

The mission of the California State Board of Optometry is to protect the health and safety of California consumers through licensing, registration, education, and regulation of the practice of Optometry and Opticianry.

**MEMBERS OF THE BOARD**

Lillian Wang, OD, President  
Mark Morodomi, Vice President  
Eunie Linden, JD, Secretary  
Cyd Brandvein, Public Member  
Jeffrey Garcia, OD  
Glenn Kawaguchi, OD  
Joseph Pruitt, OD  
Sandra D. Sims, JD, Public Member  
David Turetsky, OD  
Donald Yoo, JD, Public Member  
Vacant, Optician Licensed Member



**BOARD MEETING**

**MEETING MINUTES**

**Friday, January 7, 2022**

**This public meeting was held via WebEx Events.**

<b>Members Present</b>	<b>Staff Present</b>
Lillian Wang, President	Shara Murphy, Executive Officer
Marc Morodomi, Vice President	Marc Johnson, Policy Analyst
Eunie Linden, Secretary	Terri Villareal, Enforcement Lead
Cyd Brandvein	Natalia Leeper, Lead Licensing Analyst
Joseph Pruitt, OD	Brad Garding, Enforcement Analyst
Sandra Sims, JD	Dani Rogers, Regulatory Counsel
David Turetsky, OD	Michael Kanotz, Legal Counsel
Donald Yoo, JD	
Members Absent	
Jeffrey Garcia, OD	
Glenn Kawaguchi, OD	

Link for the audio of discussions: <https://www.youtube.com/watch?v=1vAlnvmPGZ0>

**OPEN SESSION**

**1. Call to Order / Roll Call and Establishment of a Quorum**

**Audio of Discussion:** [0:02](#)

President Wang called the meeting to order at 10:01 am. Roll was taken and 8-2 quorum was established. Members Garcia and Kawaguchi were absent.

**2. Public Comment for Items Not on the Agenda**

**Audio of Discussion:** [1:27](#)

There were no requests for public comment.

### **3. Legislation: AB 407 and AB 691 – Discussion and Possible Action Regarding Optometrist Authority to Direct Clinical Laboratory Operations**

***Audio of Discussion: 2:45***

Executive Officer Murphy reported this issue came staff's attention during the break; within the changes in AB 1534 and AB 407 there was an unintended removal of the authority to direct the laboratory testing. She asked the Board about the authority and about its use within the professional field; and then gage whether the Board wishes for staff to research additional options and decipher it may be addressed.

Dr. Turetsky commented that he does not know of any optometrist who directs clinical laboratory work; therefore, he does not know how this would impact the Board in any way. He suggested that perhaps someone within the public who has experience with this; perhaps within the California Optometric Association (COA) may be able to provide some background regarding this matter. President Wang stated that she does not know of any optometrist either who oversees a laboratory. Her concern is that since this was already in law taking it away may impact a doctor in the future who may wish to oversee a lab. It does not make sense to her to take away what was already in existence. Dr. Wang noted that if COA is a participant she would like to hear from them; otherwise the Board may reach out to COA.

Dr. Pruitt added that although he too has not known of any optometrist actively directing a lab, but if an optometrist enters any administrative positions, they will have their clinical laboratory under their purview. He mirrored President Wang's thought that this could impact an optometrist's plans in the future. Ms. Brandvein expressed that she would appreciate more information on this and requested that staff bring back information about what exactly it means, and what the Board is directing. She would appreciate learning what the Board's responsibility is from a regulatory standpoint and enforcement as well.

Dr. Turetsky asked if staff may send out a blast email to all OD's in case there are a few who are directing labs. Perhaps they will respond, and the Board can learn how this would impact them; Executive Officer Murphy assured that staff will do this and added that staff will include a survey in its quarterly enforcement bulletin at the end of the month. Vice President Marc Morodomi advised that considering the Board's limited staff resources, if no one in the profession cares about this he feels we should not make this a high priority for staff.

Mr. Yoo commented that there should be legislative history whenever something is removed or added. Typically, it would be reflected. He suggested that if someone were to look at the legislative history, the Board could determine fairly quickly if it was inadvertent or intentional. Ms. Murphy replied that staff will look at that as well.

There were no requests for public comment.

**4. Regulation: Discussion and Possible Action Regarding the Implementation of the Mobile Optometric Office Program, Pursuant to Chapter 630, Statutes of 2021**  
***Audio of Discussion:*** [12:19](#)

Executive Officer Murphy provided a background on item. The Board had two bills, AB 896 and the Sunset Bill AB 1534, both of which provided the parameters for the Board's mobile optometric office program and for their owners and operators providing an opportunity for non-profits not aligned with optometry to be a conduit for services to those who are underserved. Ms. Murphy requested that the Board create a two-person workgroup who may be able to collaborate with staff and more smoothly move the process forward.

Ms. Murphy introduced the Board's new Mobile Optometric Office Coordinator, Genevieve Sanati. Ms. Sanati explained that staff agenda is to provide revise mobile optometric office regulations to the Board during the March meeting. Staff anticipates this timeline will allow compliance with the program's January 1, 2023 statutory implantation date. Additionally, staff are addressing the information technology needed for this new license process. Updates will be provided to the Board when available.

Vice President Morodomi asked why a workgroup is preferred as opposed to having a committee work on this; Executive Officer explained that although staff will bring back regulations to the Board, a workgroup provides an opportunity to hold ad hoc meetings which means that as Ms. Sanati comes up against quandaries, she can call into discussions the non-profits and continue formulating her plan for development. President Wang asked for volunteers for the workgroup. Ms. Linden and Dr. Turetsky expressed interest and the workgroup was established.

Executive Officer Murphy also announced that staff will soon have an upgrade in the telephone system which will become part of staff laptops accessible via Microsoft Teams. She explained that there will be a transition period in the coming weeks and assured committee members that the phone extensions to their committee liaisons will be made available to them.

Vice President Morodomi noted that January 1, 2023 meeting is solely for the creation of the registry and collection of the fee, and if there are workload issues, he believes segments of regulations can be worked on a longer timeline. Executive Officer Murphy assured him that staff will focus on the development of the licensing program and anticipates that there will be regulations needed to undergird its development. She added that as the Board begins to move through the program and non-profit entities are licensed and permits are submitted and quarterly reports are provided, she believes there will be much more to discuss on the enforcement end.

There were no requests for public comment.

## **5. Closed Session**

**A. The Board will meet in Closed Session pursuant to Government Code Section 11126(a)(1) to discuss the annual performance evaluation of the Executive Officer**

The Board went into closed session at 10:28 a.m.

**B. The Board will adjourn the meeting**

Upon conclusion of the closed session, the meeting adjourned.