

BOARD FOR OPTICIANS

MINUTES OF MEETING

The Board for Opticians met on Friday, April 16, 2004 at the Department of Professional and Occupational Regulation (DPOR), 3600 West Broad Street, Richmond, Virginia. The following members were present:

Jon D. Bright, Chair
Marcia D. Carney, M.D.
Helen O'Connor Darby
E. Carter Lowry
Gerald W. Shell

The DPOR staff present for all or for portions of the meeting included:

William H. Ferguson, II, Executive Director
Zelda W. Dugger, Board Administrator
Sharon Sweet, Director of Education and Examination
Rashaun K. Minor, Administrative Assistant

Also in attendance was: Renee Allgood - Bluestone Optical
Kristi Ostrum – J. Sargaent Reynolds Community College
Shelby B. Powers
Russel Snodyrass – Augusta Eye Associations
Billie Taylor – Gordon W. Jennings, Optometrist

A representative from the Office of the Attorney General was not in attendance.

Mr. Bright, Chair, determined there was a quorum and called the **Call to Order** meeting to order at 9:46 a.m.

Mr. Shell made a motion to approve the agenda as amended. Mr. Lowry seconded the motion. The subject of the Consent Order was added to the agenda. The members voting “yes” were Mr. Bright, Ms. Darby, Mr. Lowry and Mr. Shell. There were no negative votes. The motion passed unanimously. **Approval of Agenda**

The Chair asked for any public comment. There was no public comment. **Public Comment**

Mr. Shell made a motion to approve the minutes with corrections sited of the Board for Opticians meeting January 9, 2004. Mr. Lowry seconded the motion. The members voting “yes” were Mr. Bright, Mr. Lowry, and Mr. Shell. Ms. Darby abstained. There were no negative **Approval of Minutes – January 9, 2004 Board Meeting**

votes. The motion passed by majority vote.

Dr. Carney arrives at the meeting at 9:54 a.m.

**Dr. Carney
arrived**

Mr. Lowry reported that at the January 9, 2004 Board meeting, the Board requested that a meeting be scheduled to discuss the Opticians apprenticeship program.

Apprenticeship

Ms. Sweet reported that the meeting took place February 25, 2004 at the Department of Professional and Occupational Regulation (DPOR). The individuals that attended that meeting were:

William H. Ferguson, II, Executive Director, Board for Opticians
Zelda W. Dugger, Board Administrator, Board for Opticians
E. Carter Lowry, Board Member, Board for Opticians
Billie Taylor, Opticians Program Coordinator, WCC
Beverly Donati, Assistant Director, Apprenticeship Program, DOLI
Bill Mercer, Apprenticeship Related Instruction Coordinator, VCCS
Joan Powers, Director of Workforce Initiatives and Statewide Training, VCCS

Dorothy Bartol, Related Instruction Educator, was invited, but was unable to attend.

Ms. Sweet reported that after the February 25, 2004 meeting the following actions were proposed:

- Create a task force to review the current training materials used in the apprenticeship program and make any necessary revision recommendations to ensure that related instruction is being consistently taught throughout the state.
- Make a recommendation as to the composition of the task force to the Board at April 16, 2004 Board meeting.
- The Department of Labor and Industry is to address any concerns regarding the administration of the apprenticeship program with the Apprenticeship Related Instruction Coordinators to ensure consistency.

Ms. Sweet advised the Board that she would contact the suggested task force members and facilitate the task force meetings.

Mr. Shell made a motion to establish a task force and approve the mission of the task force. Mr. Lowry seconded the motion. The members voting "yes" were Mr. Bright, Dr. Carney, Ms. Darby, Mr.

Lowry, and Mr. Shell. There were no negative votes. The motion passed unanimously.

Ms. Sweet reported that the examination statistics were provided at the January 9, 2004 meeting and the dates for the next exams are May 19, 2004 for the written portion and June 18, 2004 for the practical portion in Wytheville and June 25, 2004 for the practical portion in Richmond.

Examinations

Mr. Bright reported that he attended that last two Board of Optometry board meetings and Mr. Ferguson had attended the last three Board of Optometry meetings.

**Board of
Optometry
Meeting**

Mr. Ferguson reported that the Board of Optometry addressed the expiration dates on prescription as a point of discussion and deferred the issue to their regulatory review committee. Currently in the Standards of Practice section in the Board of Optometry Regulations 18 VAC 105-20-45.B.5. it states: "The date of the examination and an expiration date, if medically appropriate" shall appear on a prescription for ophthalmic goods.

Mr. Ferguson reported that the term "medically appropriate" is not defined in the Board of Optometry Regulations and the Board of Optometry does not make interpretation of the regulations. The Board for Optometry did not take any action concerning the expiration dates on prescriptions.

Mr. Shell and Ms. Dugger reported that the script for the Opticians Volunteer Network had been updated and completed.

**Volunteer
Network**

Mr. Shell reported that he had spoken to Ms. Michelle Jolly about getting a booth at the Opticians Association of Virginia (OAV) Spring 2004 Convention, but there were no booths remaining; however, Ms. Jolly did offer him a seat at the OAV table at the Trade Show on Saturday, April 17, 2004 to speak to people about the Volunteer Network.

Ms. Dugger advised the Board that the Opticians Volunteer Network materials have been tailored to offer two topics of discussion (1) information for current professionals in field and (2) opticianry as a career choice. Information pertaining to the Opticians Voluntary Network and a brochure on the opticians professions were provided for distribution at the conference

Mr. Ferguson advised the Board there was no information to report on continuing education.

**Continuing
Education**

The Board reviewed its quarterly board statistics for informational purposes.

Quarterly Board Statistics

Ms. Dugger advised the Board of the status of the Consent Order for Deborah Jan Weston File Number 2002-02989. Ms. Dugger reported that the Board ratified the Consent Order at the January 9, 2004 board meeting and the first quarterly report from Ms. Weston is due April 2004. Ms. Dugger advised the Board as of today's date the board office has not received the Ms. Weston's report and failure to comply with all the terms of the Consent Order within the specified time period will result in the automatic revocation of Ms. Weston's optician license. Ms. Dugger advised the Board that she will contact Ms. Weston regarding her compliance with the Consent Order.

Consent Order

Mr. Ferguson reported that the Board for Contractors has had several applicants going to Informal Fact-Finding (IFF) conferences with criminal histories involving sexual related offenses. Individuals were testifying at IFFs and telling the Board about treatment programs.

Sex Offender Program Training

Mr. Ferguson reported that it was recommended to offer training but not just to the Board for Contractors but to all Boards. The Sex Offender Training was held Friday, April 2, 2004 at the Science Museum in Richmond, Virginia. Mr. Bright attended. The training was divided into two parts. The first part covered sex offenders, various offenses, tendency to relapse, and treatments; and the second part was open for discussion to clarify any questions.

Mr. Ferguson unformed the board that the proposed regulations concerning fee increase and registration for voluntary practice by out-of-state licensees had been approved by the Department of Planning and Budget.

Regulatory Review

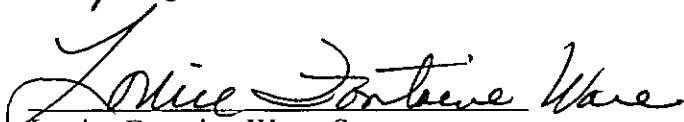
There being no further business to be brought before the Board, the Chair adjourned the meeting at 11:05 a.m.

Adjourn



Jon D. Bright, Chair

COPY TESTE:



Louise Fontaine Ware, Secretary

Custodian of the Record