

GEORGIA STATE BOARD OF DISPENSING OPTICIANS
Board Meeting May 4, 2005

A meeting of the Georgia State Board of Dispensing Opticians was held on Wednesday, May 4, 2005, at the Professional Licensing Boards Office in Macon, Georgia.

The following Board members were present:

Glenn Morris, Chairman
Steve Sanford, Vice Chair
Diane Drake
Dave Meldrum
Thomas Schulz

Others Present:

Anita O. Martin, Executive Director
Susan S. Hewett, Board Secretary
Wylencia Monroe, Board Attorney

Chairman Morris established that a quorum was present, and the **hearing** that was scheduled to begin at 10:00 A.M. was **called to order** at 10:10 a.m.

Rule 420-8-.01 Practical Training and Experience: Consider rule for adoption. Comments were made by Robin Williams, Georgianne Bearden, Kirk McGhee, and Thomas Blair, Jr. Written comments were received from Michael D. Berry, Leisa K. Cooper, Scott Lloyd with Ogeechee Tech, Brad Dees, Roy Chancey, Robert H. Reynolds, Margaret Kelly, Jenean Carlton, Robin Williams with Ogeechee Tech, Curt Duff with Opticians Association of America, David A. Reeves, Warren G. McDonald with Fayetteville State University, Frank J. Chafardon, Richard C. Luke, James Pine, Thomas Blair, Jr., Michael Higgins with National Committee of State Optician Regulatory Boards, State Representative Jill Chambers, and Leroy Smith.

The **hearing** was **adjourned** at 10:45 a.m., and the **meeting** that was scheduled to begin at 10:10 a.m. was **called to order** at 10:51 a.m.

Rule 420-8-.01 Practical Training and Experience: Mr. Meldrum made a motion to adopt the rule, Mr. Sanford seconded. Mr. Schulz and Ms. Drake were opposed, with Chairman Morris casting the vote to **adopt** the rule.

420-8-.01 Practical Training and Experience.

In order to be admitted to the examination pursuant to that provision of O.C.G.A. §43-29-7(b)(4) which provides "practical training and experience of a grade and character satisfactory to the Board for not less than two years under the supervision of a dispensing optician, a licensed physician, or a licensed optometrist: Provided, however, that any time spent in a recognized school shall be considered as a part of the apprenticeship period provided herein", the applicant must submit documentation to the Board with his/her application to establish the satisfaction of such provisions, the satisfaction of which will be determined under the following standards:

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- (a) "For not less than two (2) years" means two (2) calendar years and shall include, at a minimum 3,000 hours experience.
- (b) "Under the supervision of a dispensing optician, licensed physician or a licensed optometrist" means that the appropriate licensed practitioner(s) must be on the premises where the practical training and experience is being acquired for every hour of apprenticeship sought to be considered in fulfillment of this requirement.

Authority O.C.G.A. §§ 43-1-25, 43-29-3, 43-29-6 and 43-29-7.

The Board voted that the formulation and adoption of these rules does not impose excessive regulatory cost on any licensee and any cost to comply with the proposed rules cannot be reduced by a less expensive alternative that fully accomplishes the objectives of the applicable laws as provided by the Attorney General's office.

The board also voted that it is not legal or feasible to meet the objectives of the applicable laws to adopt or implement differing actions for businesses as listed in O.C.G.A. §50-13-4(3)(A)(B)(C)(D). The formulation and adoption of these rules will impact every licensee in the same manner and each licensee is independently licensed, owned and operated in the field of Dispensing Opticians.

Minutes: Mr. Sanford made a motion, Mr. Meldrum seconded and the Board voted to **approve** the minutes from the February 16, 2005 meeting as amended.

Ratify list of newly issued licenses: Ms. Drake made a motion, Mr. Schulz seconded and the Board voted to **ratify** the newly issued licenses.

License No.	Name	License Type
NEWLY ISSUED LICENSES		
LDOA000009	Four Bear, Vernelle Mae	Dispensing Optician Apprentice
LDOA000011	Swain, April Melinda	Dispensing Optician Apprentice
LDOA000012	Peele, Pamela Lorraine	Dispensing Optician Apprentice
LDOA000013	Dean, Beaver Moss	Dispensing Optician Apprentice
LDO002032	Carson, Terrence Maurice	Dispensing Optician
LDO002033	Caldwell, Christina M	Dispensing Optician
LDO002034	Chukka, Nkoli N	Dispensing Optician
LDO002035	Clubb, Shannon Marie	Dispensing Optician
LDO002036	Csanadi, Chris Mark	Dispensing Optician
LDO002037	Ganim, Mohamed Ebrahim	Dispensing Optician
LDO002038	Holt, Farrel Lee	Dispensing Optician
LDO002039	Jones, Amanda Christine	Dispensing Optician

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LDO002040	Maxwell, Barbara Jean	Dispensing Optician
LDO002041	Michalek, Brandi Ann	Dispensing Optician
LDO002042	Moore, Nancy G	Dispensing Optician
LDO002043	Ramos, Nancy E	Dispensing Optician
LDO002044	Reed, Irene Leona	Dispensing Optician
LDO002045	Riggle, Sharon A	Dispensing Optician
LDO002046	Sellew, William Jordan	Dispensing Optician
LDO002047	Whittington, James W	Dispensing Optician
REINSTATEMENTS		
LDO000054	Corley, Harvey J., Jr.	Dispensing Optician
LDO001532	Ellis, Rita R.	Dispensing Optician
LDO001886	Hamil, Steven R.	Dispensing Optician
LDO001425	Davis, Stanley Thomas	Dispensing Optician
LDO001032	Ward, Michael Alvin	Dispensing Optician

House Bill 881: Mr. Sanford made a motion, Ms. Drake seconded and the Board voted to **table** decision regarding the bill.

Senate Bill 258: Mr. Schulz made a motion, Ms. Drake seconded and the Board voted to **post** amended **Rule 420-2-.01** to become effective after July 1, 2005.

420-2-.01 Registration. Amended.

(1) All persons practicing as a dispensing optician shall register with the ~~Joint Secretary of the State Examining Boards~~ Division Director of the Professional Licensing Boards Division and shall pay a biennial registration fee ~~of sixty (\$60.00) dollars~~ on or before March 31st of the registration year. Failure to register and pay this fee shall forfeit the certificate of such delinquent but he may be reinstated by paying all registration dues and an additional penalty ~~of sixty (\$60.00) dollars~~. All licensed Georgia Opticians ~~must report their place of employment to the Board at the time of license renewal in the space provided on the back of the renewal form.~~

(2) Any service member as defined in O.C.G.A. § 15-12-1 whose license to practice opticianry expired while serving on active duty outside the state shall be permitted to practice opticianry in accordance with the expired license and shall not be charged with a violation relating to such practice on an expired license for a period of six (6) months from the date of her or her discharge from active duty or reassignment to a location within the state. Any such service member shall be entitled to renew such expired license without penalty within six (6) months after the date of her or her discharge from active duty or reassignment to a location with the state. The service member must present to the board a copy of the official military orders or a written verification signed by the service members commanding officer to waive any charges.

The Board voted that the formulation and adoption of these rules does not impose excessive regulatory cost on any licensee and any cost to comply with

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the proposed rules cannot be reduced by a less expensive alternative that fully accomplishes the objectives of the applicable laws as provided by the Attorney General's office.

The board also voted that it is not legal or feasible to meet the objectives of the applicable laws to adopt or implement differing actions for businesses as listed in O.C.G.A. §50-13-4(3)(A)(B)(C)(D). The formulation and adoption of these rules will impact every licensee in the same manner and each licensee is independently licensed, owned and operated in the field of Dispensing Opticians.

Budget Information: Mr. Sanford made a motion, Ms. Drake seconded and the Board voted to **increase the renewal fee** from \$60 to \$70. Mr. Morris voiced his opposition.

Job Analysis Survey Committee Meeting Minutes: Viewed as informational

Consider including a lapsed, late renewal period for license renewal: To allow for discussion Ms. Drake made a motion to allow for a late renewal period, Mr. Schulz seconded. Mr. Sanford, Mr. Meldrum, Ms. Drake, and Mr. Schulz voted to **not allow** for a late renewal period.

Consider change for the August 17th meeting to August 10th or August 24th: Rescheduled for August 10th.

OTHER BUSINESS:

- **Request from Lenscrafters regarding Plan of Instruction:** The Board requested that a response be sent that the plan will be considered upon receipt of an official request from the Training Coordinator for Lenscrafters Corp.

Mr. Sanford made a motion to enter into **Executive Session** in accordance with O.C.G.A. 43-1-2(k) to deliberate on and receive information on applications and O.C.G.A. 43-1-19(h)(2) to deliberate on and receive information of disciplinary matters. The motion was seconded by Mr. Meldrum and voting in favor of the motion were those present who included Ms. Drake and Mr. Schulz. The Board concluded **Executive Session** in order to vote on these matters and to continue with the public session.

L.G. - License Renewal: Ms. Drake made a motion, Mr. Meldrum seconded and the Board voted to **waive** the continuing education requirements for license renewal.

T.W.P. - License Renewal: Ms. Drake made a motion, Mr. Meldrum seconded and the Board voted to **deny** the request to allow on-line hours for license renewal.

C.B.W. - Dispensing Optician applicant: Ms. Drake made a motion, Mr. Meldrum seconded and the Board voted to **approve** the application for licensure.

K.L.M. - Dispensing Optician applicant: Ms. Drake made a motion, Mr. Meldrum seconded and the Board voted to **approve** the application.

Review letters received regarding the exam process: Viewed as **informational**. The Board requested that a response be sent to M.G.B. that upon legal advice, the Board has **denied** the request to meet with them.

REPORTS:

Anita Martin, Executive Director

- No report

Wylencia Monroe, Board Attorney's Report

- **Reported on :**
 - **Case #DISP050003**
 - **Case #DISP050004**

Ms. Drake made a motion, Mr. Meldrum seconded and the Board voted to **close** the cases included in the Board Attorney's report.

Diane Drake, Cognizant Board Member

- No Report

Kathy Harvey, Enforcement Report

- No Report

The next Board meeting is scheduled for August 10, 2005, 2005 at 10:00 A.M.

There being no further business to come before the Board, the meeting was adjourned at 1:26 P.M.

Minutes recorded by:

Susan Hewett, Board Secretary

Minutes reviewed and edited by:

Anita O. Martin, Executive Director

**EXAM REVIEW WITH INEZ LOCKETT
met at conclusion of Board meeting**

In attendance:

- Glenn Morris, Steve Sanford, Diane Drake, Dave Meldrum, Tom Schulz, and Executive Director Anita Martin

A memo received from Diane Drake was reviewed by the Board.

An Exam Review Committee was established: Steve Sanford & Diane Drake

The Board requests that new frames be obtained for exam purposes. Types of frames will be determined by the committee.

The Board wants to see the points value of the exam. The Exam Section will work with the committee and report to the Board.