

South Carolina Department of Labor, Licensing and Regulation (LLR)
Board of Examiners in Optometry
Board Minutes
August 7, 2013
Synergy Business Park
110 Centerview Drive, Kingstree Building, Room 204
Columbia, South Carolina

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.

BOARD MEMBERS PRESENT:

Dr. William W. Spearman, President
Dr. Thomas E. Tucker, Vice President
Dr. Derek Van Veen
Dr. Peter V. Candela
Dr. James E. Vaught
Isaac L. Johnson, Jr., Esquire, Public Member

VACANT POSITION:

Public Member (One)

SCLLR STAFF PRESENT:

Mary League, Esquire, Office of Advice Counsel
Angie M. Combs, Administrator
For IRC Report:
David Love, Chief Investigator, Office of Investigations and Enforcement
Peas Faglie, Investigator, Office of Investigations and Enforcement

OTHERS PRESENT:

Jackie Rivers, S.C. Optometric Physicians Association
Jennifer Cash, Professional Court Reporter, Creel Reporting

CALL TO ORDER: Dr. Spearman called the meeting to order at 3:05 p.m. and declared a quorum. Ms. Mary League was introduced as the Board's new advice attorney.

APPROVAL OF AGENDA: Dr. Spearman asked for an approval of the agenda. A **motion** was made by Dr. Tucker to accept the order of the August 7, 2013 Agenda. The motion was seconded by Dr. Vaught and carried unanimously.

APPROVAL OF ABSENT BOARD MEMBER(S): All members present.

APPROVAL OF MINUTES: A **motion** was made by Dr. Candela to accept the June 5, 2013 minutes as written. The motion was seconded by Dr. Tucker and carried unanimously.

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

INVESTIGATIVE REVIEW COMMITTEE (IRC) REPORT: Mr. Love provided the Investigative Review Committee (IRC) Report from the August 1, 2013 meeting. It was recommended to dismiss Case #2013-2. A **motion** was made by Dr. Van Veen, seconded by Dr. Vaught, and unanimously carried to accept the IRC recommendation of dismissal.

OFFICE OF GENERAL COUNSEL REPORT: Ms. Combs reported there are no Optometry Board cases residing in the Office of General at this time.

ENDORSEMENT APPLICATION HEARING: Hearing was conducted to determine licensure eligibility for applicant Gerardo Correa, O.D. Applicant declined appearance.

EXECUTIVE SESSION: A **motion** was made by Dr. Candela to go into Executive Session for legal advice. The motion was seconded by Dr. Van Veen and unanimously carried. No actions or votes were taken.

EXECUTIVE SESSION: A **motion** was made by Dr. Tucker to enter back into regular session. The motion was seconded by Dr. Van Veen and unanimously carried.

A **motion** was made by Dr. Van Veen to accept Dr. Correa's endorsement application. The motion was seconded by Dr. Tucker; Dr. Vaught and Dr. Candela voted no.

REPORTS / INFORMATION

Information was provided concerning the following topics:

- Licensee Totals – there are 813 South Carolina licensed optometrists; 523 practice in South Carolina.
- Branch Registrations – no applications to present.
- Financial Report provided – accepted as information.
- Board Member Election – to be conducted 08/22/2013 during the SCOPA meeting in Myrtle Beach; all licensees have been notified.
- Continuing Education (CE) Course Approval – no courses presented for review.

Association of Regulatory Boards of Optometry (ARBO) 2013 Annual Meeting: Dr. Vaught provided an overview of topics discussed at the meeting. Discussions ensued.

UNFINISHED BUSINESS

REVIEW DOCUMENT CREATED FOR S.C. DEPARTMENT OF MOTOR VEHICLES (DMV) REGARDING VISION STANDARDS / PROCEDURES: A **motion** was made by Dr. Vaught for Dr. Spearman to create the final document to present to the S.C. DMV. The motion was seconded by Mr. Johnson and carried unanimously.

NEW BUSINESS

MINIMUM EYE EXAMINATION – Request to issue written guidance: A **motion** was made by Dr. Vaught for Dr. Candela to create a policy addressing dilation vs. Optos Imaging as a requirement of a comprehensive eye examination. The motion was seconded by Dr. Van Veen and carried unanimously.

LETTER RELEASING PATIENT FROM A PRACTICE: An inquiry was received from a licensee requesting the Board to review a letter releasing a patient from a practice. There is no Optometry Law or policy that requires this practice.

PUBLIC COMMENTS

No comments made.

ANNOUNCEMENTS

The next Board meeting will be November 13, 2013 at 3:00 p.m.

ADJOURNMENT

A **motion** was made by Dr. Vaught, seconded by Mr. Johnson, and unanimously carried to adjourn the meeting. Dr. Spearman adjourned the meeting at 5:10 p.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.