

2450 Del Paso Road, Suite 105
Sacramento, CA 95834
(916) 575-7170, (916) 575-7292 Fax
www.optometry.ca.gov

To: Board Members

Date: January 26, 2018

From: Rachel Michelin
Board Secretary

Telephone: (916) 575-7170

Subject: Agenda Item 5 – Approval of Board Meeting Minutes

A. November 3, 2017



CALIFORNIA STATE BOARD OF OPTOMETRY
 2450 DEL PASO ROAD, SUITE 105, SACRAMENTO, CA 95834
 P (916) 575-7170 F (916) 575-7292 www.optometry.ca.gov



**QUARTERLY BOARD MEETING
 ACTION MINUTES
 DRAFT**

November 3, 2017
 Embassy Suites Ontario Airport
 3663 E. Guasti Rd.
 Ontario, CA 91761
 Embassy Suites Ontario Airport

See Webcast for discussions
[November 3, 2017](#)

November 3, 2017
9:00 am

Members Present	Staff Present
Cyd Brandvein, Public Member, President	Jessica Sieferman, Executive Officer
David Turetsky, O.D., Vice President	Todd Kerrin, Policy Analyst
Rachel Michelin, Public Member, Secretary	Cheree Kimball, Enforcement Lead
Debra McIntyre, O.D.	Kellie Flores, Board Liaison
Donna Burke, Public Member	Mina Hamilton, Legal Counsel
Glenn Kawaguchi, O.D.	
Mark Morodomi, JD, Public Member	
Maria Salazar Sperber, JD, Public Member	
Martha Garcia, CLD, SLD	
Excused Absence	Guest List
Madhu Chawla, O.D.	On File
Lillian Wang, O.D.	

FULL BOARD OPEN SESSION

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

Ms. Brandvein, Board President called the meeting to order. Ms. Michelin, Board Secretary called roll and a quorum was established.

2. [Petition for Reduction of Penalty and Early Termination of Probation](#)
 - A. [Aeven Awra, RDO, SLD](#)

Administrative Law Judge, Erlinda Shrenger presided over the Hearing.

3. [Petition for Reinstatement of Optometrist License](#)
 - A. [Larry Franklin Thornton](#)

Administrative Law Judge, Erlinda Shrenger presided over the Hearing.

FULL BOARD CLOSED SESSION

4. Pursuant to Government Code Section [11126\(c\)\(3\)](#), the Board Will Meet in Closed Session for Discussion and Deliberation on the above Petitions and Disciplinary Matters

FULL BOARD OPEN SESSION

5. Public Comment for Items Not on the Agenda
Note: The Board may not discuss or take action on any matter raised during this public comment section, except to decide whether to place the matter on the agenda of a future meeting [Government Code Sections [11125](#), [11125.7\(a\)](#)]

There were no public comments.

6. President's Report *Webcast 0:01:53*
 - A. Board Member Appointments
 - B. Medical Board of California Partnership
 - C. Department of Consumer Affairs (DCA) Board Bureau Relations

President's Report on file upon request.

7. [Approval of Board Meeting Minutes Webcast](#) *Webcast 0:07:25*
 - A. August 3-4, 2017

Dr. Turetsky moved to approve the August 3-4, 2017 Board Meeting Minutes. Dr. Kawaguchi seconded. The Board voted unanimously (9-0) and the motion passed.

Member	Aye	No	Abstain	Absent	Recusal
Ms. Brandvein	X				
Ms. Burke	X				
Dr. Chawla				X	
Ms. Garcia	X				
Dr. Kawaguchi	X				
Dr. McIntyre	X				
Ms. Michelin	X				
Mr. Morodomi	X				
Ms. Sperber	X				
Dr. Turetsky	X				
Dr. Wang				X	

8. [Executive Officer's Report](#) *Webcast 0:09:15*
 - A. DCA Internal Audit Update
 - B. FBI's National Identity Services Audit
 - C. FBI Rap Back Program
 - D. Strategic Plan Update
 - E. Enforcement Program
 - F. Examination and Licensing Programs
 - G. Personnel
 - H. Budget

President's Report on file upon request.

9. [Update, Discussion and Possible Action Regarding Board Committee Reports](#)

A. Dispensing Optician Committee

Ms. Michelin moved to direct staff to process the RDO applications without coupling the stipulated required fields, Dr. McIntyre seconded. The Board voted unanimously (9-0) and the motion passed. Webcast 02:33:15

Member	Aye	No	Abstain	Absent	Recusal
Ms. Brandvein	X				
Ms. Burke	X				
Dr. Chawla				X	
Ms. Garcia	X				
Dr. Kawaguchi	X				
Dr. McIntyre	X				
Ms. Michelin	X				
Mr. Morodomi	X				
Ms. Sperber	X				
Dr. Turetsky	X				
Dr. Wang				X	

Ms. Burke moved to adopt the purposed applications and regulatory language and direct staff to commence the rule making process to incorporate the applications as regulations, Dr. McIntyre seconded. The Board voted unanimously (9-0) and the motion passed. Webcast 02:34:25

Member	Aye	No	Abstain	Absent	Recusal
Ms. Brandvein	X				
Ms. Burke	X				
Dr. Chawla				X	
Ms. Garcia	X				
Dr. Kawaguchi	X				
Dr. McIntyre	X				
Ms. Michelin	X				
Mr. Morodomi	X				
Ms. Sperber	X				
Dr. Turetsky	X				
Dr. Wang				X	

B. Legislation and Regulation Committee

1. Mobile Clinic Task Force
2. Full Committee Report

Ms. Michelin moved to direct staff to continue to introduce legislation to merge the practice acts, Dr. Turetsky seconded. The Board voted unanimously (9-0) and the motion passed. Webcast 03:49:00

Member	Aye	No	Abstain	Absent	Recusal
Ms. Brandvein	X				
Ms. Burke	X				
Dr. Chawla				X	
Ms. Garcia	X				
Dr. Kawaguchi	X				

Dr. McIntyre	X				
Ms. Michelin	X				
Mr. Morodomi	X				
Ms. Sperber	X				
Dr. Turetsky	X				
Dr. Wang				X	

- C. Children's Vision Workgroup
- D. Consumer Protection Committee
- E. Public Relations and Outreach Committee
- F. Practice and Education Committee

10. [Discussion and Possible Action Regarding Business and Professions Code \(BPC\) § 3040: Unlicensed Practice and Advertising](#)

Mr. Morodomi moved to percede with the language while consulting with the Medical Board, Ms. Garcia seconded. The Board voted unanimously (9-0) and the motion passed.

Webcast 04:16:00

Member	Aye	No	Abstain	Absent	Recusal
Ms. Brandvein	X				
Ms. Burke	X				
Dr. Chawla				X	
Ms. Garcia	X				
Dr. Kawaguchi	X				
Dr. McIntyre	X				
Ms. Michelin	X				
Mr. Morodomi	X				
Ms. Sperber	X				
Dr. Turetsky	X				
Dr. Wang				X	

11. [Discussion and Possible Action Regarding BPC § 3077: Branch Office License](#)

Dr. Turetsky moved to direct staff to work with the legislature to repeal the Branch Office License requirement, Mr. Morodomi seconded. The Board voted 5-Aye; 1-No; 3-Abestentions and the motion passed. *Webcast 04:33:50*

Member	Aye	No	Abstain	Absent	Recusal
Ms. Brandvein			X		
Ms. Burke		X			
Dr. Chawla				X	
Ms. Garcia	X				
Dr. Kawaguchi			X		
Dr. McIntyre	X				
Ms. Michelin	X				
Mr. Morodomi	X				
Ms. Sperber			X		
Dr. Turetsky	X				
Dr. Wang				X	

12. [Discussion and Possible Action Regarding BPC § 2290.5: Telehealth; Patient Consent](#)
Webcast 04:48:37

There was no action taken on this item.

13. [Update and Possible Action on 2016 Legislation Impacting Healing Arts Boards and the Practice of Optometry](#)

A. AB [443](#) (Salas): Optometry

B. AB [1708](#) (Low): State Board of Optometry: Practice of Optometry: Licensure

There was no action taken on this item.

14. [Update and Discussion on Staff Outreach at Continuing Education Events](#)

There was no action taken on this item.

15. Presentation by the National Board of Examiners in Optometry (NBEO) Regarding Examination; Discussion

There was no action taken on this item.

16. Update by a Representative of the Department of Consumer Affairs, Which May Include Updates Pertaining to the Department's Administrative Services, Human Resources, Enforcement, Information Technology, Communications and Outreach, as Well as Legislative, Regulatory and Policy Matters

There was no action taken on this item.

17. Future Agenda Items

There was no action taken on this item.

18. Adjournment