**ARIZONA STATE BOARD OF DISPENSING OPTICIANS**

**TELECONFERENCE BOARD MEETING MINUTES**

February 2, 2022

The Arizona State Board of Dispensing Opticians held a Teleconference meeting.

The Board meeting commenced at 10:30 am.

BOARD MEMBERS PRESENT: D. Nyblade, Chairman, Licensed Optician

S. Coleman, Vice-Chairman, Licensed Optician

E. Pettit, Licensed Optician

 M. Searle, Public Member

D. Bright, Public Member

BOARD MEMBERS ABSENT S. Mayes, Secretary, Licensed Optician

T. Brown, Licensed Optician

OTHERS PRESENT: Megan Darian, Executive Director

 Seth Hargraves, Assistant Attorney General

1. Call to Order and Roll Call

Chairman Nyblade called the telephonic meeting to order at 10:30 a.m. In addition, a roll call was taken. Board members present at this time were, Chairman Nyblade, Vice-Chair­man Coleman, Board member Pettit, Board member Searle, and Board member Bright.

1. Conflicts of Interest

None.

1. Review, Discussion, and Approval of Minutes

Vice-Chairman Coleman moved to approve the minutes of January 5, 2022, telephonic board meeting, open session.  Board member Searle seconded the motion and unanimously it carried.

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1. Agency Operations

 Executive Director Megan Darian reported:

1. The Senate and House of Representative Health and Human Services Committee of Reference met on January 13, 2022, to review the performance audit and sunset review conducted by the Auditor General, evaluate the Board’s response to the sunset factors and receive public testimony. The Committees recommended that the Board be continued for eight years until July 1, 2030.
2. Five-Year Rule Review Report is currently scheduled to be heard in the Council's March meeting cycle (February 22, 2022 Study Session and March 1, 2022, Council Meeting.
3. License Dispensing Opticians renewals of 2021; have been completed with more than 94% completion as of 1/31/2022.

1. Initial Review of Consumer Complaint

A. Lynn Gannon LDO - Complaint # 2022-DOB-0001

 Vice-Chairman Coleman made a motion to respond to the complaint from the

 complainant in regards to the duties and responsibilities of the Doctor as

 opposed to the Optician in this particular case.

 In addition, the Board responds to the Optician that was involved in the complaint

as well as the office just to reiterate the fact that patients are required to be given the prescription and shouldn’t ask for it three times.

 Board member Searle seconded the motion and unanimously it carried.

 Vice-Chairman Coleman added to the motion that had already been made

 that the particular complaint would be dismissed against Lynn-Gannon LDO.

 At this time Vice-Chairman Coleman made a motion to rescind the previous

motion.

Board member Searle seconded the motion and unanimously it carried.

Vice-Chairman Coleman made a motion that the complaint be dismissed against Lynn-Gannon LDO by the complainant.

 Board member Searle seconded the motion and unanimously it carried.

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B. EyeMart Express # 273- Tucson and 6. B. 1.

Vice-Chairman Coleman made a motion to consider both 5. B. for EyeMart Express with no establishment license as well as 6. B. 1. Application for establishment license for EyeMart Express #273 – Tucson. Vice-Chairman also moved that the Board accepts the application for the establishment license with the understanding that this would eliminate the possible violation for no establishment license at this time.

Vice-Chairman Coleman amend the motion that the Board accepts the application that EyeMart Express be granted an Establishment license.

Board member Searle seconded the motion and unanimously it carried.

Vice-Chairman Coleman made a motion to accept the applications and grant establishment licenses for the following, which would relieve them of any possible violations for not having establishment licenses.

1. 20/20 – Sharper Vision Eyecare – AEG Vision – Mesa & 6. B. 2.
2. 20/20 – Oasis Vision Eyecare – AEG Vision – Mesa & 6. B. 3.
3. Woolf Eye Care Center – AEG Vision – Gilbert & 6. B. 4.

Board member Searle seconded the motion and unanimously it carried.

At this time, Vice-Chairman Coleman made a motion for the Board to go to an Executive Session in regards to item 5. E. Clear View Vision Care – AEG Vision – Tucson for legal advice.

 Board member Searle seconded the motion and unanimously it carried.

 The Board went to Executive Session at 11:01

 The Board returned from Executive Session at 11:15

 At this time, the Board members present:

 Chairman Nyblade, Vice-Chair­man Coleman, Board member Pettit,

 Board member Searle, and Board member Bright.

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Vice-Chairman Coleman made a motion to table the following in regards to a possible violation of no establishment license as well as an application for establishment license for thirty days to allow the Optical the opportunity to correct the application with an optician, who has a current Arizona license.

1. Clear View Vision Care – AEG Vision – Tucson & 6. B. 5.

Board member Searle seconded the motion and unanimously it carried.

1. A. Applications for License Optician:

Vice-Chairman Coleman made a motion to approve the License Op­tician applications for:

 Fidlin Deshommes

 Jeremy Linder

 Tara Noelle Fontana

 Board member Searle seconded the motion and unanimously it carried.

1. Future Agenda Items

 Clear View Vision Care – AEG Vision – Tucson

1. Call to the Public

 Meeting Adjournment with no further business, the meeting adjourned at 11:21 a.m.

 Submitted by: Approved: M. Darian

Megan Darian

Executive Director Date: 3/3/2022