

**Janice K. Brewer**  
Governor

**Brian Mach, O.D.**  
President

**Vacant**  
Vice President



*Arizona State Board of Optometry*

1400 West Washington, Suite 230

Phoenix, AZ 85007

**Margaret Whelan**  
Executive Director

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Telephone (602) 542-8155 • Fax (602) 542-3093

**FINAL MEETING NOTICE AND AGENDA FOR REGULAR MEETING  
APRIL 18, 2014 SCHEDULED TO COMMENCE AT 9:00 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 regular meeting open to the public will be held on Friday, April 18, 2014 at 9:00 a.m. The meeting is at 1400 W. Washington St., Suite B-1, in Phoenix, AZ.

For further information regarding agenda material, please contact Paula Hollins, Licensing Administrator, at (602) 542-8164.

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 (ASBOO) Executive Director, Margaret Whelan, at (602) 542-8155. Please make requests as early as possible to allow time to arrange the accommodation.

**Board Members**

Brian Mach, O.D., President

Marla Husz, O.D.

John Chrisagis, O.D.

Michael Lamb, O.D.

Mark Peller, 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. Mach**

**B. ROLL CALL:**

**Ms. Hollins**

**C. PRESIDENT'S REPORT:**

**Dr. Mach**

**D. REVIEW, DISCUSSION AND VOTE 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. ASBOO vs. Stephen Stahl, O.D. IR#201417
- 2. R.C. vs. Stephen Cohen, O.D. IR#201420
- 3. B.B. vs. Barry Herndon, O.D. IR#201421
- 4. David Anderson, O.D. vs. Kerry Pearson, O.D. IR#201424

**E. REVIEW, DISCUSSION AND POSSIBLE VOTE REGARDING COMPLIANCE AND REVISION OR TERMINATION OF 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).

- 5. Brenda Binder, O.D.

**F. REVIEW, DISCUSSION AND POSSIBLE ACTION ON PENDING REGULAR LICENSE 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).

- 6. Anspaugh, Melanie
- 7. Chung, Kenneth
- 8. Lam, Phu Huynh Minh

**G. REVIEW, DISCUSSION AND POSSIBLE ACTION ON PENDING 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).

- 9. Bratt, Richard
- 10. Offoha, Emmanuella

**H. REVIEW, DISCUSSION, AND POSSIBLE ACTION ON APPROVAL OF CONTINUING EDUCATION AS PROVIDED BY A.R.S. §32-1704(D) and A.A.C. R4-21-210:**

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).

**Fiscal Year 2014**

	<b>Continuing Education</b>	<b>Date</b>	<b>No. of hours requested</b>
a.	Advances in Retina-Associated Retina Consultants, LTD.	5/6/14	3 Regular
b.	43 <sup>rd</sup> Congress of the ISCLS-International Society of Contact Lens Specialist	5/18/14 thru 05/23/14	18 Regular
c.	Refractive Options-Hodges Eye Care and Surgical Center	04/25/14	2 Regular

**I. REVIEW, DISCUSSION AND POSSIBLE VOTE ON ALLOWING THE NBEO TO OFFER/PROCTOR ARIZONA JURISPRUDENCE EXAM AT THE NBEO OFFICES:**

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).

**J. REVIEW, DISCUSSION AND POSSIBLE VOTE ON PROPOSED RULES CHANGES FOR SUBMISSION TO THE GOVERNOR'S REGULATORY REVIEW COUNCIL ("GRRC"):**

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).

11. Rules package

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

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).

12. February 21, 2014 Regular Session Minutes

13. March 14, 2014 Regular Session Minutes

**L. EXECUTIVE DIRECTOR'S REPORT:**

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).

14. Budget

15. Legislation

16. Future agenda items

**A. CALL TO PUBLIC:**

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). 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. However, members may ask staff to review a matter or may ask that a matter be placed on a future agenda.

**END OF AGENDA:**

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Margaret Whelan, Executive Director

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Date