

South Carolina Department of Labor, Licensing and Regulation (SCLLR)
South Carolina Board of Examiners in Opticianry
Board Meeting Minutes
August 29, 2013
110 Centerview Drive, Kingstree Building, Room 105
Columbia, South Carolina

BOARD MEMBERS PRESENT: Daniel B. Gosnell, Chairman
C. Milton Corley, Jr., Vice Chairman
James L. Rhodes
Keith L. Hayes
Margie L. Chapman

CONSUMER MEMBERS (2): Vacant

SCLLR STAFF PRESENT: Sheridan Spoon, Esquire, Office of Advice Counsel
Angie Combs, Board Administrator
For IRC Report:
Pleas Faglie, Investigator, Office of Investigations and Enforcement

IN ATTENDANCE: Amy Stutsman, S.C. Association of Opticians
Ronald Harbert, S.C. Association of Opticians
Penney Staples, Present for Reinstatement Hearing
Falon Lore, Present for Reinstatement Hearing
Tina F. Behles, CVR-M, Capital City Reporting, LLC

Public notice of this meeting was properly posted at the Board office and provided to any requesting persons, organizations, or news media in compliance with Section 30-4-80 of the 1976 South Carolina Code, as amended, relating to the Freedom of Information Act. A quorum was present at all times.

CALL TO ORDER: Chairman Gosnell called the meeting to order at 9:00 a.m.

APPROVAL OF AGENDA: A **motion** was made by Mr. Hayes to accept the order of the August 29, 2013 Agenda. The motion was seconded by Mr. Rhodes and carried unanimously.

APPROVAL OF MINUTES: A **motion** was made by Mr. Hayes to accept the March 28, 2013 minutes as written. The motion was seconded by Mr. Rhodes and carried unanimously.

MOTION FOR REINSTATEMENT OF LAPSED LICENSE / #559, Penny Staples – Hearing conducted.

Executive Session (9:07 to 9:09 a.m.) No votes were taken during Executive Session.

A **motion** was made by Mr. Corley and seconded by Mr. Hayes to go into Executive Session. Motion carried unanimously. A **motion** was made by Mr. Hayes and seconded by Ms. Chapman to come out of Executive Session. Motion carried unanimously.

A **motion** was made by Mr. Corley to grant Ms. Staples motion for reinstatement of her license to practice Opticianry in South Carolina. The motion was seconded by Ms. Chapman and carried unanimously.

REPORTS / INFORMATION

Information was provided by Ms. Combs concerning the following topics:

- Licensee Totals Report – 535 licensed opticians / 450 practice in state, 274 contact lens dispensing opticians, 122 apprentices
- 2013 License Renewal – renewal notices recently mailed; online renewal is available.
- Investigative Review Committee Report – Ms. Combs presented the IRC Board Report with a recommendation to dismiss with a Cease and Desist Order Case #2013-2. A **motion** was made by Mr. Hayes to accept the recommendation of the IRC. The motion was seconded by Mr. Rhodes and carried unanimously.
- Office of General Counsel Report – Ms. Combs reported there are no cases residing in the Office of General Counsel.
- Financial Report was provided and accepted as information.
- June 2, 2013 S.C. Practical Examination Results – Six candidates passed, eleven candidates failed.
- Board Member Election – Ms. Combs announced two Board member terms will be expiring in 2014; election notices will be mailed in 2014.
- National Commission of State Opticianry Regulatory Boards (NCSORB) Annual Meeting to be held September 21, 2013 in Cincinnati, Ohio.

UNFINISHED BUSINESS

PRACTICE ACT LEGISLATION: A **motion** was made by Mr. Rhodes to submit Practice Act legislation to the House and Senate with changes as written. The motion was seconded by Mr. Hayes and carried unanimously.

REINSTATEMENT HEARING

MOTION FOR REINSTATEMENT OF LAPSED APPRENTICESHIP / Fallon Lore – Hearing conducted.

Executive Session (9:32 to 9:44 a.m.) No votes were taken during Executive Session.

A **motion** was made by Mr. Hayes and seconded by Ms. Chapman to go into Executive Session. Motion carried unanimously. A **motion** was made by Mr. Corley and seconded by Mr. Rhodes to come out of Executive Session. Motion carried unanimously.

A **motion** was made by Mr. Corley that Ms. Lore would serve one more year as an apprentice plus complete one of the approved formal optical education programs in order to complete the apprenticeship program. The motion was seconded by Mr. Hayes and carried unanimously.

NEW BUSINESS

APPRENTICESHIP FORMAL EDUCATION – REQUEST APPROVAL: A **motion** was made by Mr. Corley to deny ECP University Online courses as fulfilling the formal optical education for the apprenticeship program. The motion was seconded by Ms. Chapman and carried unanimously.

APPRENTICESHIP FORMAL EDUCATION – REQUEST APPROVAL: A **motion** was made by Mr. Corley to not accept a partially completed Durham Technical Opticianry Program as fulfilling the formal optical education for the apprenticeship program; the Durham Technical College Optical Apprentice Certificate has previously been approved for the required formal education. The motion was seconded by Mr. Hayes and carried unanimously.

PUBLIC COMMENTS

No comments made.

ANNOUNCEMENTS

The next South Carolina Practical Examination in Opticianry will be held December 2, 2013, Kingstree Building, Room 115, Columbia, South Carolina.

The next Board meeting date to be determined.

ADJOURNMENT

A **motion** was made by Mr. Rhodes, seconded by Mr. Corley, and unanimously carried to adjourn the meeting. Mr. Gosnell adjourned the meeting at 10:15 A.M.

These minutes are a record of the official actions taken by the Board and a summary of the meeting provided by Angie M. Combs, Administrator. Minutes are presented to the Board for final approval.