


<p>Katie Hobbs Governor</p> <p>Kelly Moffat, O.D. President</p> <p>Stephanie Mastores, O.D. Vice President</p>	 Arizona State Board of Optometry 1740 West Adams St., Suite 3003 Phoenix, AZ 85007	<p>Margaret Whelan Executive Director</p>
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Telephone (602) 542-8155 • Fax (602) 883-7253

**FINAL MEETING NOTICE AND AGENDA FOR MEETING (VIRTUAL ONLY)
FEBRUARY 16, 2024 SCHEDULED TO COMMENCE AT 8:00 A.M.**

Pursuant to A.R.S. §38-431.02, notice is hereby given to the general public and to the members of the Arizona State Board of Optometry, that a Board meeting open to the public will be held on Friday, February 16, 2024 at 8:00 a.m. **This public meeting is being held by virtual means only.**

To attend the live video session, click [HERE](#) to join the meeting.

To call in to the meeting, 346 248 7799 (Houston), 669 900 6833 (San Jose), 253 215 8782 (Tacoma), 312 626 6799 (Chicago); **Meeting ID: 853 3985 8890 Passcode: 798150**

For further information regarding agenda material, please contact Margaret Whelan, Executive Director, at (602) 542-8155.

The Board reserves the right to change the order of items on the agenda, except for public hearings set for a specific time. Please note that any recommendations listed on the agenda are merely suggested Board actions. These recommendations do not become final until adopted by the Board. The Board has the authority to accept, reject, or modify any recommendation listed on the agenda.

Americans with Disabilities Act: Persons with disabilities may request reasonable accommodations by contacting the Arizona State Board of Optometry Executive Director, Margaret Whelan, at (602) 542-8155. Please make requests as early as possible to allow time to arrange the accommodation.

Board Members

Kelly Moffat, O.D., President
Stephanie Mastores, O.D., Vice-President
Stephen Cohen, O.D.
Christopher Carpenter, O.D.
Robert C. Brown, O.D.
Diva Galan, Public Member
Sami Hamed, Public Member

Staff:

Margaret Whelan, Executive Director
Fawn Becker, Licensing Administrator

Legal Counsel:

Mona Baskin, Assistant Attorney General

A. CALL TO ORDER:

B. ROLL CALL:

C. BOARD PURPOSE STATEMENT:

D. DECLARATION OF CONFLICTS OF INTEREST, IF ANY, FOR THIS MEETING:

E. PRESIDENT'S REPORT:

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

The Board may hold an executive session to discuss records exempt by law from public inspection pursuant to A.R.S. §38-431.03(A)(2). In addition, the board may hold an executive session to discuss or consult with its attorney and to receive legal advice pursuant to A.R.S. §38-431.03(A)(3).

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|-----------------------------|-----------|
| 1. Phuong Nguyen, O.D. | IR#202410 |
| 2. Randall Paul, O.D. | IR#202411 |
| 3. Preston Summerhays, O.D. | IR#202412 |
| 4. Tanya Lewis-Polec, O.D. | IR#202413 |
| 5. Patrick Colerick, O.D. | IR#202414 |
| 6. Jason Klepfisz, O.D. | IR#202415 |
| 7. Daniel Valdes, O.D. | IR#202416 |

**G. REVIEW, DISCUSSION AND POSSIBLE ACTION REGARDING COMPLIANCE, REVISION
OR TERMINATION OF NON-DISCIPLINARY ORDER:**

The Board may hold an executive session to discuss records exempt by law from public inspection pursuant to A.R.S. §38-431.03(A)(2). In addition, the board may hold an executive session to discuss or consult with its attorney and to receive legal advice pursuant to A.R.S. §38-431.03(A)(3).

1. Karen Grandi, O.D.; related to IR#202403

**H. REVIEW, DISCUSSION AND POSSIBLE ACTION ON PENDING LICENSE BY
ENDORSEMENT APPLICATIONS:**

The Board may hold an executive session to discuss records exempt by law from public inspection pursuant to A.R.S. §38-431.03(A)(2). In addition, the board may hold an executive session to discuss or consult with its attorney and to receive legal advice pursuant to A.R.S. §38-431.03(A)(3).

1. Spampinato, Heather

**I. REVIEW, DISCUSSION AND POSSIBLE ACTION ON PENDING LICENSE BY
EXAMINATION APPLICATIONS:**

The Board may hold an executive session to discuss records exempt by law from public inspection pursuant to A.R.S. §38-431.03(A)(2). In addition, the board may hold an executive session to discuss or consult with its attorney and to receive legal advice pursuant to A.R.S. §38-431.03(A)(3).

1. Lu, Andrew

J. REVIEW, DISCUSSION AND POSSIBLE ACTION ON PENDING LICENSE BY TELEHEALTH APPLICATIONS:

The Board may hold an executive session to discuss records exempt by law from public inspection pursuant to A.R.S. §38-431.03(A)(2). In addition, the board may hold an executive session to discuss or consult with its attorney and to receive legal advice pursuant to A.R.S. §38-431.03(A)(3).

1. Daniel, Susan
2. Gomez, David

K. REVIEW, DISCUSSION AND POSSIBLE ACTION ON PENDING LICENSE APPLICATIONS AWAITING FINGERPRINT REPORTS; REQUEST FOR BOARD APPROVAL PURSUANT TO A.R.S. §32-1730:

The Board may hold an executive session to discuss records exempt by law from public inspection pursuant to A.R.S. §38-431.03(A)(2). In addition, the board may hold an executive session to discuss or consult with its attorney and to receive legal advice pursuant to A.R.S. §38-431.03(A)(3).

1. Mark Fischer
2. Edward Jones

L. EXECUTIVE DIRECTOR APPROVAL OF NEW LICENSE APPLICATIONS PURSUANT TO A.R.S. §32-3123:

The Board may hold an executive session to discuss records exempt by law from public inspection pursuant to A.R.S. §38-431.03(A)(2). In addition, the board may hold an executive session to discuss or consult with its attorney and to receive legal advice pursuant to A.R.S. §38-431.03(A)(3).

1. Approved November 30, 2023 through February 14, 2024
 - a. Andrew Zagelbaum
 - b. Harkirat Saini
 - c. Jeremy Wiggins
 - d. Karen Fu
 - e. Lizabeth Frontino
 - f. Michelle Nguyen
 - g. Nevada Foskit
 - h. Robin Feinstein
 - i. Jennifer Nguyen

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

The Board may hold an executive session to discuss records exempt by law from public inspection pursuant to A.R.S. §38-431.03(A)(2). In addition, the board may hold an executive session to discuss or consult with its attorney and to receive legal advice pursuant to A.R.S. §38-431.03(A)(3).

1. Woodbridge Public Library System, Testing Services; Woodbridge, NJ;
<https://www.woodbridgelibrary.org/1128/Ask-a-Librarian> (Send message requesting a proctor)
2. Green River College Testing Centers; Main, Auburn Center, Enumclaw and Kent, WA Campuses; <https://www.greenriver.edu/students/academics/placement-testing-center/proctored-testing/>
3. Kenton County Public Library, Erlanger Branch; Erlanger, KY;
<https://www.kentonlibrary.org/>

N. EXECUTIVE DIRECTOR’S REPORT:

The Board may review and discuss the listed items. The Board may hold an executive session to discuss records exempt by law from public inspection pursuant to A.R.S. §38-431.03(A)(2). In addition, the board may hold an executive session to discuss or consult with its attorney and to receive legal advice pursuant to A.R.S. §38-431.03(A)(3).

1. Budget
2. Staff activity; December 2023-January 31, 2024
3. 2023 Legislative Advice Memo; Ms. Baskin
4. Legislation update; current session stats; Bills:

<u>Senate Bills</u>		<u>House Bills</u>
2050	2424	1021
2072	2473	1163
2169	2582	1200
2243	2651	1201
2279	2686	1233
2306	2700	1249
2308	2739	1267
2312	2740	1634

5. Future agenda items
6. Future Board meeting dates

O. CALL TO PUBLIC:

Pursuant to A.R.S. §38-431.01(G), Board members 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. Members may ask staff to review a matter or may ask that a matter be placed on a future agenda.

P. MOTION TO ADJOURN:

END OF AGENDA:



Margaret Whelan, Executive Director

February 14, 2024

Date