

South Carolina Department of Labor, Licensing and Regulation (SCLLR)
Board of Examiners in Opticianry
Board Meeting Minutes
June 29, 2017
110 Centerview Drive, Kingstree Building, Room 204
Columbia, South Carolina

Public notice of this meeting was properly posted at the South Carolina Board of Examiners in Opticianry, Synergy Business Park, Kingstree Building and provided to all requesting persons, organizations, and news media in compliance with section 30-4-80 of the South Carolina Freedom of Information Act. A quorum was present at all times.

BOARD MEMBERS PRESENT:

Daniel B. Gosnell, Chairman
Keith Hayes, Vice Chair
Grant Brown
Emily Mikell
James L. Rhodes
John Hollis Inabinet, Esquire, Public Member

VACANT POSITION:

Public Member (One)

SCLLR STAFF PRESENT:

Mary League, Esquire, Office of Advice Counsel
April Koon, Administrator
Missy L. Jones, Administrative Assistant
Holly Beeson, Office of Governmental Affairs
For IRC Report:
David Love, Chief Investigator, Office of Investigations and Enforcement
For ODC Report:
Shanika Johnson, Esquire, Office of Disciplinary Counsel
Tina Brown, Esquire, Office of Disciplinary Counsel

PRESENT:

Tina Behles, Court Reporter, Capital City Court Reporting, Inc.
Jim Morris, Esquire, ABO and NCLE
Michael Vann
Michella Dupont
Michael Chace

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 June 29, 2017 agenda. The motion was seconded by Mr. Rhodes and carried unanimously.

APPROVAL/DISAPPROVAL OF ABSENT BOARD MEMBER(S): All Board members were present.

WASHINGTON STATE ADOPTS ABO & NCLE EXAM AS LICENSING EXAM: Mr. Morris presented to the Board the results of the American Board of Opticianry Hands on Practical Exam which was taken on June 6, 2017 in South Carolina. Mr. Morris stated there were 20 exam candidates. Eleven passed the exam and nine failed. Mr. Morris presented a video and tutorials regarding the equipment that is used during the exams. Mr. Morris announced to the Board that Washington State has selected the ABO and NCLE Computerized Basic and Practical Examinations as their licensing examination starting January 1, 2018. Mr. Morris provided a link for the ABO/NCLE online computerized basic and practical exams to April Koon, Administrator to disburse to all Board members so they can test the program at their leisure. The Board accepted this as information at this time.

APPROVAL OF MINUTES: A **motion** was made by Mr. Hayes to accept the February 16, 2017 minutes as written. The motion was seconded by Ms. Mikell and carried unanimously.

OFFICE OF INVESTIGATIONS AND ENFORCEMENT (OIE) STATISTICAL REPORT: Mr. Love presented the OIE Statistical Report. The Board accepted this report as information.

INVESTIGATIVE REVIEW COMMITTEE (IRC) REPORT: Mr. Love provided the IRC Report. It was recommended to dismiss case #2016-1 and case #2017-2. A **motion** was made by Mr. Inabinet to accept the IRC dismissal recommendations. The motion was seconded by Mr. Hayes and carried unanimously. Mr. Gosnell recused himself for the discussion and motion for case #2016-10. A **motion** was made by Mr. Brown to accept the IRC dismissal recommendations. The motion was seconded by Mr. Hayes and carried unanimously.

OFFICE OF DISCIPLINARY COUNSEL (ODC) REPORT: Ms. Johnson reported that there were no cases pending in the Office of Disciplinary Counsel. Ms. Johnson also announced to the Board that Tina Brown would be the Board's new disciplinary counsel attorney.

LEGISLATIVE UPDATE: Mrs. Beeson gave the Board a brief legislative update regarding the Chapter 96 Regulation for document number 4723. The changes to the Chapter 96-105, 96-106, and 96-107 passed through the legislative session and is in effect as of May 2017.

APPLICATION HEARING:

1. **MICHELLA DUPONT:** A **motion** was made by Mr. Rhodes to go into executive session. The motion was seconded by Mr. Brown and carried unanimously. A **motion** was made by Mr. Rhodes to come out of executive session. The motion was seconded by Mr. Hayes and carried unanimously. A **motion** was made by Mr. Brown to approved Ms. Dupont's application for the Apprenticeship Program. The motion was seconded by Mr. Hollis and carried unanimously.
2. **MICHAEL VANN:** A **motion** was made by Mr. Rhodes to go into executive session. The motion was seconded by Mr. Hayes and carried unanimously. A **motion** was made by Mr. Rhodes to come out of executive session. The motion was seconded by Mr. Brown and carried unanimously. A **motion** was made by Mr. Inabinet to approved Mr. Vann's application for the Apprenticeship Program. The motion was seconded by Mr. Rhodes and carried unanimously.
3. **MICHAEL CHACE:** A **motion** was made by Mr. Hayes to approved Mr. Chace's application for the South Carolina Practical Exam. The motion was seconded by Mr. Rhodes and carried unanimously.

REPORTS / INFORMATION

Information provided by Ms. Koon concerning the following topics:

- **Licensee Totals Report** – 953 S.C. licensed opticians; 816 opticians practice in S.C.; 137 practice out-of-state, 120 registered apprentices.
- **S.C. Practical Examination** –Twenty candidates signed up for the June 6, 2017 S.C. Practical Exam. Eleven exam candidates passed. Nine exam candidates failed.
- **Financial Report** – presented as information.

NEW BUSINESS

APPOINTMENT OF IRC MEMBER: This item is carried over to the October 19, 2017 Meeting.

ACCEPTANCE OF ABO CONTINUING EDUCATION HOURS AUGUST 2017 GREENVILLE HOSPITAL SYSTEM (GHS): Mr. Brown recused himself from all discussion and motions regarding this matter. A **motion** was made by Mr. Rhodes to go into executive session. The motion was seconded by Ms. Mikell and carried unanimously. A **motion** was made by Mr. Hayes to come out of executive session. The motion was seconded by Mr. Inabinet and carried unanimously. A **motion** was made by Mr. Hayes to delegate a review of the GHS Continuing Education hours for August 2017 to Ms. Mikell and Mr. Rhodes for approval once further documentation has been obtained. The motion was seconded by Mr. Inabinet and carried unanimously.

*The hours were later approved by Ms. Mikell and Mr. Rhodes.

REQUEST FOR APPROVAL OF ONLINE CONTINUING EDUCATION—LISA CORBETT: A **motion** was made by Mr. Hayes to go into closed session. The motion was seconded by Mr. Inabinet and carried unanimously. A **motion** was made by Mr. Inabinet to allow the use of online courses for the 2017 renewal period. The motion was seconded by Mr. Brown. A **motion** was made by Mr. Hayes to come out of closed session. The motion was seconded by Mr. Rhodes.

UNFINISHED BUSINESS

MOBILITY ACT – RON HARBERT: Mr. Harbert was not present at this meeting. The Board briefly discussed the mobility of the ABO practical exam. The Board has determined that an applicant that has taken the practical exam in another state will need to take the SC Practical Exam or appear before the Board with their request for exemption.

Mr. Brown asked staff to reach out to the four approved professional programs for an update of their programs for review since it's been a while since the Board has looked at them.

PUBLIC COMMENTS

There were no public comments.

ANNOUNCEMENTS

The next South Carolina Board Examiners in Opticianry Board Meeting will be held October 19, 2017.

The next South Carolina Practical Examination in Opticianry will be administered December 5, 2017, 110 Centerview Drive, Columbia, South Carolina, Kingstree Building, Room 115.

ADJOURNMENT

A **motion** was made by Mr. Brown to adjourn the meeting. The motion was seconded by Ms. Mikell and unanimously carried. Mr. Gosnell adjourned the meeting at 11:47 a.m.

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