#### **Katie Hobbs**

Governor

Kelly Moffat, O.D.

President

Stephanie Mastores, O.D.

Vice President



### Arizona State Board of Optometry

1740 West Adams St., Suite 3003 Phoenix, AZ 85007

Telephone (602) 542-8155 • Fax (602) 883-7253

Margaret Whelan Executive Director

# FINAL MEETING NOTICE AND AGENDA FOR MEETING (VIRTUAL ONLY) OCTOBER 4, 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, October 4, 2024 at 8:00 a.m. This public meeting is being held by virtual means only.

To attend the live video session, click <u>HERE</u> to join the meeting. Meeting ID: 852 316 7404 Passcode: 665788

<u>To call in to the meeting</u>, 346 248 7799 (Houston), 669 900 6833 (San Jose), 253 215 8782 (Tacoma), 312 626 6799 (Chicago); Use meeting ID and Passcode above.

For further information regarding agenda material, please contact Margaret Whelan, Executive Director, at margaret.whelan@optometry.az.gov or (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

Arizona State Board of Optometry October 4, 2024 Regular Meeting Agenda Page 2 of 4

- 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).

1.	Debbie Duong, O.D.	IR#202430
2.	Craig Goldman, O.D.	IR#202431
3.	Jordan Bluth, O.D.	IR#202503
4.	Zahra Lalwani Lasee, O.D.	IR#202504
5.	Christopher White, O.D.	IR#202505
6.	Richard Bullen, O.D.	IR#202506

## G. REVIEW, DISCUSSION AND POSSIBLE ACTION REGARDING COMPLIANCE, REVISION OR TERMINATION OF CONSENT AGREEMENT AND PROBATIONARY 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. Michael Flores, O.D.; related to Order #2024-00254

## 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. Goldberg, Steven

# I. 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. Crisi, Tiffanie

# J. 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. Gaganpreet Khela
- 2. Goldberg, Steven

# K. 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 July 31, 2024 through October 2, 2024
  - a. Olivia Bergeron-Oakes
  - b. Krupa Patel
  - c. Shale Demuth
  - d. Maria Steck
  - e. Seth Miskin
  - f. Connor Caldwell
  - g. Anifa Avakian Stadtman
  - h. Robert Smith
  - i. Bradley Freestone

# L. 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. Testing and Proctoring Center, Ashburn, VA; https://testingandproctoringcenter.com/about
- 2. Valley Park Library, Valley Park, MO; https://www.valleyparklibrary.org/services

# M. REVIEW, DISCUSSION AND POSSIBLE VOTE ON REQUEST FROM THE COUNCIL ON OPTOMETRIC PRACTITIONER EDUCATION (COPE) FOR APPROVAL OF COURSE REVIEWERS:

The Board may hold an executive session to discuss records exempt by law from public inspection pursuant to A.R.S.  $\S38-431.03(A)(2)$ . In addition, the board may hold an executive session to discuss or consult with its attorney and receive legal advice pursuant to A.R.S.  $\S38-431.03(A)(3)$ .

- 1. COPE reviewer request letter
  - a. Alex Smith, O.D.

# N. REVIEW, DISCUSSION AND POSSIBLE VOTE ON UTILIZING THE NBEO ONLINE STATE LAW EXAM (OSLE) TO MEET THE REQUIREMENTS OF A.A.C. R4-21-203:

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 receive legal advice pursuant to A.R.S. §38-431.03(A)(3).

1. NBEO Online State Law Exam (OSLE) administration of Arizona Jurisprudence Exam

### O. ELECTION OF OFFICERS PURSUANT TO THE PROVISIONS OF A.R.S. §32-1703(A):

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 receive legal advice pursuant to A.R.S. §38-431.03(A)(3).

- 1. Position of President
- 2. Position of Vice-President

### P. 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/Finances
- 2. Staff activity; August 1, 2024-October 2, 2024
- 3. Future agenda items
- 4. Future Board meeting dates

## Q. REVIEW, DISCUSSION AND POSSIBLE VOTE ON PERSONNEL ISSUES PERTAINING TO EVALUATION OF EXECUTIVE DIRECTOR:

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). The Board may hold an executive session to discuss or consult with its attorney and receive legal advice pursuant to A.R.S. §38-431.03(A)(3). The Board may hold an executive session for discussion or consideration of employment, assignment, appointment, promotion, demotion, dismissal, salaries, disciplining or resignation of a public officer, appointee or employee of any public body pursuant to A.R.S. §38-431.03(A)(1).

- 1. Evaluation Forms
- 2. Performance review from July 1, 2021 to June 30, 2024
- 3. Salary adjustment

### R. CALL TO PUBLIC:

**END OF AGENDA:** 

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.

### S. MOTION TO ADJOURN:

M. Stheau	October 2, 2024
Margaret Whelan, Executive Director	Date