

**BOARD OF OPTOMETRY
FULL BOARD MEETING
November 8, 2019**

- TIME AND PLACE:** The Virginia Board of Optometry (Board) meeting was called to order at 9:04 a.m. at the Department of Health Professions (DHP), Perimeter Center, 9960 Mayland Drive, 2nd Floor, Board Room 3, Henrico, Virginia 23233.
- PRESIDING OFFICER:** Helene Clayton-Jeter, O.D., President
- MEMBERS PRESENT:** Fred E. Goldberg, O.D.
Steven A. Linas, O.D.
Clifford A. Roffis, O.D.
Lisa Wallace-Davis, O.D.
Devon Cabot – Citizen Member
- MEMBERS NOT PRESENT:** All members were present.
- STAFF PRESENT:** Barbara Allison-Bryan, M.D., Chief Deputy Director
Lisa Hahn, Chief Operating Officer
Leslie L. Knachel, Executive Director
Kelli Moss, Deputy Executive Director
Charis Mitchell, Assistant Attorney General, Board Counsel
Anthony C. Morales, Operations Manager
Laura Paasch, Administrative Assistant
Rebecca Schultz, Policy Analyst
Elaine Yeatts, Senior Policy Analyst
- OTHERS PRESENT:** Bo Keeney, Virginia Optometric Association (VOA)
- QUORUM:** With six members of the Board present, a quorum was established.
- Dr. Clayton-Jeter congratulated Ms. Cabot and Dr. Wallace-Davis on their reappointments to the Board.
- PUBLIC HEARING:** Dr. Clayton-Jeter opened the public hearing at 9:05 a.m. to receive comments on the proposed changes to the *Regulations of the Virginia Board of Optometry* to add gabapentin to the TPA formulary.
- No public comment was presented.
- Dr. Clayton-Jeter closed the hearing at 9:06 a.m.
- ORDERING OF AGENDA** Dr. Linas moved to accept the agenda as provided.
- The motion was seconded and carried.
- APPROVAL OF MINUTES:** Dr. Roffis moved to approve the meeting minutes for the following meetings as presented:
- June 28, 2019 – Full Board Meeting (includes Public Hearing)
 - June 28, 2019 – Continuing Education Committee Meeting
 - August 19, 2019 – TPA Formulary Committee Meeting

- September 5, 2019 – Professional Designation Committee Meeting
- September 5, 2019 – Called Board Meeting

The motion was seconded and carried.

PUBLIC COMMENT:

No public comment was presented.

DIRECTOR’S REPORT:

Ms. Hahn provided an update on current and future building security enhancements.

Dr. Allison-Bryan provided information on the recent Board Member training session and launch of the Board’s new website. She discussed the results of the recent agency financial audit and the importance of timely submission of reimbursement requests.

LEGISLATIVE/REGULATORY UPDATE:

Legislative Update

Ms. Yeatts introduced Ms. Rebecca Schultz as the agency’s new Policy Analyst.

No legislative updates at this time.

Regulatory Update

Ms. Yeatts discussed the following regulatory actions:

- Periodic review will become effective on December 11, 2019. Ms. Knachel stated that a mass email about the changes will be sent to licensees prior to the effective date.

- Emergency regulation for Waiver of Electronic Prescribing

Dr. Goldberg moved to adopt the emergency regulations and a Notice of Intended Regulatory Action, (NOIRA) to replace the emergency regulations. The motion was seconded and carried.

- Regulatory Amendment (18VAC105-20-20) to adjust fee for returned checks

Dr. Clayton-Jeter moved to adopt the amendment by fast track action. The motion was seconded and carried.

- Final regulatory amendment to add gabapentin to TPA formulary

Dr. Goldberg moved to adopt the amendment as provided. The motion was seconded and carried.

- Final regulatory amendment to authorize issuance of inactive licenses

Dr. Linas moved to adopt the final action to regulation as proposed in the agenda. The motion was seconded and carried.

- Consideration of recommendation from the Professional Designation Committee

Ms. Cabot moved to amend 18VAC105-20-20 by removing the fees associated with Professional Designations; to amend 18VAC105-20-40 by deleting section number 13 and to repeal 18VAC105-20-50 by fast track action. The motion was seconded and carried.

DISCUSSION ITEMS:

Update to Guidance Document 105-14: Bylaws

Ms. Knachel requested that the Board consider amending the bylaws by changing the effective date to January 1 of each year for a newly elected board president.

Dr. Goldberg moved to adopt the amendment as provided. The motion was seconded and carried.

Report from CE Committee

Dr. Roffis reported that the CE Committee met after the last board meeting to discuss whether to add additional CE providers to the list found in regulations. The Committee's recommendation is to not change the regulations and direct any inquiries to the list available entities that may sponsor, accredit or approve CE.

Consideration of allowing board meeting attendance to meet CE requirements

Dr. Clayton-Jeter discussed the issue of allowing board meeting attendance to meet CE requirements. The Board discussed the pros and cons related to this issue. The Board directed staff to conduct research regarding how other regulatory boards address this issue for presentation during the next board meeting.

BOARD MEMBER TRAINING:

Ms. Moss provided a presentation on navigating and annotating electronic case files.

COUNSEL REPORT:

Ms. Mitchell did not have anything to report.

PRESIDENT'S REPORT:

Dr. Clayton-Jeter stated that she hopes that the Board will continue to remain transparent and move forward with a greater Board presence by educating licensees.

**BOARD OF HEALTH
PROFESSION'S REPORT:**

Dr. Clayton-Jeter reported that the last meeting was postponed and that during the August meeting she was awarded a plaque to commemorate her time as Chair.

The new Board Chair encourages members to wear newly issued pins to identify their membership.

The regulatory committee reported on the status of the Music Therapy licensure

Dr. Allison-Bryan spoke on the status of Music Therapy Licensure and Dr. Clayton-Jeter commented on how the Art Therapists also wanted to be licensed a year ago but the BHP denied their request as an example of a similar discipline with very different outcomes. Dr. Allison-Bryan further elaborated on the differences in the two outcomes.

STAFF REPORTS:

Executive Director's Report – Ms. Knachel

Ms. Knachel reported on the following:

- Board statistics;
- Association of Regulatory Boards of Optometry, (ARBO) 2020 Annual Meeting;
- New Website Format;
- Outreach
 - TPA Formulary Notification
 - Renewals
 - Mass Emails; and
- CE Audit

ARBO ANNUAL MEETING REPORT:

Dr. Goldberg provided an overview of the 2019 ARBO annual meeting. He stated that ARBO was celebrating its 100 year anniversary.

DISCIPLINE REPORT:

Ms. Moss provided an overview of the caseload statistics.

NEW BUSINESS:

Officer Elections

Board Vice-President

Dr. Linas nominated Ms. Cabot, which was seconded.

Dr. Roffis nominated Dr. Wallace-Davis which was seconded.

Ms. Knachel conducted a roll-call vote. Dr. Clayton-Jeter announced that Ms. Cabot and Dr. Wallace-Davis tied by a 3-to-3 vote.

Ms. Cabot withdrew her nomination.

Ms. Knachel conducted the roll-call vote again. Dr. Clayton-Jeter announced that Dr. Wallace-Davis was elected Vice-President by a 6-to-0 vote.

Board President

Dr. Wallace-Davis nominated Dr. Goldberg, which was seconded. No additional nominations were received.

Ms. Knachel conducted the roll-call vote. Dr. Clayton-Jeter announced that Dr. Goldberg was elected President by a 6-to-0 vote.

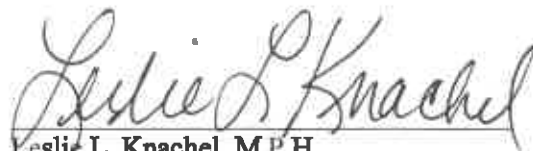
NEW MEETING:

The next scheduled full board meeting is February 7, 2020.

ADJOURNMENT:

The meeting adjourned at 11:42 a.m.


Helene Clayton-Jeter, O.D.,
President


Leslie L. Knachel, M.P.H.
Executive Director