



OHIO OPTICAL DISPENSERS BOARD

77 SOUTH HIGH ST. 16TH FLOOR
COLUMBUS, OHIO 43215-6108
(614) 466-9709 FAX (614) 995-5392

WWW.OPTICAL.OHIO.GOV

Email: odb@odb.ohio.gov

MINUTES OF MEETING **November 20, 2014**

REGULAR MEETING OF THE OHIO OPTICAL DISPENSERS BOARD NOVEMBER 20, 2014

The regularly scheduled meeting of the Ohio Optical Dispensers Board (Board) began on Thursday, November 20, 2014 at 10:15 A.M. at 77 South High Street, 31ST Floor, Columbus, Ohio. President Thomas Barracato called the meeting to order in open session.

BOARD MEMBERS IN ATTENDANCE:

Present: President, Thomas Barracato; Treasurer, Brian J Miller; Paul R. King; Jeffrey Hutchison, D.O.; Jeffrey R. Rohlf

Absent: Vice President, Susan Robus; James Ashenhurst; Timothy Fries, O.D.

STAFF MEMBERS IN ATTENDANCE:

Present: Nancy L. Manns, Executive Director; William Lehman, Investigator; J. T. Wakley, Assistant Attorney General; Wilma Simmons, Administrative Professional.

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 JEFFREY HUTCHISON, D.O. THAT THE CONSENT AGENDA FOR THE NOVEMBER 20, 2014 MEETING BE APPROVED AS WRITTEN. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS PRESENT.

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

IT WAS MOVED BY PAUL R. KING AND SECONDED BY JEFFREY R. ROHLF THAT THE REGULAR AGENDA FOR THE NOVEMBER 20, 2014 MEETING BE APPROVED AS WRITTEN. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS PRESENT.

President's Report

President Barracato welcomed the guests in the gallery and thanked everyone for their patience in starting the Board meeting.

Approval of Minutes

IT WAS MOVED BY BRIAN J MILLER AND SECONDED BY JEFFREY R. ROHLF THAT THE MINUTES OF THE SEPTEMBER 4, 2014 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 renewal notices for Licensed Opticians and Ocularists were mailed at the end of October, 2014.

Director Manns reported that the Board is not going to be in the next wave of Boards that will be converting to the new e-Licensing system/Versa. The Board is now tentatively scheduled to be in the 3rd and final wave. However, a specific time frame for the 3rd wave has not been announced. Director Manns informed the Board the FY’16-FY’17 Budget proposal was completed and submitted on September 15, 2014. Revisions to the format were then made by the budget analyst and re-submitted on September 30, 2014. Boards were to budget based on the FY’15 allotment; however, Ms. Manns submitted a budget request based on the FY’15 allotments as well as a Budget B request asking for an additional \$5,000 for FY’16 and an additional \$8000 for FY’17. All costs, including rent, CSA charges, OIT costs are expected to rise about 6 to 10 percent for the next biennium. In addition, the computers will probably need to be replaced within the next 2-3 years. The costs for the new licensing system are still unknown, but are expected to increase four fold from the current rate. Budget testimony will not be until the spring of 2015.

Issuance of Licenses: Director Manns reported the following statistics:

Application	REC’D TO COMPLETE/# DAYS	COMPLETE TO APPROVED/ #DAYS	REC’D TO APPROVED/DAYS
Average	10.8	1.24	13.72

These numbers are staying fairly stable. However, we are seeing a slight increase in the average time from receipt of the application to approval because of delays in the receipt of the FBI/BCII results.

Director Manns informed the Board that the conversion from Skip Jack through Fifth Third to Elavon/Key Bank for the on-line renewal transactions has been completed. Licensees will not be able to detect any change to the process. Ms. Simmons and the Director have tested the system and have been working to understand the bank office functions that differ from the previous system.

Director Manns informed the Board that the pass rates for the August, 2014 exam for Ohio test takers were as follows:

EXAM TYPE	# OF TEST TAKERS	PASSED	FAILED	PASS RATE
Spectacle	8	4	4	50%
Contacts	4	3	1	75%

Although the numbers taking the test are smaller, the pass rates remain about the same.

Director Manns informed the Board that the National Commission of State Opticianry Regulatory Boards (NCSORB) annual meeting was held at the Gaylord Opryland Hotel in Nashville, TN on Saturday, September 6, 2014 and that both she and President Barracato attended the meeting.

There were representative from the following states:

Arkansas, Virginia, Nevada, Ohio, Florida, Kentucky and North Carolina

The meeting was chaired by Jerry Himes from Arkansas. The minutes from the 2013 meeting held in Cincinnati were approved and a copy was placed in the meeting packets. Jon Bright, Treasurer provided a financial report. Jim Morris of ABO/NCLE announced that Test Track is now providing the certification exams and are now offering the test 4 times per year. The goal is to increase the exam to six times per year and within 1-2 years, be able to offer the exam 24/7. Mr. Morris also stated that the Opti-Con would be held at the Gaylord Opryland Hotel again next year. The attendance at the 2014 conference was approximately 200 more attendees than the previous convention held in Cincinnati. There was also much discussion about the unsigned letters from the "Concerned Opticians of Florida" that the Ohio Board and many other state boards had received and NCSORB's response to those letters.

Director Manns informed the Board that the Board staff once again worked with the Attorney General's office and Prevent Blindness to issue a joint statement on the dangers of purchasing and wearing colored contact lenses without benefit of a prescription from a licensed eye health care provider. As a result of that Press Release, Ms. Manns was asked to go to Miamisburg on Tuesday, October 21, 2014 along with a representative of Prevent Blindness to ABC22 news station to provide a short in-person interview that would be aired on the Morning News Show the next day.

Director Manns informed the Board that President Barracato and she met with Jim Morris, Director of ABO/NCLE during the ABO/NCLE National Conference (Opti-Con) to discuss the Board's contract with ABO. It had been two years since the Board re-negotiated the contract. Director Manns informed the Board that she made some suggestions for consideration for changes to the contract. The most significant is the exclusivity related to using only ABO/NCLE for testing. If and when the Board starts requiring the NCSORB Practicum we would be in violation of the contract.

Director Manns informed the Board that some Board members may receive an invitation to attend meetings for Subject Matter Experts to participate in the accreditation process by The National Commission of Certifying Agencies (NCCA) for the NCSORB Practicum. Part of the process would be to gather experts in the subject matter to "review examination score reports, evaluate existing examination preparation materials and examination of content in relation to the existing job task analysis". The meetings will be held on December 20, 2014 or January 9, 2015 in St. Paul, Minnesota.

Special Orders:

President Barracato abstained from voting on the following orders:

Review and Approval of Policy: Customer Service Performance:

After discussion,

IT WAS MOVED BY BRIAN J MILLER AND SECONDED BY JEFFREY HUTCHISON, DO THAT THE BOARD APPROVE AS AMENDED THE POLICY "CUSTOMER SERVICE

PERFORMANCE.” MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS PRESENT.

Review and Approval of Policy: Public Records:

IT WAS MOVED BY JEFFREY R. ROHLF AND SECONDED BY PAUL R. KING THAT THE BOARD APPROVE AS WRITTEN THE POLICY “PUBLIC RECORDS.” MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS PRESENT.

Review and Approval of Policy: Processing Complaints Based on Working on a Lapsed License/Based on Permitting an Unlicensed Individual to Practice:

After discussion,

IT WAS MOVED BY JEFFREY R. ROHLF AND SECONDED BY BRIAN J MILLER THAT THE BOARD APPROVE AS AMENDED THE POLICY “PROCESSING COMPLAINTS BASED ON WORKING ON A LAPSED LICENSE/BASED ON PERMITTING AN UNLICENSED INDIVIDUAL TO ENGAGE IN THE UNAUTHORIZED PRACTICE OF OPTICIANRY/AND OCULARISTRY.” MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS PRESENT.

Review and Approval of Policy: Court/Jury Duty:

After discussion,

IT WAS MOVED BY BRIAN J MILLER AND SECONDED BY JEFFREY HUTCHISON, DO THAT THE BOARD APPROVE AS WRITTEN THE POLICY “COURT/JURY DUTY” AS PRESENTED. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS PRESENT.

Review and Approval of Policy: Policy Listings:

IT WAS MOVED BY JEFFREY R. ROHLF AND SECONDED BY PAUL R. KING THAT THE BOARD APPROVE AS WRITTEN THE POLICY “POLICY LISTINGS.” MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS PRESENT.

Review and Approval of Policy: Process for the Evaluation of the Executive Director:

IT WAS MOVED BY BRIAN J MILLER AND SECONDED BY PAUL R. KING THAT THE BOARD APPROVE AS AMENDED THE POLICY “PROCESS FOR THE EVALUATION OF THE EXECUTIVE DIRECTOR.” MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS PRESENT.

Approval of Financial Report

After discussion,

IT WAS MOVED BY PAUL R. KING AND SECONDED BY JEFFREY R. ROHLF THAT THE FINANCIAL REPORT FOR CURRENT FY 2015 BE ACCEPTED AS WRITTEN. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS PRESENT.

Board Governance/Planning

Review of Strategic Planning: Review of Rules 2014-2015:

After discussion,

IT WAS MOVED BY PAUL R. KING AND SECONDED BY JEFFREY HUTCHISON, DO THAT THE BOARD APPROVE AS PRESENTED THE REVISIONS TO CHAPTER 4726-01

OF THE ADMINISTRATIVE CODE BASED ON DISCUSSION AT THE SEPTEMBER 4, 2014 BOARD MEETING AND THE CURRENT BOARD MEETING. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS PRESENT.

After discussion,

IT WAS MOVED BY BRIAN J MILLER AND SECONDED BY PAUL R. KING THAT THE BOARD APPROVE AS PRESENTED THE REVISIONS TO CHAPTER 4726-20 OF THE ADMINISTRATIVE CODE BASED ON DISCUSSION AT THE SEPTEMBER 4, 2014 BOARD MEETING AND THE CURRENT BOARD MEETING. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS PRESENT.

After discussion,

IT WAS MOVED BY PAUL R. KING AND SECONDED BY JEFFREY R. ROHLF THAT THE BOARD APPROVE AS PRESENTED THE REVISIONS TO CHAPTER 4726-03 OF THE ADMINISTRATIVE CODE BASED ON DISCUSSION AT THE SEPTEMBER 4, 2014 BOARD MEETING AND THE CURRENT BOARD MEETING. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS PRESENT.

After discussion,

IT WAS MOVED BY BRIAN J MILLER AND SECONDED BY JEFFREY R. ROHLF THAT THE BOARD APPROVE AS PRESENTED THE REVISIONS TO CHAPTER 4726-05 OF THE ADMINISTRATIVE CODE BASED ON DISCUSSION AT THE SEPTEMBER 4, 2014 BOARD MEETING AND THE CURRENT BOARD MEETING. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS PRESENT.

Continuing Education:

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

IT WAS MOVED BY JEFFREY R. ROHLF AND SECONDED BY PAUL R. KING THAT THE BOARD APPROVE AS PRESENTED THE CONTINUING EDUCATION PROGRAM “YOU AND THE LAW” TO BE PRESENTED AT VARIOUS LOCATIONS IN OHIO IN 2015 FOR 2 HOURS OF SPECTACLE, CONTACT LENS, SPECTACLE/CONTACT LENS OR OCULARIST FOR EACH 2 HOURS OF PRESENTATION. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS PRESENT.

Opticians Association of Ohio – Cleveland, OH - January 24, 2015:

4 Spectacle/Contact Lens Hours

IT WAS MOVED BY JEFFREY R. ROHLF AND SECONDED BY JEFFREY HUTCHISON, DO THAT THE BOARD APPROVE AS PRESENTED THE CONTINUING EDUCATION PROGRAM “UNDERSTANDING THE CHALLENGES OF LOW VISION” FOR 4 HOURS OF SPECTACLE/CONTACT LENS CONTINUING EDUCATION. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS PRESENT.

Opticians Association of Ohio – Cleveland, OH - January 25, 2015:

3 Spectacle/1 Management Hours

IT WAS MOVED BY JEFFREY R. ROHLF AND SECONDED BY PAUL R. KING THAT THE BOARD APPROVE AS PRESENTED THE CONTINUING EDUCATION PROGRAM “UNDERSTANDING THE CHALLENGES OF LOW VISION-INCLUDING A HANDS-ON

WORKSHOP” FOR 3 HOURS OF SPECTACLE AND 1 HOUR OF MANAGEMENT CONTINUING EDUCATION. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS PRESENT.

Opticians Association of Ohio – Cleveland, OH - January 25, 2015:

1 Contact Lens Hour

IT WAS MOVED BY THOMAS BARRACATO AND SECONDED BY PAUL R. KING THAT THE BOARD APPROVE AS PRESENTED THE CONTINUING EDUCATION PROGRAM “MULTI-FOCAL CONTACT LENSES” FOR 1 HOUR OF CONTACT LENS CONTINUING EDUCATION. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS PRESENT.

Opticians Association of Ohio – Cleveland, OH - January 25, 2015:

1 Contact Lens Hour

IT WAS MOVED BY THOMAS BARRACATO AND SECONDED BY BRIAN J MILLER THAT THE BOARD APPROVE AS PRESENTED THE CONTINUING EDUCATION PROGRAM “CONTACT LENSES FOR IRREGULAR CORNEAS” FOR 1 HOUR OF CONTACT LENS CONTINUING EDUCATION. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS PRESENT.

Request for Waiver of Continuing Education:

After discussion,

IT WAS MOVED BY BRIAN J MILLER AND SECONDED BY PAUL R. KING THAT THE BOARD APPROVE THE REQUEST FOR THE WAIVER OF CONTINUING EDUCATION FOR THE 2015 LICENSURE RENEWAL FOR B.C. DUE TO REASONS OF MEDICAL HARDSHIP. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS PRESENT.

After further discussion, Paul R. King requested that Director Manns and AAG J.T. Wakley look into what it would take to get an “inactive” license status implemented to be discussed at the next regular Board Meeting.

Ratification of Licenses:

IT WAS MOVED BY BRIAN J MILLER AND SECONDED BY PAUL R. KING THAT THE BOARD RATIFY FOR LICENSURE THE APPLICANTS LISTED ON ADDENDUM 1.0. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS PRESENT.

AAG Report

AAG J. T. Wakley informed the Board that there are no pending hearings or actions that he is aware of at this time.

New Business:

2015 Revised Office Schedule/Hours:

After review and discussion;

IT WAS MOVED BY BRIAN J MILLER AND SECONDED BY PAUL R. KING THAT THE BOARD ACCEPT THE REVISED SCHEDULE OF OFFICE HOURS/DATES FOR 2015. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS PRESENT

Practice Question:

Director Manns was directed to respond to the question concerning who has the authority to perform repairs in the following manner:

“Repairs to eyeglasses may be performed by any person who has the knowledge and skills to perform such repairs. However, before the repaired item is returned to the customer, a licensed optician or a registered spectacle apprentice working under the supervision of the registered supervisor shall inspect the repairs and make any modifications to the spectacles that are needed as a result of the repairs prior to returning the item to the patient.”

Executive Session

IT WAS MOVED BY BRIAN J MILLER AND SECONDED BY PAUL R. KING THAT THE BOARD GO INTO EXECUTIVE SESSION FOR THE PURPOSE OF DISCUSSION OF PERSONNEL MATTERS.

A ROLL CALL VOTE WAS TAKEN.

YEA VOTES: THOMAS BARRACATO, BRIAN J MILLER, PAUL R. KING, JEFFREY R. ROHLF AND JEFFREY HUTCHISON, DO. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS PRESENT.

At 12:09 PM on Thursday, November 20, 2014, the Board went into executive session to discuss pending personnel matters. All visitors and staff left the room.

At 12:30 PM President Barracato brought the meeting out of Executive Session and reported that the Board had gone into Executive Session to discuss pending personnel matters.

After a short break and hearing no other issues for discussion, President Barracato adjourned the regularly scheduled meeting at 12:33 PM., November 20, 2014.

ATTESTED:

PRESIDENT, THOMAS BARRACATO

EXECUTIVE DIRECTOR, NANCY MANNS

Future Board Meeting Dates:

April 2, 2015

June 4, 2015

August 20, 2015

November 12, 2015

ADDENDUM 1.0

ODB - First Issued

Report Parameters

Board = ODB

Credential status = ACTIVE , ACTIVE IN RENEWAL , ACTIVE IN RENEWAL - INCOMPLETE

Credential prefix = , C, O, S, SC

From 09/04/2014 to 11/19/2014

Report generated on 11/19/2015 at 2:48:52 PM

Type	Number	Name	Add Line 1	City	State	Zip	Orig Issue	Expiration Date
S	12199	MAYNARD MEREDITH	11097 Lake Avenue Apt 11	Cleveland	OH	44102	20140916	20151231
S	12379	HUNTER MELANIE	203 Boston Rd	Sandusky	OH	44870	20141022	20151231
S	12693	HOWELL DANIEL	438 E 305th St	Willow ick	OH	44095	20140930	20151231
S	13243	MARTHUR JAMES	6 Ashw ood Place	Amelia	OH	45102	20141031	20151231
S	13403	RAHM AMBER	1750 Coonpath Road NE	Lancaster	OH	43130	20141002	20151231
S	13566	BLEWEISS SHARON	23319 E Silsby	Beachw ood	OH	44122	20141015	20151231
S	13727	BOLTON BEVERLY	17785 Whitney Rd Apt 210	Strongsville	OH	44136	20141029	20151231
S	13759	ROBISON TAIRA	25 Camelot Dr Apt A6	Columbiana	OH	44408	20141021	20151231
S	13765	CORRIN JASON	1615 29th St NW Fl #2	Canton	OH	44709	20141014	20151231
S	14254	KUMHER PAMELA	802 Center St East	Warren	OH	44481	20141107	20151231
S	14280	MARKS LA KENYA	2041 Mayfair Road	Dayton	OH	45405	20140922	20151231
S	14737	WOODRUM DARYL	36 Sussex Ct West	Lexington	OH	44904	20141009	20151231
S	14764	BEGLEY CHERYL	11357 Orchard Street	Cincinnati	OH	45241	20141103	20151231
S	15066	ZINN SHELLY	211 Monroe Drive	Northfield Village	OH	44067	20140916	20151231
S	15084	LATHROP AMY	303 Long Branch Rd	Syracuse	NY	13209	20140924	20141231
S	15106	JACKSON CYNTHIA	4821 St Andrew s Dr	Westerville	OH	43082	20140929	20151231
S	15109	MILLER RENAE	13032 Emerson Rd	Apple Creek	OH	44606	20141008	20151231
S	15131	DANISLAVS KELLY	1122 Tw iggs Lane	Amelia	OH	45102	20141015	20151231
S	15205	DEZSO DIANA	4450 Litchfield Drive	Copley	OH	44321	20141118	20151231
SC	11899	BRAGG TROY	1942 County Road 159	Ashley	OH	43003	20140925	20151231
SC	12338	LIVINGSTONE, III WILLIAM	857 Ginger Ridge Dr	Trenton	OH	45067	20141114	20151231
SC	12561	STEVENS KAYLA	8 Ledgew ood Dr	Mansfield	OH	44905	20140930	20151231
SC	14248	MILLER JOSHUA	7626 Shaw nee Lane Unit 207	West Chester	OH	45069	20141105	20151231
SC	15188	WEINER KELSIE	215 S Jackson St	New Lexington	OH	43764	20141106	20151231
SC	3803	STAFFORD DONALD	1069 Crestline Drive	Akron	OH	44312	20141027	20151231

25 Items Found