

South Carolina Department of Labor, Licensing and Regulation (SCLLR)
South Carolina Board of Examiners in Opticianry
Board Meeting Minutes
September 27, 2012
110 Centerview Drive, Kingstree Building, Room 204
Columbia, South Carolina

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

BOARD MEMBER ABSENT: Margie L. Chapman

CONSUMER MEMBERS (2): Vacant

SCLLR STAFF PRESENT: James C. Saxon, Esquire, Office of Advice Counsel
Jennifer Cooper, Office of Advice Counsel
Angie Combs, Board Administrator

IN ATTENDANCE: Amy Stutsman, S.C. Association of Opticians
Ronnie Harbert, S.C. Association of Opticians
Emily Mikal, License #563
Tina F. Behles, Nationally Certified Court Reporter

CALL TO ORDER: The regular session of the South Carolina Board of Examiners in Opticianry was held September 27, 2012, 110 Centerview Drive, Kingstree Building, Room 204, Columbia, South Carolina. At least twenty-four hours prior to the scheduled meeting time, public notice was properly posted at the Board's office and provided to requesting persons, organizations, and news media in compliance with Section 30-4-80 of the 1976 South Carolina Code, as amended, relating to the Freedom of Information Act. After a quorum having been determined, Chairman Gosnell called the meeting to order at 10:00 a.m.

APPROVAL OF AGENDA: Motion was made by Mr. Corley, seconded by Mr. Rhodes, and carried unanimously to approve the agenda.

APPROVAL OF MINUTES: Motion was made by Mr. Hayes, seconded by Mr. Rhodes, and carried unanimously to approve the March 22, 2012 minutes as written.

OFFICE OF INVESTIGATIONS AND ENFORCEMENT REPORT: Mr. Love presented the statistical report for past activities for the Board.

INVESTIGATIVE REVIEW COMMITTEE (IRC) REPORT: Mr. Love presented the IRC Board Report with recommendations to dismiss Cases #2011-4, #2012-1, #2012-2, dismiss with a Cease and Desist #2012-3, and move to a formal complaint for case #2012-4. Motion was made by Mr. Corley to accept the recommendations of the IRC and seconded by Mr. Rhodes. The motion carried.

OFFICE OF GENERAL COUNSEL (OGC) REPORT: Ms. Baldwin reported on the OGC case load. At this time one Formal Complaint has been authorized and will be addressed in the disciplinary process.

ROY R. FERGUSON, PH.D., THE LEARNING CURVE – Dr. Ferguson provided an examination presentation concerning the Practical Examination.

REPORTS / INFORMATION

Information was provided concerning the following topics:

- Licensee Totals Report – There are 524 licensed opticians, 264 contact lens dispensing opticians, and 110 apprentices.
- Apprenticeship Renewal – Apprentices renew annually with a due date of October 1.
- Financial Report provided as information.
- Regulations Updated in Conformance with Practice Act – The Regulations have been updated to conform with the Practice Act.
- ABO & NCLE are now being offered as computerized examinations.
- NCSORB Annual Meeting to be held November 2, 2012 in Arlington, Virginia.

A **motion** was made by Mr. Hayes, seconded by Mr. Rhodes, and unanimously carried to go into Executive Session for legal advice. No votes or actions were taken while in Executive Session.

A **motion** was made by Mr. Corley, seconded by Mr. Rhodes, and unanimously carried to retain Dr. Roy Ferguson, The Learning Curve, to continue to administer the South Carolina Practical Examination.

CONTINUING BUSINESS

Practice Act Legislation Discussion: The Board discussed possible changes to the Practice Act to be submitted in the upcoming Legislative Session.

NEW BUSINESS – None to discuss

ANNOUNCEMENTS

The next Board meeting to be determined; Ms. Combs will contact the members in the near future concerning the meeting date.

The next South Carolina Practical Examination in Opticianry will be held December 3, 2012, Kingstree Building, Room 115, Columbia, South Carolina.

MEETING ADJOURNED 12:27 P.M.: A **Motion** was made by Mr. Corley, seconded by Mr. Rhodes, and carried unanimously to adjourn the meeting.

These minutes are a record of the official actions taken by the Board and a brief summary of the meeting.