

Janice K. Brewer
Governor

Caroline Griego, O.D.
President

Stacey J. Meier, 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 SESSION MEETING: MARCH 19, 2010

Board Members

Caroline Griego, O.D., President
Stacey J. Meier, O.D., Vice-President
Brian Mach, O.D.
Donald Jarnagin, O.D.
Curtis R. Winkler, M.D.
Rick Krug, Public Member

Staff:

Margaret Whelan, Executive Director
Paula Hollins, Licensing Administrator

Legal Counsel:

Keely Verstegen, Assistant Attorney General

A. CALL TO ORDER: Dr. Griego

Dr. Griego called the meeting to order at 9:05 a.m.

B. ROLL CALL: Ms. Hollins

Board Members Present: Caroline Griego, O.D., President
Stacey J. Meier, O.D., Vice President
Brian Mach, O.D.
Donald Jarnagin, O.D. – joined teleconference at 9:06.
Curtis Winkler, M.D.
Rick Krug, Public Member

Legal Counsel Present: Keely Verstegen, Assistant Attorney General

Staff Present: Margaret Whelan, Executive Director
Paula Hollins, Licensing Administrator

C. PRESIDENT'S REPORT:

No Presidents report at this time.

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

1. R.W. vs. Richard Lampert, O.D. IR#201015

Allegation: Improper correction/fit of eyeglasses; optometrist failed to correct problem

Dr. Griego summarized the case and recommended the Board dismiss the case due to lack of violation of the optometric practice act.

MOTION: Dr. Meier moved to dismiss the case due to lack of violation of the optometric act. Dr. Jarnagin seconded the motion.

VOTE: Motion passed 6-0.

After the vote, the Board directed staff to open a complaint against Dr. Carol-lyn Ordynsky for the purposes of reviewing her recordkeeping.

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

2. Klemens, Scott
3. Lee, Miranda
4. Marquez, Angela
5. Meehan, Kelly

MOTION: Dr. Griego moved to approve items 2, 4 and 5 for licensure. Dr. Mach seconded the motion.

VOTE: Motion passed 6-0.

MOTION: Dr. Griego moved to approve item 3 for licensure contingent upon receipt of negative fingerprint report from DPS. Dr. Mach seconded the motion.

VOTE: Motion passed 6-0.

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

6. Bailey, Jason
7. Bharadia, Mohamed
8. Oberbreckling, Robert
9. Zipf, Gregory

Ms. Whelan withdrew item #9, Gregory Zipf from consideration as his application is not complete at this time.

MOTION: Dr. Jarnagin moved to approve items 6, 7 and 8 for licensure. Rick Krug seconded the motion.

VOTE: Motion passed 6-0.

G. REVIEW, DISCUSSION AND POSSIBLE VOTE ON LICENSE DATABASE AND WEBSITE IMPROVEMENTS:

- 10. Proposal from System Data Solutions for license database and payment portal update.
- 11. Proposal from Ultralink for license database and payment portal update.

The Board discussed the issue and directed Ms. Whelan to make an informed and shrewd budgetary decision for the changes needed for the database and update of the online payment system.

H. REVIEW, DISCUSSION AND POSSIBLE ACTION ON STANDARD OF CARE REGARDING TRACKING AND DISPENSING OF TRIAL CONTACT LENSES, SOLUTIONS AND OTHER SAMPLES:

- 12. Letter from Tina Porzukowiak, O.D. regarding inventory logs of trial contact lenses, lens solution and artificial tear samples dispensed in office.

The Board discussed this letter and directed Ms. Whelan to notify Dr. Porzukowiak that this issue is outside the Board's purview as the Board does not regulate practice management nor does it have any current statutes or rules addressing the issue as stated in item H.

I. 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:

Fiscal Year 2010

	Continuing Education	Date	No. of hours requested
a.	HESLC Spring CE Event	April 7, 2010	3 Regular

MOTION: Dr. Griego moved to approve item a. as submitted. Dr. Mach seconded the motion.

VOTE: Motion passed 6-0.

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

- 13. January 15, 2010 Regular Session Minutes

MOTION: Dr. Griego moved to approve item 13 as written. Dr. Jarnagin seconded the motion.

VOTE: The motion passed 6-0.

K. EXECUTIVE DIRECTOR'S REPORT:

- 14. Budget
- 15. Legislation
- 16. Pharmacy issues
- 17. Future agenda items

Ms. Whelan reported that the Board budget is still recovering from the fund sweep and that renewals are still coming in, generating revenue to support the operating funds. Currently the Board budget is stable but further undetermined cuts are coming.

The oral antivirals sunrise legislation is moving along. It has passed through the Senate as is waiting to be heard in the House.

Ms. Whelan informed the Board that there are some ongoing issues with random pharmacies using DEA numbers of optometrists to fill narcotic prescription drugs. The information provided to the Board by our optometrists has been sent to the Board of Pharmacy for investigation.

No future agenda items were requested at this time.

L. CALL TO PUBLIC:

Dr. Griego

Dr. Griego made a call to the public at 9:45 a.m.

No one addressed the Board.

Dr. Griego moved to adjourn the meeting at 9:45 a.m. Dr. Mach seconded the motion.

Meeting adjourned at 9:45 a.m.

END OF MINUTES:

Margaret Whelan, Executive Director

Date