



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 2, 2019, 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 4, 2019 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
Renewal Period for 2020

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. Clear Vision Express –No Establishment License -No Licensed Optician – Oro Valley
- B. Southwestern Eye Center – No Establishment License – Mesa-Main Street
- C. Southwestern Eye Center – No Establishment License – Mesa-Gilbert Road
- D. Southwestern Eye Center – No Establishment License – Prescott
- E. Swagel Wooton – No Establishment License – Mesa
- F. Swagel Wooton – No Establishment License – Chandler
- G. Barnet Dulaney Perkings – No Establishment License – No Licensed Optician - Lakeside
- H. Compliant against Mario Rodgers - Liz Martinez R.

6. Consideration of Cases Referred For Formal Hearing (Review, Discussion, and Possible Legal Action)

(Formal Hearings or Related Proceedings will begin at 11:00 a.m.)

- A. Formal Administrative Hearing
Case No.: 19-002
In the Matter of Clear Vision Express Tucson 2 LLC, 9630 N. Oracle Rd, Optical Establishment License No. LOE-001411, expired; and Clear Vision Express Tucson 2, LLC
- B. Whether to Accept, Modify or Reject a Signed Consent Agreement
Case No.: 19-002
In the Matter of Clear Vision Express Tucson 2 LLC, 9630 N. Oracle Rd, Optical Establishment License No. LOE-001411, expired; and Clear Vision Express Tucson 2, LLC

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7. General Discussion (Review, Discussion, and Possible Legal Action)

- A. Rule changes overview, including R4-20-120 – Continuing Education; Hours Required; Reporting
- B. R4-20-114 – Notice of Change of Status
- C. Contact lens selling overview
 - 1. Smoker’s Outpost – No Longer Selling Contact Lenses – Flagstaff

8. 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. Application for License Optician:

- 1. Clarinda Yvette Wine
- 2. Cynthia Elaine Reidhead
- 3. Jennifer Leola Scott
- 4. Hazel Adene Cheri McManus

B. Application for Establishment License:

- 1. America’s Best Contacts and Eye Glasses #5269 – Apache Junction
- 2. Clear Vision Express LLC – Oracle Rd. - Tucson
- 3. Swagel Wooton– Chandler
- 4. Swagel Wooton – Mesa
- 5. K&K Investment Inc. – Mesa
- 6. Southwestern Eye Center – Mesa - Main Street
- 7. Southwestern Eye Center – Mesa - Gilbert Road
- 8. Southwestern Eye Center – Prescott
- 9. Visionworks #1358 – Phoenix

9. Future Meeting Dates (Review and Discussion)

2019 Schedule – November 6, and December 4

10. Future Agenda Items

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11. 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.

12. Adjournment