

Board of Optometry

November 2020 Conference Call Draft Meeting Minutes

November 13, 2020 at 11:30 A.M. EST

Meet Me #:

888-585-9008

Participation Code:

136-103-141



Stuart Kaplan, OD
Chair

Stephen Kepley, OD
Vice Chair

Anthony B. Spivey, DrBA
Executive Director

**Florida Board of Optometry Meeting Draft Minutes
November 13, 2020**

Participants in these public meetings were made aware that these proceedings are being recorded and that an audio file of the meeting will be posted to the board's website.

Board Members:

Stuart Kaplan, O.D. – Chair
Stephen Kepley, O.D. – Vice Chair
Katie Spear, O.D.
David Rouse, O.D.
Denise Burns-LeGros, O.D.
John E. Griffin, J.D., Consumer
Linville Atkins, J.D., Consumer

Attorneys:

Deborah Loucks, Assistant Attorney General

Board Staff:

Anthony B. Spivey, DrBA - Executive Director
Gail Curry, Regulatory Supervisor Consultant

Court Reporter:

For the Record – (850) 222-5491

Call to Order

The meeting was called to order by the Executive Director at 11:32 a.m.

Roll Call

Board Members:

Stuart Kaplan, O.D. – Chair
Stephen Kepley, O.D. – Vice Chair
David Rouse, O.D.
Denise Burns-LeGros, O.D.
John E. Griffin, J.D., Consumer

Attorneys:

Deborah Loucks, Assistant Attorney General

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Gail Curry, Regulatory Supervisor Consultant

Continuing Education

Rule 64B13-ER20 – Satisfaction of Continuing Education Requirements Through Online or Virtual Live Technology

The Chair asked Ms. Loucks to provide information on the emergency rule. Ms. Loucks explained that the rule is scheduled to take effect December 1, 2020 and run through February 28, 2021. Ms. Loucks stated that she had made the changes the Board members requested but asked that Mr. Griffin and Dr. Rouse review the changes to make sure the changes they requested were in the updated version of the rule. Ms. Loucks stated that if they believed the statement of the emergency and the emergency rule language were appropriate, she would need the Board to make a motion.

Dr. Rouse indicated that the changes he requested had been made. He asked for clarification on live versus recorded courses where someone is available to respond. Discussion ensued. Dr. Burns-LeGros indicated that in previous discussions they had all agreed on live, not prerecorded and she believed that they should stick with that.

Ms. Loucks indicated that she wanted to make one minor change to paragraph one and replace “for the duration of this emergency rule,” with “from December 1, 2020 through and including February 28, 2021.”

Dr. Kepley made a motion to accept the change in language. The motion passed unanimously.

Ms. Loucks asked the Board “Would a violation of this rule or any part of this rule be considered a minor violation?”

Dr. Rouse made a motion that no it would not. The motion passed unanimously.

Dr. Spivey asked the Chair if Dr. Spear’s and Ms. Atkins’ absences were excused absences or not. Dr. Kaplan indicated they were not excused absences.

Public Comments

Vanessa McDonald asked for clarification on what is required to take the attendance. She understood that the attendees had to have cameras and that they needed to be able to see the attendees. She wanted to know if they needed to take screen shots of the attendees and save them or if they were on scout’s honor. Dr. Rouse indicated that there should be a report that could be generated at the conclusion of the course, that would include the attendees’ attendance, as well as the length of time that attendees were on the course to satisfy the 50-minute requirement. Ms. McDonald indicated that they had that via Zoom. Ms. McDonald asked, “When will CEBroker be updated to allow permission for these courses so they could select interactive webinar?” Dr. Spivey explained the process and Ms. McDonald provided further clarification. Dr. Spivey said he would get with CEBroker and update Ms. McDonald after the meeting.

Tiffany Witherspoon from Western University in California asked for clarification, as Western University is in California and has different rules and requirements, she asked, “If someone were to take a CE course with us as an accredited optometric university, would it still be acceptable, would they still get credit for taking CE courses through us using the same system for a COPE approved course or do they have to file for it to be CE?” Dr. Rouse indicated that because Florida does not accept COPE, they would have to be filed through CEBroker.

Peggy Alex asked, “Are the Florida jurisprudence courses and medical errors included in this law?” Dr. Kaplan indicated that it was a rule, not a law and the answer to her question was yes.

Adjournment

A motion was made by Dr. Rouse to adjourn the meeting. Motion passed unanimously.

Meeting adjourned at 11:50 a.m.