

BOARD FOR OPTICIANS

MINUTES OF MEETING

The Board for Opticians met on Friday, April 13, 2012 at the Department of Professional and Occupational Regulation (DPOR), 9960 Mayland Drive, 2nd Floor, Board Room 3, Richmond, Virginia 23233.

The following members were present:

Billie L. Taylor, Chair
Renee P. Allgood
Robert E. Flippin

The following members were not present:

Faye Prichard
William H. Bearden, III, MD

The DPOR staff present for all or for portions of the meeting included:

William H. Ferguson, II, Executive Director
Cathy Clark, Administrative Assistant
Earlyne Perkins, Legal Analyst

A representative from the Office of the Attorney General was not present.

Ms. Taylor determined there was a quorum and called the meeting to order at 9:33 a.m.

Call to Order

Upon a motion by Mr. Flippin and seconded by Ms. Allgood, the Board voted to approve the agenda. The members voting 'yes' were Ms. Taylor, Ms. Allgood, and Mr. Flippin. There were no negative votes. The motion passed unanimously.

Approval of Agenda

Ms. Taylor asked for public comment. There was no public comment.

Public Comment

Upon a motion by Mr. Flippin and seconded by Ms. Allgood, the Board voted to approve the minutes of the Board for Opticians December 9, 2011 board meeting and the March 6, 2012 Informal Fact Finding Conference.

Approval of Minutes

The members voting 'yes' were Ms. Taylor, Ms. Allgood, and Mr. Flippin. There were no negative votes. The motion passed unanimously.

In the matter of **File Number 2012-02183, Phuong Thanh Tran**, the Board reviewed the record which consisted of the application file, transcript, exhibits, and the Summary of the Informal Fact-Finding Conference. Phuong Thanh Tran appeared at the meeting in person and addressed the Board. Also addressing the Board on Mr. Tran's behalf

2012-02183, Tran, Phuong Thanh

were Lee Kicklighter, Silvia Altamirno, and Kim Nguyen, witnesses.

Upon a motion by Mr. Flippin and seconded by Ms. Allgood, the Board voted to reject the recommendation in the Summary of the Informal Fact-Finding Conference and approve Phuong Thanh Tran's application for an Optician license, subject to the following condition:

Mr. Tran must obtain an annual report from his parole officer and provide it to the Board until he is released from parole. This report must include, but is not limited to, Mr. Tran's status as a parolee and any new misdemeanor or felony convictions, and should be submitted to the Board, annually, by April 30th, beginning April 30, 2013.

The members voting 'yes' were Ms. Taylor, Ms. Allgood, and Mr. Flippin. There were no negative votes. The motion passed unanimously.

The Board reviewed its examination statistics for informational purposes.

Examination

The Board reviewed its quarterly board statistics for informational purposes.

Quarterly Statistics

Mr. Ferguson reported to the Board on the progress of pending legislation to merge the Board for Opticians with the Board for Hearing Aid Specialists that is awaiting approval by the Governor. If passed, the two boards will be merged effective July 1, 2012.

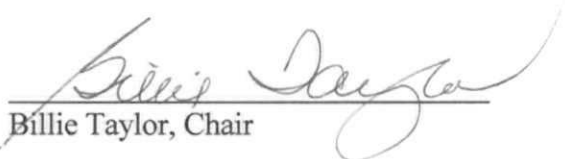
Legislation

The Board engaged in a general discussion about Optician training and apprenticeship programs.

Other Board Business

Since there was no further business to be brought before the Board, the meeting was adjourned at 11:06 a.m.

Adjourn


Billie Taylor, Chair


Gordon N. Dixon, Secretary

STATE AND LOCAL GOVERNMENT
CONFLICT OF INTERESTS ACT

TRANSACTIONAL DISCLOSURE STATEMENT
for Officers and Employees of State Government

1. Name: Renee P. Allgood
2. Title: Board Member
3. Agency: Board for Opticians
4. Meeting/IFF Date: April 13, 2012
5. I have a personal interest in the following transaction:

Nature of Personal Interest Affected by Transaction: _____

I declare that I am a member of the following business, profession, occupation or group, the members of which are affected by the transaction:

- _____
 I am able to participate in this transaction fairly, objectively, and in the public interest.
or
 I did not participate in the transaction.

6. I do not have a personal interested in any transactions taken at this meeting.

Renee P. Allgood
Signature

13, April 2012
Date

**STATE AND LOCAL GOVERNMENT
CONFLICT OF INTERESTS ACT**

**TRANSACTIONAL DISCLOSURE STATEMENT
for Officers and Employees of State Government**

1. Name: Robert E. Flippin
2. Title: Board Member
3. Agency: Board for Opticians
4. Meeting/IFF Date: April 13, 2012
5. I have a personal interest in the following transaction:

Nature of Personal Interest Affected by Transaction: _____


I declare that I am a member of the following business, profession, occupation or group, the members of which are affected by the transaction:

 I am able to participate in this transaction fairly, objectively, and in the public interest.

or

I did not participate in the transaction.

6. I do not have a personal interest in any transactions taken at this meeting.



Signature

4-13-2012

Date

**STATE AND LOCAL GOVERNMENT
CONFLICT OF INTERESTS ACT**

**TRANSACTIONAL DISCLOSURE STATEMENT
for Officers and Employees of State Government**

1. Name: Billie L. Taylor
2. Title: Board Chair
3. Agency: Board for Opticians
4. Meeting/IFF Date: April 13, 2012
5. I have a personal interest in the following transaction:

Nature of Personal Interest Affected by Transaction: _____

I declare that I am a member of the following business, profession, occupation or group, the members of which are affected by the transaction:

- I am able to participate in this transaction fairly, objectively, and in the public interest.
- or
- I did not participate in the transaction.

6. I do not have a personal interested in any transactions taken at this meeting.

Billie Taylor
Signature

04-13-12
Date

**BOARD FOR HEARING AID SPECIALISTS
MINUTES OF MEETING**

The Board for Hearing Aid Specialists met on Wednesday, May 30, 2012, at the Offices of the Department of Professional and Occupational Regulation, Perimeter Center, Training Room 2, 2nd Floor, 9960 Mayland Drive, Richmond, Virginia 23233. The following members were present:

Harry W. Kessler, Chair
Eric B. Hecker, PhD
Dr. Frederick Lassen
Arva B. Priola
Teresa Robinson Irwin

The following members were not present:

Olivia Little Kearney
Pamela Pugh

DPOR staff present for all or part of the meeting included:

Gordon N. Dixon, Director
Mark N. Courtney, Deputy Director for Licensing & Regulations
William H. Ferguson, II, Executive Director
Demetrios J. Melis, Board Administrator
Cathy Clark, Administrative Assistant
Sharon Sweet, Director of Education and Examinations

Representative from the Office of the Attorney General was present for the meeting.

Elizabeth B. Peay, Assistant Attorney General

Mr. Kessler, Chair, determined a quorum was present and called the meeting to order at 9:08 a.m. **Call to Order**

Upon a motion by Ms. Irwin and seconded by Dr. Hecker, the Board voted to adopt the agenda as written. **Approval of Agenda**

The members voting 'yes' were Mr. Kessler, Dr. Hecker, Dr. Lassen, Ms. Priola, and Ms. Irwin. There were no negative votes. The motion passed unanimously.

Mr. Kessler asked if there was any public comment. There was no public comment. **Public Comment**

Mr. Dixon indicated that the minutes of the November 2, 2011 meeting **Approval of**

should be amended to reflect that he was not present. Upon a motion by Ms. Irwin and seconded by Dr. Hecker, the Board voted to approve the amended minutes of the November 2, 2011 Board for Hearing Aid Specialists Board Meeting.

Minutes:
November 2, 2011
Board for Hearing
Aid Specialists
Board Meeting:

The members voting 'yes' were Mr. Kessler, Dr. Hecker, Dr. Lassen, Ms. Priola, and Ms. Irwin. There were no negative votes. The motion passed unanimously.

The Board reviewed the proposed staff responses to the public comments received from the Notice of Intended Regulatory Action (NOIRA) related to proposed amendments to the Hearing Aid Specialists Regulations. Upon a motion by Ms. Irwin and seconded by Dr. Lassen, the Board voted to accept the proposed staff responses.

Regulations

The members voting 'yes' were Mr. Kessler, Dr. Hecker, Dr. Lassen, Ms. Priola, and Ms. Irwin. There were no negative votes. The motion passed unanimously.

The Board reviewed the proposed amendments to the Regulations. Upon a motion by Ms. Irwin and seconded by Dr. Hecker, the Board voted to adopt the amended Regulations.

The members voting 'yes' were Mr. Kessler, Dr. Hecker, Dr. Lassen, Ms. Priola, and Ms. Irwin. There were no negative votes. The motion passed unanimously.

Ms. Sweet presented information to the Board and fielded questions on the International Hearing Society (IHS) computer-based written examination. Ms. Irwin suggested that applicants should be required to pass the written exam before they can sit for the practical exam. It was noted that an exam fee adjustment must be approved before the new written exam can be implemented. Ms. Sweet noted that the fee language in the Regulations will need to be amended.

Examination

The Board reviewed Board Statistics for informational purposes.

Board Statistics

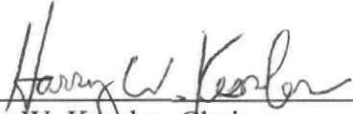
Other Board
Business

Mr. Kessler inquired about a brochure that had been developed by the Board previously. Staff will bring the brochure to the next board meeting for review.

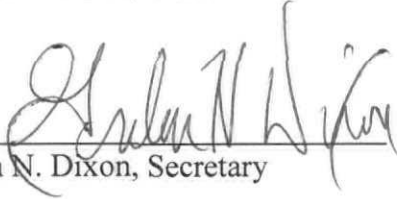
Brochure

There being no further items for discussion, the Chair adjourned the meeting at 12:08 p.m.

Adjourn



Harry W. Kessler, Chair



Gordon N. Dixon, Secretary

STATE AND LOCAL GOVERNMENT
CONFLICT OF INTERESTS ACT

TRANSACTIONAL DISCLOSURE STATEMENT
for Officers and Employees of State Government

1. Name: Eric B. Hecker, PhD
2. Title: Board Chair
3. Agency: Board for Hearing Aid Specialists
4. Meeting/IFF Date: May 30, 2012
5. I have a personal interest in the following transaction:

Nature of Personal Interest Affected by Transaction: _____

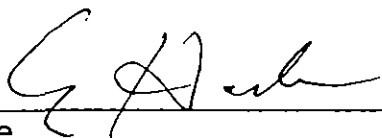
I declare that I am a member of the following business, profession, occupation or group, the members of which are affected by the transaction:

I am able to participate in this transaction fairly, objectively, and in the public interest.

or

I did not participate in the transaction.

6. I do not have a personal interested in any transactions taken at this meeting.



Signature

5-30-12

Date

STATE AND LOCAL GOVERNMENT
CONFLICT OF INTERESTS ACT

TRANSACTIONAL DISCLOSURE STATEMENT
for Officers and Employees of State Government

1. Name: Harry Kessler
2. Title: Board Member
3. Agency: Board for Hearing Aid Specialists
4. Meeting/IFF Date: May 30, 2012
5. I have a personal interest in the following transaction:

Nature of Personal Interest Affected by Transaction: _____

I declare that I am a member of the following business, profession, occupation or group, the members of which are affected by the transaction:

- I am able to participate in this transaction fairly, objectively, and in the public interest.
- or
- I did not participate in the transaction.
6. I **do not** have a personal interested in any transactions taken at this meeting.

Harry W. Kessler
Signature

MAY 30, 2012
Date

STATE AND LOCAL GOVERNMENT
CONFLICT OF INTERESTS ACT

TRANSACTIONAL DISCLOSURE STATEMENT
for Officers and Employees of State Government

1. Name: I. Frederick Lassen, MD
2. Title: Board Member
3. Agency: Board for Hearing Aid Specialists
4. Meeting/IFF Date: May 30, 2012
5. I have a personal interest in the following transaction:

Nature of Personal Interest Affected by Transaction: _____

I declare that I am a member of the following business, profession, occupation or group, the members of which are affected by the transaction:

I am able to participate in this transaction fairly, objectively, and in the public interest.

or

I did not participate in the transaction.

6. I do not have a personal interest in any transactions taken at this meeting.

I. Frederick Lassen
Signature

5/30/2012
Date

**STATE AND LOCAL GOVERNMENT
CONFLICT OF INTERESTS ACT**

TRANSACTIONAL DISCLOSURE STATEMENT
for Officers and Employees of State Government

1. Name: Arva Priola
2. Title: Board Member
3. Agency: Board for Hearing Aid Specialists
4. Meeting/IFF Date: May 30, 2012
5. I have a personal interest in the following transaction:

Nature of Personal Interest Affected by Transaction: _____

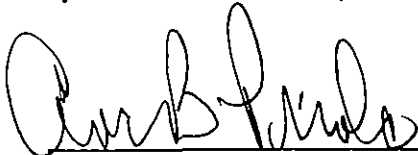
I declare that I am a member of the following business, profession, occupation or group, the members of which are affected by the transaction:

I am able to participate in this transaction fairly, objectively, and in the public interest.

or

I did not participate in the transaction.

6. I **do not** have a personal interested in any transactions taken at this meeting.



Signature

5/30/2012

Date

STATE AND LOCAL GOVERNMENT
CONFLICT OF INTERESTS ACT

TRANSACTIONAL DISCLOSURE STATEMENT
for Officers and Employees of State Government

1. Name: Teresa Robinson
2. Title: Board Member
3. Agency: Board for Hearing Aid Specialists
4. Meeting/IFF Date: May 30, 2012
5. I have a personal interest in the following transaction:

Nature of Personal Interest Affected by Transaction: _____

I declare that I am a member of the following business, profession, occupation or group, the members of which are affected by the transaction:

Hearing Aid Specialist

I am able to participate in this transaction fairly, objectively, and in the public interest.

or

I did not participate in the transaction.

6. I do not have a personal interest in any transactions taken at this meeting.

Teresa R. Irwin
Signature

5/30/12
Date