

STATE OF NEVADA



Board of Dispensing Opticians

Minutes of Public Meeting

April 11, 2019 at 5:00 p.m.

Board meeting took place via teleconference at:

Office of the Nevada Board of Dispensing Opticians:
4747 Caughlin Parkway, Front Conference Room
Reno, Nevada 89519

Board Members Present:

Jennifer Benavides, President
Mark Myers, Secretary
Marilyn Brainard, Treasurer
Tamara Sternod, Member

Board Staff Present:

Corinne Sedran, Executive Director
Greg Ott, Board Counsel

1. Call to order
Board President Jennifer Benavides called the meeting to order and called roll at 5:02 p.m.
2. Public comment
There was no public comment.
3. FOR POSSIBLE ACTION: Approval of previous board meeting minutes
March 4, 2019 Board Meeting
Motion: Marilyn Brainard noted the date of the minutes should read 2019 on the agenda, rather than 2018. She moved to approve the minutes as presented with the correction noted.
Vote: Motion passed unanimously.
4. FOR POSSIBLE ACTION: Election of board officers
Discussion: Board attorney Greg Ott stated it was permissible for a board member to make a motion on the whole roster of board officer positions. Ms. Sedran noted the board members had indicated their interest in officer positions as follows: Jennifer Benavides for President, Mark Myers for Vice President, Marilyn Brainard for Treasurer, and Tamara Sternod for Secretary.
Motion: Ms. Brainard moved acceptance of the board member officer positions as presented.
Vote: Motion passed unanimously.
5. Announcement of newly licensed Ophthalmic Dispensers
Ms. Sedran announced the opticians licensed since the last meeting:
686 Bobbi Rubio
687 Maria Tapia
688 Evan Yi
689 Jennifer Brusven
6. FOR POSSIBLE ACTION: Review and decision on prior experience credit requests
 - a. **Berry, Timothy**
Discussion: Mr. Myers noted the applicant indicated he had been working for a national chain on his resume, however, the persons verifying his contact lens training are independent doctors. The resume does not indicate the applicant worked as an employee of the doctors. Ms. Sternod stated the Board had already sent a letter to the applicant explaining the requirements for licensing; the training indicated in the applicant's reference letters is not reflected in his work history. Ms. Benavides likewise expressed concern that the doctors verifying the training were not the applicant's employers.
Motion: Ms. Benavides moved to deny the applicant's request for contact lens training credit and retain the original 100-hour requirement.
Vote: Motion passed unanimously.
 - b. **Montalvo, Jeffrey**
Discussion: Ms. Benavides noted the applicant was licensed for two years beginning in 1998 but did not complete the program requirements. He has been working for an optometrist.
Motion: Ms. Sternod moved to grant the applicant two years prior experience credit and stated he must complete all remaining licensing requirements.
Vote: Motion passed unanimously.

7. FOR POSSIBLE ACTION: Report and recommendations by Committee on Apprentice Training Requirements
 - a. Review and approval of apprentice training forms
Motion: Ms. Sternod moved to approve the forms as presented, and to make them a requirement for apprentices licensed as of the date of the meeting.
Vote: Motion passed unanimously.
 - b. Discussion and recommendations on training requirements
The Committee Chair had no further items to present.

8. FOR POSSIBLE ACTION: Assignment of Board Member to make recommendations related to license equivalence. The Board will assign a board member to review the licensure requirements of other states and recommend which states have equivalent licensing requirements to guide the executive director's processing of Special License Applications.
Discussion: Mr. Myers volunteered to research the licensing requirements of other states and make recommendations to the Board. Ms. Sedran stated the Board may need to make a regulation change with respect to Special License Applications to address the discrepancies in licensing requirements between different states. Ms. Benavides stated Nevada spearheaded the ABO Advanced testing process, making its licensing requirements different than any other state's; this item will require more discussion in the future.

9. FOR POSSIBLE ACTION: Review and discussion of A.B. 77 (Board of Optometry bill); development of response
Discussion: Ms. Sedran stated, based on information provided by the Board's lobbyist, that the Board of Optometry had removed or revised provisions of the bill that would negatively impact the Board of Opticians or its licensees. The Board Members agreed that based upon the most recent draft of the regulation with amendments, they would withdraw their formal opposition to the bill.

10. FOR POSSIBLE ACTION: Legislative session updates and review of legislative tracking
Discussion: Ms. Sedran stated the Board's lobbyist is tracking several bills that could impact the Board. The board members did not have any questions regarding bills introduced this session.

11. FOR POSSIBLE ACTION: Discussion and decision on requests for future regulation changes
Discussion: Ms. Sternod stated the Board needs to clarify the definition of dispensing within its regulations, particularly the provisions related to designing lenses and preparing work orders. Ms. Benavides stated the Board will need to further clarify issues regarding on-site management of optical facilities.

12. FOR POSSIBLE ACTION: Financials
 - a. Review and acceptance of **January, February, and March 2019** financial reports
Discussion: Ms. Sedran stated the March financial statements are not yet available so the Board will review reports for January and February only.
Motion: Ms. Brainard moved approval of the reports as presented.
Vote: The motion passed unanimously.
 - b. Discussion and approval of estimate for various database features
Discussion: Ms. Sedran stated the original amount proposed by the vendor for construction of the database will not cover the cost of several add-on features the board requires, such as

tracking workplace inspections, apprentice supervisors, and licensee correspondence. The project is far more complex than either party originally anticipated. The vendor has been very responsive to the Board's requests and the program is running smoothly with respect to its current functions. The estimate for the current portion of add-ons is \$4200, with an estimate of \$6000 more to complete the project. Ms. Brainard stated the current balance on the Board's CD is \$102,000 with an interest rate of 2.05%. The Board is in good financial condition to fund this project, and a well-functioning database is extremely important in a one-person office. The Board has had trouble obtaining reliable database services from other vendors, but this vendor is very responsive. Ms. Sedran stated much of the cost can be put into the budget for next fiscal year, which will offset the impact on the current year's budget.

Motion: Ms. Brainard moved to approve the vendor's estimate for database add-on features.

Vote: Motion passed unanimously.

13. Executive Director's report

Ms. Sedran had no items to report; she stated that important updates, such as progress on A.B 77 had already been discussed. Ms. Brainard stated the Board was very lucky to have a lobbyist who was able to negotiate and work things out with the Optometry Board prior to the bill being passed. Ms. Benavides stated she appreciates the efforts of everyone who participated in the process of the bill negotiations, much of which took place at the eleventh hour.

14. FOR POSSIBLE ACTION: Future agenda items

No future items were requested.

15. Public comment

There was no public comment.

Ms. Benavides closed the meeting at 6:02 p.m.