

STATE OF NEVADA



Board of Dispensing Opticians

(Draft) Minutes of Public Meeting

May 22, 2018 at 2:30 p.m.

Board meeting took place at:

Clark County Public Library:

1401 E. Flamingo Road

Las Vegas, NV 89119

Large Conference Room

Board Members Present:

Jennifer Benavides, President

Mark Myers, Secretary

Marilyn Brainard, Treasurer

Michael Grover, Member

Board Staff Present:

Corinne Sedran, Executive Director

Louis Ling, Board Counsel

1. Call to order

Board President Jennifer Benavides called the meeting to order and called roll at 2:32 p.m. Board member Tammy Williams was not in attendance.

2. Public comment

There was no public comment.

3. Approval of previous board meeting minutes (for possible action):

April 12, 2018 Board Meeting

Motion: Ms. Benavides moved approval of the minutes as presented

Vote: Passed, unanimous.

4. **Hearing for the Adoption of Proposed Regulation R137-17 (for possible action)**

Board attorney Louis Ling stated notice of the hearing had been properly posted; the board did not receive any written comments pertaining to the regulations in advance of the meeting.

Ms. Benavides opened the meeting to public comment:

Carole Tomljanovich-Neel, License #490, asked for clarification of Item 3 on Page 4 of the proposed regulation; an ophthalmic manager must be in charge of the dispensing area and an apprentice dispensing optician may not act as either ophthalmic or business manager. She stated a business manager and an ophthalmic manager serve separate functions; only ophthalmic manager should need to be a licensed optician.

Chris DeVaul, License #599, directed the Board's attention to Page 3, Section 637.144 of the regulation, which requires an ophthalmic manager supervise both dispensing activities and consultations on optical fashions. Mr. Ling clarified this requirement only pertains to supervision of the activities, not to whether you must be licensed to perform them.

There were no further comments from the public.

Ms. Benavides opened the discussion and deliberation portion of the meeting. Board members did not have any comments.

Motion: Michael Grover moved to adopt the proposed regulations.

Vote: Passed, unanimous.

Mr. Ling explained the proposed regulations will now be submitted to the Legislative Commission, which will review and either adopt or reject them. The regulations are not law until approved by the Commission.

5. Review and decision on Special Application for Ophthalmic Dispensing License (for possible action):

Faodi, Farzaneh

Motion: Ms. Benavides moved to grant the applicant three years prior experience credit; she must obtain the required education and ABO certification to qualify for licensing.

Vote: Passed, unanimous.

6. Report and recommendations by Committee on Continuing Education Course Providers and board approval of continuing education providers (for possible action):

LensCrafters

Discussion: Ms. Benavides stated licensed opticians who are paid for screening or trainings as part of their employment should not receive CE credit for those trainings; paid, employer-sponsored events should not be eligible, particularly if attendance is mandatory. Mr. Grover stated CE credit opportunities are few and far between. Ms. Sedran stated Mr. Grover had not notified the board he would attend this meeting and had not reviewed the application at issue.

Motion: Ms. Benavides moved to table the item.

Vote: Passed, unanimous.

7. Report and recommendations by Committee on Apprentice Training Requirements (for possible action)

Board Chair Jennifer Benavides had no items to report.

8. Report and recommendations by Committee on Licensure by Endorsement (for possible action)
- Board Chair Tammy Williams was not in attendance.

9. Discussion of Healthy Vision Month (National Eye Institute)

Ms. Brainard announced that the National Eye Institute designates May as healthy vision month; the organization has worked with senior care facilities and she hopes there will be opportunities for Nevada licensees to volunteer in such facilities.

10. Board member training (for possible action)

This item was moved to the end of the meeting, after the conclusion of Item 14: Board Member Comments. Board member training was conducted by Mr. Ling.

11. Financials (for possible action):

- a. Review and acceptance of **4/2018** financial statements

Motion: Ms. Benavides moved to accept the statements as presented.

Vote: Passed, unanimous.

- b. Discussion and possible approval of new database contract proposal (Reno Techs)
Discussion: Mr. Ling explained the Board does not have a way to recover costs paid to its current database vendor; if the Board considers the current proposal the best solution, it can be the contracting process for construction of a new database. Board Treasurer Marilyn Brainard stated the Board has the funds available to invest in a new program; a major part of the job of the Bard is to service its licensees; it's very important to have a highly functioning database.
Motion: Ms. Benavides moved to approve Reno Techs as a possible vendor.
Vote: Passed, unanimous.

12. Executive Director's report (for possible action)

Ms. Sedran announced two people had obtained their Ophthalmic Dispenser licenses since the last meeting:

Amanda Concannon, License #664
Laura Backus, License #665

13. Board Counsel's report (for possible action)

Board Counsel Louis Ling had no items to report.

14. Board member comments (for possible action)

There were no board member comments.

15. Public comment

Maja Kocovska, Apprentice License #1201, stated the process of taking the ABO exams to qualify for licensing is very stressful; she only received a six month extension of her license and will not be able to continue working if she isn't able to pass the exams; the Board should allow the apprentices more opportunities to take the exams.

LensCrafters manager Jennifer Ryan stated the president of the ABO offered to allow apprentices to retake the exams every 3 months at a previous meeting; it was the Board's decision to only allow the apprentices to retake exams every 6 months.

Jesse Lucero, License #590, spoke about the LensCrafters application for CE credit for associate training; he stated he taught at the training and the Board wrongly assumed attendance was mandatory; every person who attended was invited and informed their attendance was optional. They were paid by the company because they had been invited to attend.

Ms. Benavides adjourned the meeting at 4:46 p.m.