



CALIFORNIA STATE BOARD OF OPTOMETRY
 2450 DEL PASO ROAD, SUITE 105, SACRAMENTO, CA 95834
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**QUARTERLY BOARD MEETING
 ACTION MINUTES**

August 3, 2018
9:00 A.M. – 5:00 P.M.
 (or until conclusion of business)

**The Westin San Diego, Gaslamp Quarter
 La Jolla Room
 910 Broadway Circle
 San Diego, CA 92101**

See Webcast and Audio for discussions

9:00 am

Members Present	Staff Present
Cyd Brandvein, Public Member, President	Robert Stephanopoulos, Assistant Executive Officer
David Turetsky, O.D., Vice President	Mina Hamilton, Legal Counsel
Rachel Michelin, Public Member, Secretary	Todd Kerrin, Policy Analyst
Madhu Chawla, O.D.	Cheree Kimball, Enforcement Lead
Martha Garcia, CLD, SLD	
Glenn Kawaguchi, O.D.	
Debra McIntyre, O.D.	
Mark Morodomi, JD, Public Member	
Lillian Wang, O.D.	
Absent	
Maria Salazar Sperber, JD, Public Member	
	Guest List
	On File

FULL BOARD OPEN SESSION

1. Call to Order/Roll Call and Establishment of a Quorum *Webcast* [0:00:11](#)

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

2. Public Comment for Items Not on the Agenda *Webcast* [0:01:48](#)

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\(a\)](#)]

FULL BOARD CLOSED SESSION

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

FULL BOARD OPEN SESSION

4. President’s Report *Webcast* [0:03:30](#)
 - A. 2018 Remaining Board and Committee Meeting Schedule
 - B. 2019 Board and Committee Meeting Schedule

No action was taken on this item. President’s Report on file upon request.

5. [Approval of Board Meeting Minutes](#) *Webcast* [00:07:49](#)
 - A. April 20, 2018

Dr. Turetsky moved to approve the April 20, 2018 Board Meeting minutes. Dr. McIntyre seconded. The Board voted 8-0 with one abstention and the motion passed. *Webcast* [00:08:21](#)

Member	Aye	No	Abstain	Absent	Recusal
Ms. Brandvein	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				

6. [Interim Executive Officer’s Report](#) *Webcast* [00:08:50](#)
 - A. Association of Regulatory Boards of Optometry (ARBO) – Report on June 2018 ARBO Meeting (by Jessica Sieferman, Former Executive Officer)
 - B. FBI Rap Back Program Update
 - C. Strategic Plan Update
 - D. Enforcement Program
 - E. Examination and Licensing Programs
 - F. Personnel
 - G. Budget

Ms. Michelin moved to direct staff to draft a letter to be sent to regulatory boards of optometry in other states, as well as a notice posted to the Board website, advising that they utilize online license verification when confirming license status. Dr. Kawaguchi seconded. The Board voted 9-0 and the motion passed. *Webcast* [00:14:11](#)

Member	Aye	No	Abstain	Absent	Recusal
Ms. Brandvein	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				

Dr. Wang moved to reach out the National Board of Examiners in Optometry to obtain reporting re: “suspicious incidents.” Dr. Chawla seconded. The Board voted 9-0 and the motion passed. *Webcast* [00:28:41](#)

Member	Aye	No	Abstain	Absent	Recusal
Ms. Brandvein	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				

Dr. Chawla moved to direct staff to research OE Tracker and the potential for integration with BreZE. Ms. Michelin seconded. The Board voted 8-0 with one abstention and the motion passed. *Webcast* [00:29:43](#)

Member	Aye	No	Abstain	Absent	Recusal
Ms. Brandvein	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				

Executive Officer’s Report on file upon request.

7. Executive Officer Recruitment and Selection Process *Webcast* [01:11:50](#)
 - A. Working Group Update

No action was taken on this item.

8. Update, Discussion and Possible Action Regarding Board Committee Reports *Webcast* [01:49:29](#)
 - A. [Consumer Protection Committee](#)

No action was taken on this item.

B. [Public Relations and Outreach Committee](#)

Ms. Michelin moved to accept the committee recommendation to update the Board's logo to the newly presented design. Ms. Garcia seconded. The Board voted 9-0 and the motion passed. *Webcast* [01:52:03](#)

Member	Aye	No	Abstain	Absent	Recusal
Ms. Brandvein	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. [Practice and Education Committee](#)

Ms. Michelin moved to accept the committee recommendation to direct staff to draft proposed regulatory language that would increase the number of continuing education hours that are completed online from 20 hours to 25 hours. Dr. McIntyre seconded. The Board voted 9-0 and the motion passed. *Webcast* [02:08:45](#)

Member	Aye	No	Abstain	Absent	Recusal
Ms. Brandvein	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				

D. [Legislation and Regulation Committee](#)

Mr. Morodomi moved to give the Board president authority to appoint a two-person workgroup to pursue legislation based on [previously approved language](#) regarding [mobile services for the purpose of homebound care](#). Dr. Wang seconded. The Board voted 9-0 and the motion passed. *Webcast* [02:19:46](#)

Member	Aye	No	Abstain	Absent	Recusal
Ms. Brandvein	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				

Dr. Turetsky moved to accept the committee recommendation to continue support of SB 1386, with additional direction to staff to draft a letter of support to be sent to the governor's office pending passage of the bill. Mr. Morodomi seconded. The Board voted 8-0 with one abstention and the motion passed. *Webcast* [02:26:26](#)

Member	Aye	No	Abstain	Absent	Recusal
Ms. Brandvein	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				

Dr. Chawla moved to accept the committee recommendation to continue to oppose AB 2138, with additional direction to staff to draft of letter of opposition to be sent to the governor's office pending passage of the bill. Dr. Wang seconded. The Board voted 8-0 with one abstention and the motion passed. *Webcast* [02:36:14](#)

Member	Aye	No	Abstain	Absent	Recusal
Ms. Brandvein	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. Michelin moved to support AB 2461 if amended to include the Board of Optometry among those currently listed in the bill as being eligible for mandatory subsequent arrest notifications via the FBI RAP Back program, as well as direct staff to draft a letter of support to be sent to the governor's office pending passage of the bill. Dr. Wang seconded. The Board voted 9-0 with and the motion passed. *Webcast* [02:38:55](#)

Member	Aye	No	Abstain	Absent	Recusal
Ms. Brandvein	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				

E. Dispensing Optician Committee

No action was taken on this item.

9. [Update and Possible Action on Select 2017-18 Legislation Impacting the Practice of Optometry, Healing Arts Boards and Department Wide Programs](#) *Webcast* [03:37:28](#)

A. Optometry

1. AB [2444](#) (Burke) Pupil health: eye and vision health
2. SB [1386](#) (McGuire) Professions and vocations – branch office license
3. SB [1480](#) and [1491](#) (Hill) Professions and vocations - omnibus

B. Healing Arts Boards

1. AB [2461](#) (Flora and Obernolte) Criminal history information: subsequent arrest notification

C. Department Wide

1. AB [2138](#) (Chiu) Licensing boards: denial of application: criminal conviction)

No action was taken on this item.

10. 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 (*Item taken out of order*) *Webcast* [01:36:08](#)

No action was taken on this item.

11. Update, Discussion and Possible Action Regarding Board Member Handbook *Webcast* [03:41:21](#)

No action was taken on this item.

12. Future Agenda Items *Webcast* [03:45:12](#)

The Board discussed continued work on the disciplinary guidelines, updates on research into OE Tracker, and a request to the office of the Attorney General regarding their interpretation of statute pertaining to the current legal status of the mobile practice of optometry.

13. Adjournment