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FLORIDA | Board of Optometry

MEETING MINUTES
June 2, 2015

Teleconference
Department of Health
4042 Bald Cypress Way
Tallahassee, FL 32399-3257



Timothy Underhill, OD
Chair

Stuart Kaplan, OD
Vice-Chair

Joseph Lesho
Program Operations Administrator

1 **General Board Business started: 12:33 p.m.**

- 2
3 I. The meeting was called to order by Dr. Underhill, Chair, at approximately 12:33 p.m. Those present for all or part of the
4 meeting included the following:
5

6 **MEMBERS PRESENT:**

7 Timothy Underhill, OD Chair
8 Stuart Kaplan, OD, Vice Chair
9 Clarence R. Presnell, R.Ph.
10 Carl Spear, OD
11 Christopher King, OD

12 **STAFF PRESENT:**

13 Anthony B. Spivey, DBA, Executive Director
14 Joseph Lesho, Program Operations Administrator
15 Savada Knight, Regulatory Supervisor
16 Kelly Woodard, Regulatory Specialist II
17 Julia Gilyard, Regulatory Specialist II
18 Zohre Bahrayni, PhD, Management Analyst – Psychometrician
19 Ashley Falls, Government Operations Consultant II

20 **MEMBERS ABSENT:**

21 Tamara Maule, OD – Excused by the Chair

22 **BOARD COUNSEL:**

23 Diane Guillemette, Assistant Attorney General
24 Office of Attorney General

25 **COURT REPORTER:**

26 For the Record Reporting
27 Phone: (850) 222-5491
28 Contact: Kay Fitchner

29 **ALSO PRESENT:**

30 John Griffin, Esq., Florida Optometric Association

31 *Please note the minutes reflect the actual order agenda items were discussed and may differ from the agenda outline.*
32 *AUDIO from this meeting can be found online: <http://floridasoptometry.gov/meeting-information/past-meetings>*

33 **II. DISCUSSION**

34 **a. Rule 64B13-4.001, Florida Administrative Code**

35 Ms. Guillemette began by explaining the changes contained in her proposed draft, which change the rule to reflect the
36 National Board of Optometric Examiners (NBEO) taking over the development and administration of the Florida Laws
37 and Rules Examination (also referred to as Part IV of the licensure examination).
38

39 After discussion, the board agreed to make certain changes to Ms. Guillemette’s proposal. First, they added the language
40 “The board shall approve the content of the laws and rules examination annually” to the end of part (1)(d) of the rule.
41 The board also agreed to amend part (2) of the rule to state “passing scores on Part I, Part II, ~~and~~ Part III, and Part IV of
42 the licensure examination must be obtained within the seven (7) year period immediately preceding licensure application
43 ~~to take Part IV of the licensure examination.~~” Finally, the board agreed to replace “Board of Optometry” with “the
44 board” in all occurrences of such language because “Board of Optometry” had already been established as “the board”
45 within the rule chapter.
46

47 **Board action:** Motion to accept the proposed language of Rule 64B13-4.001, F.A.C. with the noted changes was made
48 by Dr. Kaplan. Seconded by Mr. Presnell.
49 Vote: 5 yeas / 0 opposed; motion carried
50

51 Ms. Guillemette then asked the board to open Rules 64B13-4.002, 4.003, and 4.006, F.A.C. for development to make the
52 necessary changes to ensure consistency with the new language of Rule 64B13-4.001, F.A.C.
53

54 **Board action:** Motion to open Rules 64B13-4.002, 4.003, and 4.006, F.A.C. for development was made by Dr. King.
55 Seconded by Dr. Kaplan.
56 Vote: 5 yeas / 0 opposed; motion carried
57
58

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2 Ms. Guillemette then asked the board if the proposed changes to Rule 64B13-4.001, F.A.C. would have an adverse
3 impact on small business, or be likely to directly or indirectly increase regulatory costs in the amount \$200,000 in the
4 aggregate in the state of Florida within one year of implementation.

5 Dr. Underhill stated that the response is “no,” and asked for a motion.
6

7 **Board action:** Motion to respond “no” to the question presented by Ms. Guillemette was made by Dr. Kaplan. Seconded
8 by Dr. Spear.

9 Vote: 5 yeas / 0 opposed; motion carried
10

11 **The meeting was adjourned at 1:10 p.m.**