

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

The Board for Hearing Aid Specialists and Opticians met on Wednesday, August 17, 2016, at the Offices of the Department of Professional and Occupational Regulation, Perimeter Center, Board Room 3, 2<sup>nd</sup> Floor, 9960 Mayland Drive, Richmond, Virginia 23233. The following members were present for the meeting:

Judith M. Canty  
Pamela S. Chavis, MD  
Edward L. DeGennaro  
Mark Grohler  
Teresa D. Leeper  
Bonnie Mayhew  
Debra Ogilvie, AuD  
Arva B. Priola  
June H. S. Rogers  
Bruce R. Wagner

The following members were not present:

Melissa Gill  
Eric B. Hecker, PhD, Chair  
L. Frederick Lassen, MD

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

Jay W. DeBoer, Director  
Demetrios J. Melis, Executive Director  
Stephen Kirschner, Regulatory Operations Administrator  
Tamika Rodriguez, Licensing Operations Administrator  
Cathy Clark, Administrative Assistant

A representative from the Office of the Attorney General was present for the meeting.

Elizabeth B. Peay, Assistant Attorney General

Ms. Canty, Acting Chair, determined that a quorum was present and **Call to Order** called the meeting to order at 9:00 a.m.

Mr. Melis stated that there was an amendment to the Agenda: Consent Order Case 2016-02276, Ana M. Anzola; item 4 on the Agenda, under Section VII. Cases, was removed from the Agenda for further action. In addition, Item 14, under section X. Other Board Business, was amended to read Regulations – Public Participation Guidelines. **Approval of Agenda**

Upon a motion by Mr. DeGennaro and seconded by Ms. Mayhew, the Board moved to adopt the amended Agenda.

The members voting 'yes' were Ms. Canty, Dr. Chavis, Mr. DeGennaro, Mr. Grohler, Ms. Leeper, Ms. Mayhew, Dr. Ogilvie, Ms. Priola, Ms. Rogers, and Mr. Wagner. There were no negative votes. The motion passed unanimously.

Upon a motion by Mr. Wagner and seconded by Mr. Grohler, the Board voted to approve the minutes of the April 20, 2016 Board meeting and the April 20, 2016 Ad Hoc Committee meeting.

The members voting 'yes' were Ms. Canty, Dr. Chavis, Mr. DeGennaro, Mr. Grohler, Ms. Leeper, Ms. Mayhew, Dr. Ogilvie, Ms. Priola, Ms. Rogers, and Mr. Wagner. There were no negative votes. The motion passed unanimously.

**Approval of Minutes:  
April 20, 2016 Board  
for Hearing Aid  
Specialists and  
Opticians Meeting  
and Ad Hoc  
Committee on  
Optician  
Apprenticeships  
Meeting**

Ms. Canty asked for public comments. There were none.

**Public Comment**

Mr. Kirschner reviewed Hearing Aid Specialists and Opticians licensing statistics with the Board. (See Addendum 1)

**Statistics**

Mr. Kirschner also reported to the Board that the May Optician practical exam was cancelled due to construction at the exam site. Scores for the July Hearing Aid Specialists and August Opticians examinations were not available at the time of this meeting.

**Old Business**

**Regulations**

Mr. Kirschner reminded the Board that the proposed fee adjustment for Opticians was cancelled at the April 20, 2016 Board meeting. He further reported to the Board that the fee adjustment for Hearing Aid Specialists and the proposed changes to the Hearing Aid Specialists Regulations are both currently in executive branch review.

**HAS and OPT Fee  
Adjustment and HAS  
General Review**

Mr. Kirschner explained the goals of the Ad Hoc Committee on Optician Apprenticeships for the benefit of the new Board members. He stated that the Committee had reviewed the National Academy of Opticianry's (NAO) related instruction materials and other curricula

**Ad Hoc Committee  
on Optician  
Apprenticeships  
Report**

would be considered. Mr. Kirschner also indicated that a remaining goal of the Committee is creating a video to address the surfacing/finishing portions of the apprenticeship curriculum.

Mr. Melis reported that the Examinations section is evaluating whether the Community College Workforce Alliance is able to conduct an exam review of the optician practical exam.

**Optician Practical Exam**

**Other Business**

The Board discussed the topic of allowing a Hearing Aid Specialist Temporary Permit holder to obtain a second temporary permit when the maximum eighteen-month temporary permit period has expired. The Board did not reach a consensus on the subject, and agreed to continue the discussion at the next scheduled Board meeting in December 2016.

**Obtaining a Second Hearing Aid Specialist Temporary Permit**

Mr. Kirschner distributed a hand-out (see Addendum 2) and discussed with the Board legislation requiring an amendment to the Public Participation Guidelines in 18VAC41-11-50, adding a provision that interested persons shall be afforded the opportunity to “be accompanied by and represented by counsel or other representative.”

**Public Participation Guidelines Amendment – Fast Track**

Upon a motion by Mr. DeGennaro and seconded by Ms. Rogers, the Board voted to approve the proposed amendment to the Public Participation Guidelines for fast-track regulatory action.

The members voting ‘yes’ were Ms. Canty, Dr. Chavis, Mr. DeGennaro, Mr. Grohler, Ms. Leeper, Ms. Mayhew, Dr. Ogilvie, Ms. Priola, Ms. Rogers, and Mr. Wagner. There were no negative votes. The motion passed unanimously.

Mr. Melis advised the Board that elections for Chair and Vice-Chair would take place at the December 14, 2016 meeting.

**Elections to be held at December 2016 Meeting**

Mr. Melis conducted Board Member Training on the topic of Board Overview.

**Board Member Training**

Mr. Kirschner conducted Board Member Training on the topic of Meeting Procedures.

There being no other business to be brought before the Board, Ms. Canty asked for a motion for Adjournment.


**Adjourn**

Upon a motion by Ms. Rogers and seconded by Mr. Wagner, the Board voted to adjourn the meeting at 10:55 a.m.

The members voting 'yes' were Ms. Canty, Dr. Chavis, Mr. DeGennaro, Mr. Grohler, Ms. Leeper, Ms. Mayhew, Dr. Ogilvie, Ms. Priola, Ms. Rogers, and Mr. Wagner. There were no negative votes. The motion passed unanimously.

## See Attached

~~Eric B. Hecker, PhD, Chair~~ Judith Canty, Acting Chair

  
Jay W. DeBoer, Secretary

Upon a motion by Ms. Rogers and seconded by Mr. Wagner, the Board voted to adjourn the meeting at 10:55 a.m.

The members voting 'yes' were Ms. Canty, Dr. Chavis, Mr. DeGennaro, Mr. Grohler, Ms. Leeper, Ms. Mayhew, Dr. Ogilvie, Ms. Priola, Ms. Rogers, and Mr. Wagner. There were no negative votes. The motion passed unanimously.



~~Eric B. Hoeker, PhD, Chair~~

Judith Canty, Acting Chair



Jay V. DeBoer, Secretary

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

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

1. Name: Judith M. Canty
2. Title: Board Member
3. Agency: Board for Hearing Aid Specialists and Opticians
4. Meeting/IFF Date: August 17, 2016
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:

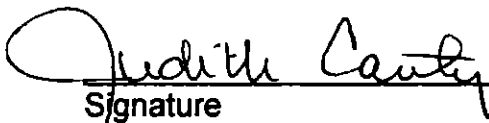
\_\_\_\_\_

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

8-17-16  
Date

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

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

1. Name: Pamela S. Chavis, MD
2. Title: Board Member
3. Agency: Board for Hearing Aid Specialists and Opticians
4. Meeting/IFF Date: August 17, 2016
5. I have a personal interest in the following transaction:

None

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.

Pamela S. Chavis  
Signature

8/17/16  
Date

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

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

1. Name: Mark C. Grohler
2. Title: Board Member
3. Agency: Board for Hearing Aid Specialists and Opticians
4. Meeting/IFF Date: August 17, 2016
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:

\_\_\_\_\_

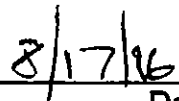
I am able to participate in this transaction fairly, objectively, and in the public interest.

or

I did not participate in the transaction.

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

  
\_\_\_\_\_  
Signature

  
\_\_\_\_\_  
Date



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

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

1. Name: Teresa D. Leeper
2. Title: Board Member
3. Agency: Board for Hearing Aid Specialists and Opticians
4. Meeting/IFF Date: August 17, 2016
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:

\_\_\_\_\_

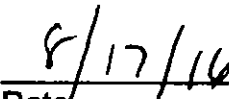
I am able to participate in this transaction fairly, objectively, and in the public interest.

or

I did not participate in the transaction.

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

  
\_\_\_\_\_  
Signature

  
\_\_\_\_\_  
Date

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

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

1. Name: Bonnie Mayhew
2. Title: Board Member
3. Agency: Board for Hearing Aid Specialists and Opticians
4. Meeting/IFF Date: August 17, 2016
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.

Bonnie S. Mayhew  
Signature

8-17-2016  
Date

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

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

1. Name: Debra Ogilvie, AuD
2. Title: Board Member
3. Agency: Board for Hearing Aid Specialists and Opticians
4. Meeting/IFF Date: August 17, 2016
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.

Debra Ogilvie  
Signature

8/17/16  
Date

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

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

1. Name: Arva B. Priola
2. Title: Board Member
3. Agency: Board for Hearing Aid Specialists and Opticians
4. Meeting/IFF Date: August 17, 2016
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

  
Date

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

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

1. Name: June H. S. Rogers
2. Title: Board Member
3. Agency: Board for Hearing Aid Specialists and Opticians
4. Meeting/IFF Date: August 17, 2016
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

17 Aug 2016  
Date

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

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

1. Name: Bruce R. Wagner
2. Title: Board Member
3. Agency: Board for Hearing Aid Specialists and Opticians
4. Meeting/IFF Date: August 17, 2016
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

8-17-16  
Date