



## **Arizona State Board of Dispensing Opticians**

1740 W. Adams, Suite 3001, Phoenix, Arizona 85007

(602) 542-8158

### **NOTICE AND AGENDA OF REGULAR MEETING OF THE ARIZONA BOARD OF DISPENSING OPTICIANS**

#### **NOTICE**

Pursuant to A.R.S. § 38-431.02, notice is hereby given to the members of the Arizona Board of Dispensing Opticians (Board) and to the general public that the Board will hold a meeting open to the public on:

**Wednesday, October 3, 2018, at 10:30 a.m.**

**1740 W. Adams, Phoenix, AZ 85007**

**Board Room C**

Title 2 of the Americans with Disability Act (ADA) prohibits the Board from discriminating on the basis of disability in its public meetings. Persons with a disability may request a reasonable accommodation by calling Megan Darian, Executive Director, at the Board office at 602-542-8158. Requests should be made as early as possible (preferably at least 72 hours prior to the scheduled time) to allow time to arrange the accommodation.

During the course of the meeting, the Board, upon a majority vote of a quorum of the members, may hold an executive session for the purposes of obtaining legal advice from the Board's attorney on any matter listed on the agenda pursuant to A.R.S. § 38-431.03 (A) (3). The executive session will be held immediately after the vote and will not be open to the public.

The agenda is subject to change up to 24 hours prior to the meeting. The Board Chairperson reserves the right to change the order of the items on the agenda, except for matters set for a specific time.

#### **AGENDA**

**The Agenda for the meeting is as follows:**

- 1. Call to Order and Rollcall**
- 2. Declaration of Conflicts of Interest**
- 3. Review, Discussion and Approval of Minutes**
  - A. September 5, 2018 Regular Board Meeting Minutes

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### 4. Agency Operations (Review, Discussion and Possible Legal Action)

(Upon a vote of the majority of a quorum, the Board may go into Executive Session, pursuant to A.R.S. § 38-431.03(A)(2) to review and discuss records exempt by law from public inspection, including the receipt and discussion of information or testimony that is specifically required to be maintained as confidential by state or federal law.)

#### A. Director's Report

- Update on Rule changes process
- Update of Consent Agreement – Framed Ewe 2
- Result of September 5, 2018 exam
- Policy & Procedure Directive

### 5. Possible Violations (Review, Discussion and Possible Legal Action)

(Upon a vote of the majority of a quorum, the Board may go into Executive Session, pursuant to A.R.S. § 38-431.03(A)(2) to review and discuss records exempt by law from public inspection, including the receipt and discussion of information or testimony that is specifically required to be maintained as confidential by state or federal law.)

#### A. Target Optical #4366 – Operating without a full time Licensed Optician – Gilbert

#### Not Responded to the Board:

- A. A&N – Selling contacts – Phoenix
- B. AZ 1 Smoke Shop – Selling contacts – Phoenix
- C. Moody's Smoke Shop– Selling contacts – Phoenix
- D. Rob's Smoke Shop– Selling contacts – Phoenix
- E. Star Smoking– Selling contacts – Phoenix
- F. The Joint Smoke and Vape – Selling contacts – Phoenix
- G. Gaslight Theatre – Selling contact - Tucson

#### Responded to the Board. No Longer Selling Contact Lenses:

- A. Blaze Smoke Shop – Selling contacts – Phoenix
- B. Eddy's quick stop – Selling contacts – Phoenix
- C. Le Boutique Erotica – Selling contacts – Tucson
- D. Party Stop – Selling contacts – Phoenix
- E. Smoke N 420– Selling contacts – Phoenix

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### **6. Applications for Licensure (Review, Discussion and Possible Legal Action))**

(Upon a vote of the majority of a quorum, the Board may go into Executive Session, pursuant to A.R.S. § 38-431.03(A)(2) to review and discuss records exempt by law from public inspection, including the receipt and discussion of information or testimony that is specifically required to be maintained as confidential by state or federal law.)

A. Framed Ewe 2 – Establishment License – Phoenix

B. Lyle Southard – Passed Practical Examination on September 2017- Florence

### **7. Future Meeting Dates (Review and Discussion)**

A. 2018 schedule – November 7<sup>th</sup>, December 5<sup>th</sup>.

### **8. Future Agenda Items**

### **9. Call to the Public**

The Board may make an open call to the public during the meeting, subject to reasonable time, place, and manner restrictions, to allow individuals to address the Board on any issue within its jurisdiction. Those wishing to address the Board should fill out a speaker request form. Pursuant to A.R.S. § 38-431.01 (H), members of the Board are not allowed to discuss or take legal action on matters raised during an open call to the public unless the matters are properly noticed for discussion and legal action. However, the Board may ask staff to review a matter or may ask that a matter be placed on a future agenda.

### **10. Adjournment**