to the Data Bank within 30 days of Board action. These reports will be actions taken against healthcare practitioners as a result of formal proceedings which include: revocation or suspension of a license, reprimand, censure, probation, or voluntary surrender.

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

Director Manns informed the Board that she has once again been elected as Chair of the Ohio Boards and Commissions Management Group. This group is made up of approximately 26 Boards and Commissions served by the Central Service Agency.

Director Manns informed the Board that she had included in their Board packets an article submitted for consideration for publication in "Perspective," a publication printed by the Ohio Optometric Association.

**Reaffirmation of Policy: Board Office Hours:**

After discussion,

IT WAS MOVED BY MICHAEL W. HALL AND SECONDED BY BRIAN J MILLER THAT THE BOARD RE-AFFIRM THE POLICY "BOARD OFFICE HOURS" AS WRITTEN. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS PRESENT.

**Reaffirmation of Policy: Public Participation at Board Meetings:**

After discussion,

IT WAS MOVED BY MICHAEL W. HALL AND SECONDED BY TIMOTHY FRIES, O.D. THAT THE BOARD REAFFIRM THE POLICY "PUBLIC PARTICIPATION AT BOARD MEETINGS" AS WRITTEN. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS PRESENT.

**Reaffirmation of Policy: Recommendations to the Governor Regarding Future Board Appointments:**

After discussion,

IT WAS MOVED BY THOMAS BARRACATO AND SECONDED BY JAMES FORTUNE, SR. THAT THE BOARD REAFFIRM THE POLICY "RECOMMENDATIONS TO THE GOVERNOR REGARDING FUTURE BOARD APPOINTMENTS" AS WRITTEN. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS PRESENT.

**Approval of Financial Report**

After discussion,

IT WAS MOVED BY MICHAEL W. HALL AND SECONDED BY TIMOTHY FRIES, O.D. THAT THE FINANCIAL REPORT FOR CURRENT FY 2010 BE ACCEPTED AS SUBMITTED. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS PRESENT.

**Board Governance/Planning - Five Year Rule Review**

**4726-4 – Delegation of Opticianry and Ocularistry Tasks**

After discussion,

IT WAS MOVED BY BRIAN J MILLER AND SECONDED BY MICHAEL W. HALL THAT THE BOARD APPROVE AS AMENDED THE PROPOSED RULES FOR CHAPTER 4726-4 DELEGATION OF OPTICIANRY AND OCULARISTRY TASKS. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS PRESENT.

4726-1 – Public Notice

After discussion,

IT WAS MOVED BY BRIAN J MILLER AND SECONDED BY SUSAN C. BENES, M.D. THAT THE BOARD APPROVE AS WRITTEN THE PROPOSED RULES FOR CHAPTER 4726-1 PUBLIC NOTICE. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS PRESENT.

4726-2 – Definitions

After discussion,

IT WAS MOVED BY THOMAS BARRACATO AND SECONDED BY BRIAN J MILLER THAT THE BOARD APPROVE AS AMENDED THE PROPOSED RULES FOR CHAPTER 4726-2 DEFINITIONS. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS PRESENT.

4726-3- Board Organization

After discussion,

IT WAS MOVED BY MICHAEL W. HALL AND SECONDED BY TIMOTHY FRIES, O.D. THAT THE BOARD APPROVE AS WRITTEN THE PROPOSED RULES FOR CHAPTER 4726-3 BOARD ORGANIZATION. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS PRESENT.

4726-6 – Confidential Personal Information

After discussion,

IT WAS MOVED BY BRIAN J MILLER AND SECONDED BY THOMAS BARRACATO THAT THE BOARD APPROVE AS WRITTEN THE PROPOSED RULES FOR CHAPTER 4726-6 CONFIDENTIAL PERSONAL INFORMATION. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS PRESENT.

4726-10 – Personal Information Systems

After discussion,

IT WAS MOVED BY THOMAS BARRACATO AND SECONDED BY MICHAEL W. HALL THAT THE BOARD APPROVE AS WRITTEN THE PROPOSED RULES FOR CHAPTER 4726-10 PERSONAL INFORMATION SYSTEMS. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS PRESENT.

**Continuing Education**

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

IT WAS MOVED BY SUSAN C. BENES, M.D. AND SECONDED BY TIMOTHY FRIES, O.D. THAT THE BOARD APPROVE THE CONTINUING EDUCATION PROGRAMS WITH THE APPROVED HOURS AS LISTED BELOW. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS PRESENT.

**COSTCO East Coast Optical Conference – Orlando, FL – September 28-30, 2010:**

- 1 Spectacle Hour
- 6 Contact Lens Hours

**Opticians Association of Ohio – Perrysburg, OH – November 7, 2010:**

- 4 Spectacle Hours
- 4 Contact Lens Hours

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

- 36 Spectacle Hours
- 27 Contact Lens Hours
- 4 Spectacle/Contact Lens Hours
- 5 Management Hours

**2010 NEO Eye Update – Cuyahoga Falls, OH – August 4, 2010:**

- 1 Spectacle/Contact Lens
- 1 Management

Contingent upon re-submission for 1 Spectacle/Contact Lens and one Management and that participants attend entire session.

**East/West Eye Conference 2010 – Cleveland, OH – October 7-10, 2010:**

- 10 Spectacle Hours
- 15 Contact Lens Hours
- 28 Spectacle/Contact Lens Hours
- 14 Management Hours
- 2 Spectacle/Contact Lens/Management/Ocularist

**Opticians Association of Ohio – Fairfield, OH – September 12, 2010:**

- 4 Spectacle Hours
- 4 Contact Lens Hours

**Opticians Association of Ohio – Columbus, OH – October 24, 2010:**

- 4 Spectacle Hours
- 4 Contact Lens Hours

**Approval of Licenses**

After review of licensure applications by Board members,  
IT WAS MOVED BY MICHAEL W. HALL AND SECONDED BY SUSAN C. BENES,  
M.D. THAT THE BOARD APPROVE FOR LICENSURE THE APPLICANTS LISTED ON  
ADDENDUM 1.0. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD  
MEMBERS PRESENT.

**AAG Report**

AAG Starr informed the Board that a Franklin County Common Pleas Court judge ruled that the Board of Education was prohibited from releasing the names and addresses of school employees. The judge ruled that the names and addresses of licensees were confidential information and were not considered to be public records. Ms. Starr recommended to the Board that since the ruling related only to the Board of Education that the Board continue to

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practice as they have in the past; i.e., to consider the names and addresses of licensees as public records.

Hearing no other issues for discussion, President Bender adjourned the meeting at 10:55 AM, June 17, 2010.

**ATTESTED:**

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**PRESIDENT, SUSAN BENDER**

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**EXECUTIVE DIRECTOR, NANCY MANNS**

**Future Board Meeting Dates:**

August 19, 2010  
October 21, 2010  
December 2, 2010

**ODB - Pending Applicants - Spectacle**

**Report Parameters**

Board = ODB  
 Credential prefix = S

Report generated on 6/11/2010 at 10:21:11 AM

name	address1	address2	city	statecode	zipcode
Rebecca Cordrey	4526 Sharpsville Road		Hillsboro	OH	45133
Jarrett P. Dean	7249 Bennell Drive		Reynoldsburg	OH	43068
Graciela Estrada	3328 Cromwell Drive		Oregon	OH	43616
Alicia Rose Gallagher	5290 Wellesley Avenue		North Olmsted	OH	44070
Lora Lynn Jarnagin	141 Stratford Avenue		Wadsworth	OH	44281
Rebecca Marie Kennison	11311 Andress Road		Berlin Heights	OH	44814
Shelley K. Mullins	6319 Gorsuch Road		Franklin	OH	45005
Kimberly A. Sharrow	1142 East Giles		Muskegon	MI	49445

**ODB - Pending Applicants - Spectacle/Contact Lens**

**Report Parameters**

Board = ODB  
 Credential prefix = SC

Report generated on 6/11/2010 at 10:55:32 AM

name	address1	address2	city	statecode	zipcode
Tamara Morgan Locke	3422 State Route 132 Apt 2		Amelia	OH	45102
Anne McMillen	1250 Riverbed Street #303		Cleveland	OH	44113
Nour Salameh	6710 Detroit Avenue Apt 34		Cleveland	OH	44102

**ODB - Pending Applicants - Ocularist**

**Report Parameters**

Board = ODB  
 Credential prefix = O

Report generated on 6/11/2010 at 10:54:54 AM

name	address1	address2	city	statecode	zipcode
Harold W. Turntine	5911 Widmer		Shawnee	KS	66216

**ODB - Pending Applicants - Reciprocity - Combination**

**Report Parameters**

Board = ODB  
 Credential prefix = SC

Report generated on 6/11/2010 at 10:19:40 AM

name	address1	address2	city	statecode	zipcode
Lynn R. Hurd	3670 Fender Road		Melbourne	KY	41059
Michael McCavitt	100 Tallokas Court Apt 403		Leesburg	GA	31763