

Douglas A. Ducey
Governor

John Chrisagis, O.D.
President

Mark Peller, O.D.
Vice President



Arizona State Board of Optometry
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Margaret Whelan
Executive Director

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**FINAL MINUTES FOR REGULAR (TELEPHONIC) MEETING
JULY 12, 2019 SCHEDULED TO COMMENCE AT 9:00 A.M.**

Board Members

John Chrisagis, O.D., President
Mark Peller, O.D., Vice-President
Kelly Moffat, O.D.
Michael Lamb, O.D.
Darcy Jones, O.D.
George A. Evanoff, Public Member
Vacant, Public Member

Staff:

Margaret Whelan, Executive Director
Paula Hollins, Licensing Administrator

Legal Counsel:

Mona Baskin, Assistant Attorney General

A. CALL TO ORDER:

Dr. Chrisagis

Dr. Chrisagis called the meeting to order at 9:00 a.m.

B. ROLL CALL:

Ms. Hollins

Members Present:

John Chrisagis, O.D., President
Mark Peller, O.D., Vice President
Kelly Moffat, O.D.
Michael Lamb, O.D.
Darcy Jones, O.D.

Members Absent:

George A. Evanoff, Public Member

Legal Counsel Present:

Mona Baskin, Assistant Attorney General

Staff Present:

Margaret Whelan, Executive Director
Paula Hollins, Licensing Administrator

C. PRESIDENT'S REPORT:

Dr. Chrisagis

Dr. Chrisagis thanked the Board members for attending this meeting. He informed the Board that there will be Board member training from the AG's office (Ms. Mona Baskin, AAG) at an upcoming meeting.

D. REVIEW, DISCUSSION AND POSSIBLE ACTION ON INVESTIGATIVE REVIEWS/COMPLAINTS:

1. Michael Sellers, O.D. IR#201907

Dr. Moffat summarized the case as this was a patient of Dr. Sellers for the past three years. There was a contact lens fitting fee in addition to the exam fee and the prescription was requested by the patient at the end of the exam. The patient claims Dr. Sellers refused to give him the prescription. When the Medicare bill arrived, the patient saw that Dr. Sellers charged more than Medicare allowed and there was a balance on the account.

The patient was present telephonically to address the Board. Dr. Lamb asked the patient if he eventually received the prescription or the contact lenses. The patient stated he had not received either. No records were provided by Dr. Sellers for this complaint/patient as he stated he was retired and no longer had access or a way to get the records. Dr. Chrisagis did not believe that just because a doctor is retired that they no longer have access to the patient records as it is their responsibility under the law to maintain them and/or be the custodian of records.

MOTION: Dr. Peller moved to go to Informal Interview to discuss maintenance of records, not releasing the prescription and not reporting a change in management of records.

Dr. Peller withdrew his motion after discussion of possibly getting the patient records first before moving the case to Informal Interview.

SECOND MOTION: Dr. Lamb moved to continue the case to the next meeting and directed staff to subpoena the patient's records. Dr. Peller seconded the motion.

VOTE: Motion passed 5-0.

E. REVIEW, DISCUSSION AND POSSIBLE ACTION ON PENDING REGULAR LICENSE APPLICATIONS:

2. Ansarina, Sheena
3. Arora, Namita
4. Bailey, Joseph
5. Blom, Paige
6. Cam, Jenny
7. Chang, Diana
8. Evans, Jordan
9. Heinen, Thomas
10. Hurliman, Katelyn

11. Kay, Jonathan
12. Kossis, Alexandra
13. Krewer, Matthew
14. Lappin, Cory
15. McBurnie, Jason
16. Ochoa, Raul
17. Sinsongserm, Bobby
18. Ulrich, Craig
19. Whipple, Devin
20. Yamaguchi, Gregory

MOTION: Dr. Peller moved to approve item 3 for licensure. Dr. Jones seconded the motion.

VOTE: Motion passed 5-0.

MOTION: Dr. Peller moved to approve item 4-20 for licensure. Dr. Lamb seconded the motion.

VOTE: Motion passed 5-0.

MOTION: Dr. Lamb moved to approve item 2 for licensure contingent upon negative DPS/FBI report. Dr. Peller seconded the motion.

VOTE: Motion passed 5-0.

F. REVIEW, DISCUSSION AND POSSIBLE ACTION ON PENDING ENDORSEMENT APPLICATIONS:

21. Colerick, Patrick
22. Lyston, Keith

MOTION: Dr. Chrisagis moved to approve item 22 for licensure. Dr. Peller seconded the motion.

VOTE: Motion passed 5-0.

MOTION: Dr. Peller moved to approve item 21 for licensure contingent upon negative DPS/FBI report. Dr. Chrisagis seconded the motion.

VOTE: Motion passed 5-0.

G. REVIEW, DISCUSSION, AND POSSIBLE ACTION ON APPROVAL OF TESTING CENTER FOR PROCTORING OF JURISPRUDENCE EXAM PURSUANT TO A.A.C. R4-21-203(C):

23. Arizona State University, Lake Havasu Campus Testing Center, Lake Havasu, AZ
 - a. <https://uoeee.asu.edu/proctoring-services>

MOTION: Dr. Peller moved to approve item 23 as a testing center. Dr. Jones seconded the motion.

VOTE: Motion passed 5-0.

H. REVIEW, DISCUSSION AND POSSIBLE ACTION ON APPROVAL/ADOPTION OF AN ARIZONA AUDITOR GENERAL RELATED AGENCY POLICY FOR BOARD MEMBER PER DIEM COMPENSATION AND EXPENSE REIMBURSEMENT:

24. Proposed policy for Board Member Per Diem and Expense Reimbursement

The Board reviewed the policy submitted by Ms. Whelan.

MOTION: Dr. Peller moved to approve and adopt item 24 as the Agency policy for Board member per diem compensation and expense. Dr. Moffat seconded the motion.

VOTE: Motion passed 5-0.

I. REVIEW, DISCUSSION AND POSSIBLE APPROVAL OF BOARD MEETING MINUTES:

25. May 22, 2019 Regular meeting

26. June 7, 2019 Regular meeting

27. June 26, 2019 Regular meeting

MOTION: Dr. Chrisagis moved to approve items 25, 26, and 27 as written. Dr. Peller seconded the motion.

VOTE: Motion passed 5-0.

J. EXECUTIVE DIRECTOR'S REPORT:

28. Budget update

29. Future agenda items

30. Future Board meeting dates

There was no budget report at this time as the year-end reports were not available at the time of this meeting.

Future agenda items:

Board appointments update

Future Board meeting dates:

Ms. Whelan asked members for availability for a telephonic August meeting for applications and CE; regular in-person meeting on September 13, 2019.

K. CALL TO PUBLIC:

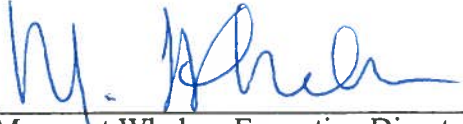
Dr. Chrisagis made a call to the public at 9:35 a.m. No one addressed the Board at this time.

L. MOTION TO ADJOURN:

Dr. Peller moved to adjourn the meeting at 9:36 a.m. Dr. Jones seconded the motion.

The meeting was adjourned at 9:36 a.m.

END OF MINUTES:



Margaret Whelan, Executive Director



Date