

GEORGIA STATE BOARD OF OPTOMETRY
Board Meeting Minutes
Professional Licensing Boards, 237 Coliseum Drive, Macon, GA
July 15, 2015 * 10:00 a.m.

The Georgia State Board of Optometry met on Wednesday, July 15, 2015, at 237 Coliseum Drive, Macon, Georgia with the following members participating:

Board Members Present:

Jody Whisenant, O.D. – President
Jerry Prchal, O.D. – Vice President
Larry Brown, O.D.
Karen Canupp, O.D.
Robert McCullough, O.D.

Board Member Absent:

Betty Ann Lindsey, Consumer Member

Staff Present

Brig Zimmerman, Executive Director
Mary Katherine Lindsey, Board Support Specialist

Attorney General's Office

Wylencia Monroe, Esq., Asst. Attorney General

Dr. Whisenant established a quorum was present and called the meeting to order at 10:03 a.m.

Agenda: Approved as presented with late agenda items:

Meeting Minutes:

- April 15, 2015
- May 6, 2015 Conference Call

Dr. Prchal moved, Dr. McCullough seconded, and the Board voted to approve the April 15, 2015 and May 6, 2015 open session meeting minutes as presented. None opposed, motion carried.

Board Chair Report:

- CE Credit for Charity Work

Board has previously discussed this matter on acceptance or not of Charity Work to equate to continuing education hours. No credit will be awarded for charity work hours.

- CE's and Upcoming Renewal Date (December 31, 2015)

Board requests ED Zimmerman look into providing the Board with a report listing all actively licensed Optometrists who will be renewing this next expiration date.

Executive Director's Report:

- None presented

Petition for Waiver:

- Saliba, D. – Rule 430-2-.04 CE Hours

Dr. Canupp motioned and Dr. Brown seconded and the Board voted to partially grant the Petition request of D. Saliba, subject to the following terms and conditions. None opposed, motion carried:

- Eighteen (18) hours of Board approved Continuing Education hours either online, in person, or a combination of these, and submit the certificates of completion to the Board on or before December 31, 2015;
- If licensee intends to submit Petitions for Waiver or Variance of Board rules for any future renewal cycles, he will need to do so within the first six (6) months of the two (2) year licensure cycle. The Board is will consider whether you will be required to obtain all thirty six (36) CE Hours pursuant to the same terms and conditions above

Correspondence:

- Luzunaris, T. Response to Board regarding Modalities Certification
- ARBO Report Larry Brown

Rules Discussion - Proposed Amendments:

430-5-.01 Treatment Plans, Eye Examinations, and Patient Records.

(1) Before diagnosing or prescribing a treatment plan for any patient, including prescriptions for glasses, contact lenses or other optical devices, the following must be met and determined:

(a) case history as related by patient; and

(b) any pathological conditions of the eyes, both external and internal with diagnosis recorded; and

(c) the need for any necessary optometric tests to ascertain the final treatment plan.

(2) A comprehensive eye examination includes an assessment of a patient's history, any general medical observations, an external and ophthalmoscopic examination, an assessment of gross visual field, visual acuity, ocular alignment and motility, refraction, and, binocular vision and accommodation, a diagnosis, if applicable, and a plan of treatment.

(3) The written record of the above determination of each patient examined shall be maintained by the licensed doctor of optometry for **a** seven (7) years from initiation and be made available to the Board or its authorized agents for inspection at any reasonable time

Dr. Canupp motioned, Dr. Brown seconded, and the Board voted to refer the proposed rule amendments to the Attorney General's office for a Memo of Statutory Authority and upon receipt of memo, to post the proposed rule amendments to rule 430-5-.01 as presented above for the 30-day minimum requirement to be followed by a public rules hearing the next scheduled meeting date. None Opposed, motion carried.

430-2-.05 Requirements for Inactive License Status. Amended.

~~Doctors of Optometry who have reached their sixty-fifth (65th) birthday or who can provide certification of disability to practice Optometry may request that their license be placed on inactive status under the following provisions:~~

Georgia licensed optometrists may request in writing to the Board that their active license to practice optometry in Georgia be placed in inactive status under the following conditions:

(a) The request must be received prior to the license expiration date to be considered. There is no fee required to request inactive status.

~~(a)~~ (b) In the event that a Doctor of Optometry who holds a valid license to practice Optometry in the State of Georgia notifies the Board that he chooses to retire from active practice of the profession, his license shall be considered to be inactive;

~~(b)~~ (c) Doctors holding an inactive license shall not engage in the practice of Optometry and shall not hold themselves out to the public as being available to provide optometric services;

~~(c)~~ (d) A Doctor of Optometry holding an inactive license shall not be required to obtain the necessary continuing education credits and no renewal fee shall be assessed.

(e) In order to return to the practice of optometry, a reinstatement application for licensure must be submitted to the Board. Refer to Board rule 430-2-.09.

Authority: O.C.G.A. §§ 43-1-4, 43-1-22, 43-30-5, and 43-30-8

Dr. McCullough motioned, Dr. Prchal seconded and the Board voted to post the above amendments to rule 430-2-.05 as presented for the required minimum of thirty (30) days for public view, and for the public rules hearing to be scheduled for the next scheduled meeting date.

In addition, Dr. McCullough motioned, Dr. Prchal seconded and the Board voted that the formulation and adoption of this rule does not impose excessive regulatory cost on any licensee and any cost to comply with the proposed rule cannot be reduced by a less expensive alternative that fully accomplishes the objectives of O.C.G.A. §§ 43-1-4, 43-1-22, 43-30-5, and 43-30-8, and, that it is not legal or feasible to meet the objectives of O.C.G.A. §§ 43-1-4, 43-1-22, 43-30-5, and 43-30-8 to adopt or implement differing actions for businesses as listed in O.C.G.A. § 50-13-4(3)(A), (B), (C), and (D). The formulation and adoption of these rules will impact every licensee in the same manner and each licensee is independently licensed in the field of Optometry.

Ratify list of licenses issued between meetings – April 8, 2015 – July 8, 2015:

OPT002864	Kim, Sun Hee
OPT002865	Do, Michael-Vu Tran
OPT002866	Hernandez, Elaimé Del Carmen
OPT002867	Yingling, Meredith Reed
OPT002868	Ellison, Elizabeth F
OPT002869	Kruthoff, Christopher Bret
OPT002870	Miriello, Mark Gray
OPT002871	Henderson, Ashlee Brooke
OPT002872	Walker, Andrea Vanessa
OPT002873	Briggs, Rebecca Allison

OPT002874	Williams, Emily Cole
OPT002875	Hafford, Karla Renee
OPT002876	Allen, Patricia Jane
OPT002877	Hadadi, Azeen Essapour
OPT002878	Woo, Katherine
OPT002879	Parmelee, Josh
OPT002880	Modi, Jilka C
OPT002881	Hickman, Alisa Kourtney
OPT002882	Brown, Keyle Clemons
OPT002883	Putnam, Courtney Christine
OPT002884	Lam, Michael Benjamin
OPT002885	Ngo, Kristina Thienthao
OPT002886	Barrett, Matthew Avery

Dr. Canupp moved, Dr. Brown seconded, and the Board voted to approve the application ratify list as presented. None opposed, motion carried.

Dr. McCullough moved, Dr. Brown seconded and the Board voted to enter into Executive Session in accordance with O.C.G.A. §43-1-19(h)(2) and 43-1-2(k) to receive the Cognizant’s complaint report, review the Executive Session Minutes for April 15, 2015 meeting and to receive the Assistant Attorney General’s report. Voting in favor of the motion were those present who included Robert McCullough, Karen Canupp, Jerry Prchal, Jody Whisenant and Larry Brown.

Applications:

- M.M.S. – Endorsement
- T.L. – Endorsement

Recommendation:

Issue
Pending

Complaints:

- OPT150010, OPT150011, OPT150014

Recommendation:

Closure

Complaints:

- OPT150012, OPT150013

Recommendation:

Pending Additional Information

Attorney General’s Report:

A written status and activity report was provided for Board review.

Recommendation:

Accept

Executive Session Minutes:

Recommendation:

- April 15, 2015

Approve as presented

At the conclusion of Executive Session on Wednesday, July 15, 2015, Dr. Whisenant declared the meeting to be “open” pursuant to the Open and Public Meeting Act O.C.G.A. § 50-14-1 et seq. No votes were taken in the closed session.

Dr. Prchal moved, Dr. Brown seconded, and the Board voted to accept the recommendations for licensure by endorsement for M.M.S. and T.L as presented. None opposed, motion carried.

Dr. Canupp moved, Dr. Brown seconded, and the Board voted to accept the Cognizant report on complaints as presented. None opposed, motion carried.

Dr. Canupp moved, Dr. Brown seconded, and the Board voted to accept the Assistant Attorney General’s report as presented. None opposed, motion carried.

Dr. Prchal moved, Dr. McCullough seconded, and the Board voted to approve the April 15, 2015 Executive Session minutes as presented. None opposed, motion carried.

There being no further business for discussion, Dr. McCullough, motioned, Dr. Prchal seconded, and the meeting was adjourned at 1:10 p.m.

Minutes recorded by:

Mary Katherine Lindsey, Board Support Specialist, HC1

Minutes reviewed and edited by:

Brig Zimmerman, Executive Director, HC 1

DR. JODY WHISENANT

Chair

BRIG ZIMMERMAN

Executive Director HC1

These minutes were approved on: **October 14, 2015**