

# ARIZONA STATE BOARD OF DISPENSING OPTICIANS REGULAR BOARD MEETING MINUTES

November 6, 2019

The Arizona State Board of Dispensing Opticians and held a regular meeting at 1740 W. Adams Suite 3001, Phoenix, Arizona 85007. The Board meeting commenced at 10:31am.

BOARD MEMBERS PRESENT: D. Nyblade, Chairman, Licensed Optician  
S. Coleman, Vice-Chairman, Licensed Optician (Appeared Telephonically)  
E. Pettit, Licensed Optician  
D. Bright, Public Member (Appeared Telephonically)  
M. Searle, Public Member

BOARD MEMBERS ABSENT: S. Mayes, Secretary, Licensed Optician  
T. Brown, Licensed Optician

OTHERS PRESENT: Megan Darian, Executive Director  
Scott Donald, Assistant Attorney General

1. Call to Order and Roll Call

Chairman Nyblade called the meeting to order at 10:31 am. In addition, roll call was taken. Board members present at this time were, Chairman Nyblade, Vice-Chairman Coleman, Board member Pettit, Board member Bright and Board member Searle.

2. Conflicts of Interest

None.

3. Review, Discussion and Approval of Minutes

Vice-Chairman Coleman moved to approve the minutes of October 2, 2019, regular board meeting. Board member Bright seconded the motion and it carried.

4. Agency Operations

- A. Executive Director Megan Darian reported receiving of signed Consent Agreement from Clear Vision Express.

Board member Searle moved to accept the Consent Agreement from Clear Vision Express. Vice-Chairman Coleman second the motion and it carried.

- B. Executive Director Megan Darian reported two hundred ninety five AZ License Opticians have renewed for 2020.  
The second notice was sent via email on November 1.

5. Possible Violations

- A. Barnet Dulaney Perkins – No Establishment License – No Licensed Optician – Lakeside.

Vice-Chairman Coleman moved to begin an investigation of Barnet Dulaney Perkins for lack of Establishment license as well as License Optician. Board member Pettit seconded the motion and it carried.

The Board authorized the Executive Director Megan Darian and Assistant Attorney General Scott Donald to prepare a Consent Agreement with Barnet Dulaney Perkins.

Vice-Chairman Coleman rescinded the prior motion to begin an investigation of Barnet Dulaney Perkins for lack of Establishment license as well as License Optician. Board member Pettit second the rescinded motion and it carried.

Not Responded to the Board:

- A. 8<sup>th</sup> Street Smoke Shop - Selling contacts – Yuma  
B. Tobacco and Gift Center - Selling contacts – Peoria

Responded to the Board

- A. Dely's Smoke Shop & CBD - Selling contacts – Yuma  
B. Forth Ave Smoke Shop – No longer Selling contacts – Yuma

- C. 99 Cent Discount Store – No longer Selling contacts – Yuma
- D. Frida Priyeva – No longer Selling contacts – Phoenix
- E. R&M Smoke Vape Cigar Shop – No longer Selling contact – Scottsdale

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

- A. Rule changes overview, including R4-20-120 – Continuing Education; Hours Required; Reporting:  
Oral proceeding on the proposed rulemaking took place on Tuesday Oct 22 without any public comments.  
The Board submitted all the documentations to Governor’s Regulatory Review Council (GRRC) On Oct 24.

7. Applications for Licensure

- A. Vice-Chairman Coleman made a motion to approve the application for the License Optician for Jeannette Nichole Dilley. Board member Pettit seconded the motion and it carried

8. Future Agenda Items

Barnet Dulaney Perkins  
8<sup>th</sup> Street Smoke Shop - Selling contacts – Yuma  
Tobacco and Gift Center - Selling contacts – Peoria

9. Call to the Public

10. Meeting Adjourned

With no further business, the meeting adjourned 10:45 a.m.

Submitted by:

Megan Darian

Approved: *M. Darian*

Date: 12/4/19

Executive Director