



STATE OF NEVADA

BOARD OF DISPENSING OPTICIANS

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Minutes of Board Meeting

February 13, 2013

The Regular Meeting of the Nevada Board of Dispensing Opticians was called to order by President Joshua Wasson at 3:22 p.m. on Wednesday, February 13, 2013, at the College of Southern Nevada, 700 College Drive, Room C215, Henderson, Nevada

Members Present

Josh Wasson, President
Tamara Sternod, Vice President
Cheryl Mosser, Secretary
Danny Harris, Member
Marilyn Brainard, Public Member

Members Absent

None

Others Present

Sarah Bradley, Deputy Attorney General, Board Counsel
Cindy Kimball, Executive Director

1. **Call to Order:** President Josh Wasson called the meeting to order at 3:22 p.m. and introduced Marilyn Brainard, the Board's new public member.
2. **Public Comment:** A moment of silence was observed in memory of the late Nevada Opticians Robert Hayat and Debra Johnson.
3. **Approval of Board meeting minutes:**
 - A. Board Meeting December, 2012: Tamara Sternod moved to approve, with an insertion noting the K. Neena Laxalt was the person awarded the lobbying contract under agenda item 5.B. Danny Harris seconded. Marilyn Brainard abstained. Motion carried 4-0-1.
4. **Executive director's report:**
 - A. Progress on FY13 Goals and Objectives: Cindy Kimball reviewed the progress made for the period of December 12, 2012 through February 13, 2013, including additions and enhancements to the Board's website FAQ section, the posting and distribution of the new Ophthalmic Dispensing FAQ sheet, and drafting the notice of and planning for the workshop and hearing for proposed regulations.
 - B. Annual Licensee Report: Cindy Kimball reported that of the 312 optician license renewal applications processed, 123 had issues which required executive director follow up with either a telephone call or email. She added that of the 139 apprentice license renewal applications, 89 required follow up. Issues included not enough or the right type of continuing education credits; lack of evidence of apprentice career progression; delinquent applications; and conflicts with the Board's records regarding apprentice supervision, home and businesses addresses, and ophthalmic managers. Kimball noted there are now 33 more opticians and 30 more apprentices than were actively licensed in 2012—an increase of 16 percent.

5. Financials:

A. Review and approval of December and January financial statements: Cindy Kimball noted the January financial statements were not available for review and would be placed on the April 10, 2013 meeting agenda. Danny Harris moved to approve the December financial statements. Marilyn seconded. Motion carried unanimously.

B. Review and decision on FY12/13 budget: Board members briefly reviewed the budget. No action was taken on this item.

6. Review and decision regarding apprentice renewal applications:

Seyda Arellano, Briana Boyd, Karl Ervin, Melissa Ferguson, Raymond Go, Debra Groll, Rachel Hassall, Christina Laster, Dorothea Lopez-Rivera, Maja Kocovska, Amy Kurzak, Kisha Maneclang, Rocky Ventura

Seyda Arellano. Not present. Danny Harris moved to approve. Cheryl Mosser seconded. Motion carried unanimously. Briana Boyd. Not present. Application not submitted, and therefore, not considered. Karl Ervin. Not present. Danny Harris moved to deny. Tamara seconded. Motion carried unanimously. Melissa Ferguson. Danny Harris moved to approve. Cheryl Mosser seconded. Motion failed 2-3-0. Tamara Sternod moved to deny. Marilyn Brainard seconded. Motion carried 3-2-0. Raymond Go. Not present. Danny Harris moved to deny. Tamara Sternod seconded. Motion carried unanimously. Debra Groll. Not present. Danny Harris moved to deny. Tamara Sternod seconded. Cheryl Mosser abstained. Motion carried 4-0-1. Rachel Hassall. Present. Danny Harris moved to approve. Tamara Sternod seconded. Motion carried unanimously. Christina Laster. Not present. Danny Harris moved to deny. Tamara Sternod seconded. Motion carried unanimously. Dorothea Lopez-Rivera. Present. Danny moved to approve. Tamara Sternod seconded. Motion carried unanimously. Maja Kocovska. Not present. Danny Harris moved to deny. Cheryl Mosser seconded. Motion carried unanimously. Amy Kurzak. Present. Danny moved to approve. Cheryl Mosser seconded. Motion carried unanimously. Kisha Maneclang. Not present. Danny Harris moved to approve. Motion died for lack of a second. Tamara Sternod moved to approve, pending receipt of two additional continuing education credits. Cheryl Mosser seconded. Motion carried 4-1-0. Rocky Ventura. Present. Danny Harris moved to approve. Cheryl Mosser seconded. Motion carried unanimously.

7. Review and decision regarding apprentice applications:

Seyda Arellano, Danette Byers, Briana Boyd, Diane Bruggemeyer, Heather Curtis, Karl Ervin, Joseph Fekete, Melissa Ferguson, Cheryl Garcia, Raymond Go, Debra Groll, Rachel Hassall, Christina Laster, Dorothea Lopez-Rivera, Maja Kocovska, Naomi Koliske, Korrine Kolson, Amy Kurzak, Kisha Maneclang, Debresha Mebane, Kaynett Mitchell, Krystal Noel, Cindy Pickard, Justin Reyes, Susie Song, Sheena Thompson, Kimberly Upperman, Rocky Ventura, Steven Wolf
Seyda Arellano. Not present. Renewal application approved, therefore, new application not considered. Danette Byers. Not present. Danny Harris moved to approve. Tamara Sternod seconded. Motion carried unanimously. Briana Boyd. Not present. Danny Harris moved to approve. Cheryl Mosser seconded. Motion carried unanimously. Diane Bruggemeyer. Not present. Danny Harris moved to approve pending signed letter from supervisors stating duties since start of employment. Tamara Sternod seconded. Motion carried unanimously. Heather Curtis. Present. Danny Harris moved to approve and grant one year credit for prior experience. Cheryl Mosser seconded. Motion carried 4-1-0. Karl Ervin. Not present. Danny Harris moved to approve. Cheryl Mosser seconded. Motion carried unanimously. Joseph Fekete. Not present. Danny Harris moved to approve. Tamara Sternod seconded. Motion carried unanimously. Melissa Ferguson. Not present. Danny Harris moved to approve. Cheryl Mosser seconded. Motion carried unanimously. Cheryl Garcia. Not present. Danny Harris moved to approve. Tamara Sternod seconded. Motion carried

unanimously. Raymond Go. Not present. Danny Harris moved to approve and grant three years credit for prior experience. Marilyn Brainard seconded. Motion carried unanimously. Debra Groll. Not present. Danny Harris moved to approve and grant one year credit for prior experience. Tamara Sternod seconded. Cheryl Mosser abstained. Motion carried 4-0-1. Rachel Hassall. Not present. Renewal application approved, therefore, new application not considered. Christina Laster. Not present. Danny Harris moved to approve. Tamara Sternod seconded. Motion carried unanimously. Dorothea Lopez-Rivera. Not present. Renewal application approved, therefore, new application not considered. Maja Kocovska. Not present. Danny Harris moved to approve and grant one year credit for prior experience. Tamara Sternod seconded. Motion carried unanimously. Naomi Koliske. Not present. Danny Harris moved to approve. Cheryl Mosser seconded. Motion carried unanimously. Korrine Kolson. Not present. Tamara Sternod moved to approve. Danny Harris seconded. Motion carried unanimously. Amy Kurzak. Present. Renewal application approved, therefore, new application not considered. Kisha Maneclang. Not present. Renewal application approved, therefore, new application not considered. Debresha Mebane. Not present. Danny Harris moved to approve. Cheryl Mosser seconded. Motion carried unanimously. Kaynett Mitchell. Not present. Danny Harris moved to approve. Cheryl Mosser seconded. Motion carried unanimously. Krystal Noel. Not present. Danny Harris moved to approve. Cheryl Mosser seconded. Motion carried unanimously. Cindy Pickard. Not present. Tamara Sternod moved to approve. Danny Harris seconded. Motion carried unanimously. Justin Reyes. Not present. Tamara Sternod moved to approve and grant credit for one year prior experience. Cheryl Mosser seconded. Motion carried 4-1-0. Susie Song. Not present. Danny Harris moved to approve and grant one year credit for prior experience. Tamara Sternod seconded. Motion carried unanimously. Sheena Thompson. Not present. Danny Harris moved to approve and grant 18 months credit for prior experience. Cheryl Mosser seconded. Motion carried unanimously. Kimberly Upperman. Not present. Danny Harris moved to approve. Tamara Sternod seconded. Motion carried unanimously. Rocky Ventura. Not present. Renewal application approved, therefore, new application not considered. Steven Wolf. Not present. Danny Harris moved to approve and grant three years credit for prior experience. Tamara Sternod seconded. Josh Wasson abstained. Motion carried 4-0-1.

8. Review and decision regarding optician applications:

Madelaine Buendia, Sean Guillen, Cherie Harris, Gerardo Munguia, Nina Ness, Jessica Sandoval Madelaine Buendia. Not present. Tamara Sternod moved to approve. Danny Harris seconded. Motion carried unanimously. Sean Guillen. Not present. Tamara Sternod moved to approve, including granting one year credit for prior experience. Cheryl Mosser seconded. Motion carried unanimously. Cherie Harris. Not present. Tamara Sternod moved to approve, pending receipt of proof of current NCLE certification. Cheryl Mosser seconded. Danny Harris abstained. Motion carried 4-0-1. Gerardo Munguia. Present. Tamara Sternod moved to approve. Danny Harris seconded. Motion carried unanimously. Nina Ness. Not present. Danny Harris moved to approve. Cheryl Mosser seconded. Motion carried unanimously. Jessica Sandoval. Not present. Danny Harris moved to approve. Tamara Sternod seconded. Motion carried unanimously.

9. Review and decision on continuing education classes:

2013-03 International Vision Expo & Conference East 2013, Jacob Javits Convention Center, New York, NY, March 14-17, 2013 (132 CEs): Tamara Sternod moved to approve. Cheryl Mosser seconded. Motion carried unanimously.

10. Review and decision on complaints 2013-01 through 2013-06: Cindy Kimball reviewed the complaints, all of which allege unlicensed ophthalmic dispensing.

- 11. Election of treasurer:** The Board elected Marilyn Brainard treasurer.
- 12. Future meetings and agenda items:** Cindy Kimball recommended starting the April 10, 2013 meeting two hours earlier to accommodate a public hearing on proposed regulations. She added she was arranging a date and time in March for the public workshop to solicit comments on the proposed regulations. Tamara Sternod moved to change the April 10 meeting starting time from 5 p.m. to 3 p.m. Cheryl Mosser seconded. Motion carried unanimously.
- 13. Public Comment:** Patricia McLaury commended the Board on its hard work, registered her surprise regarding the amount of time spent on problem renewal applications, and asked if there was a way to tighten procedures to reduce the likelihood of future problems. Dorothea Lopez-Rivera said that she completed the apprentice application the way she understood the questions, adding that some questions are not clear, and applicants should not be penalized if they are trying to comply. Carole Neel said the question requesting a list of the applicant's current job responsibilities should clearly state that applicants should note their current duties. Elizabeth Gonzalez added the question should ask to the applicant to note their duties at the time they're completing the application, and that it was the duty of the supervisor to help ensure renewal applications were complete and correct. Josh Wasson encouraged anyone who had suggestions regarding improving wording of the applications to mail or email them to the Board office.
- 14. Adjournment:** President Josh Wasson adjourned the meeting at 5:23 p.m.