

**The Kentucky Board of Ophthalmic Dispensers**  
**Minutes**  
**March 17, 2010**

A regular meeting of the Kentucky Board of Ophthalmic Dispensers was conducted March 17, 2010 at the Office of Occupations and Professions, 911 Leawood Drive, Frankfort, Kentucky.

Members Present

Granville Smith, Chairman  
Melanie Abner, Secretary  
Dr. John Gleason  
Dr. Kevin Stallard  
Charlotte Whittaker

Office of Occupations and Professions

Frances Short, Executive Director  
David Garr, Deputy Executive Director  
Carla Claypool, Board Administrator

Others Present

J. Michael West, Board Counsel/ Assistant Attorney General

**Call to Order**

Chairman Smith called the meeting to order at 9:57 a.m.

**Approval of Minutes**

Ms. Abner made a motion to approve the minutes from January 20, 2010 as presented. The motion, seconded by Dr. Stallard, carried.

**Approval of Financial Statements**

Ms. Abner made a motion to approve the 2010 financial statements for January and February as presented. The motion, seconded by Ms. Whittaker, carried.

**Executive Director's Report**

Director Short reported that Ms. Susan Ellis, Internal Policy Analyst III for the Office of Occupations and Professions, transferred to another cabinet within state government. Ms. Short reported that Deputy Executive Director, David Garr and Ms. Janet Cox will be filling in on a temporary basis until the position is filled.

Chairman Smith stated that he looks forward to working with Ms. Ellis' replacement when the time comes to work out payment details related to the establishment of the national practical exam.

**Board Counsel Report**

Nothing to report.

**Ophthalmic Inspector Report**

*Funk-E People* - Chairman Smith reported that Inspector Brentlinger followed up on a complaint email that Ms. Abner received against Funk-E People/Florence Mall. The complainant stated that Funk-E People had sold novelty contacts to an eleven-year old. Upon inspection, the sales lady disclosed that they no longer had contacts to sell but did sell them in the past. Chairman

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Smith recommended the board counsel contact the establishment in writing to put them on notice regarding ophthalmic dispensing laws and regulations.

A motion was made by Ms. Abner for Attorney West to draft and send a letter to Funk-E People notifying them that a complaint had been received and instructing them to conform to the law pertaining to ophthalmic dispensing. The motion, seconded by Dr. Stallard, carried.

Chairman Smith also reported that Inspector Brentlinger inspected Walmart Vision Center/Georgetown and all was in compliance.

### Monthly Licensure Status Report

There currently are 166 apprentice ophthalmic dispensers, 586 active ophthalmic dispensers and 214 inactive ophthalmic dispensers.

It was reported that many (twenty one) cease and desist letters were sent via certified mail to those ophthalmic dispensers who failed to renew. Ms. Claypool advised that some (eight) had already reinstated.

Additionally, there were (thirteen) cease and desist letters sent via regular mail to those inactive ophthalmic dispensers who failed to renew. (Eight have reinstated.)

There were (fifty four) cease and desist letters sent via regular mail to those apprentice ophthalmic dispensers who failed to renew. (Seven have reinstated.)

Attorney West advised that the cease and desist letter should, according to the law, include a disclaimer that the licensee has thirty days to make payment or request a hearing. A revised cease and desist letter will be drafted for board approval in advance of the 2010 renewal period.

### Approval of Apprentice Applications

Ms. Abner made a motion to approve the following applicants for apprentice ophthalmic dispenser licenses:

Brittany Michelle Cox	Laura M. Mattox
Jennifer Lynn Dunbar	Jennifer Leah Mighell
Kimberly Michelle Flannery	Troy Alexander Oldendick
Sean Edward Frey	Tammy M. Overton
Lisa Carol Gann	William A. Perry
Daniel James Grau	Justin Alan Southwell
Christina M. Graves	Lynn Carol Sowell
Damon Christopher Lahue	Sumer Rose Taylor
Leah Nicole Lewis	KeJuana C. Ware
Katilin Mackenzie Marlow	Cassandra Rhae Wigand

The motion, seconded by Dr. Stallard, carried.

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**Approval of Practical Examination Applications**

Chairman Smith reported that he came to the Office of Occupations and Professions on Monday, March 8, 2010 to review applications for the practical examination. Ms. Abner was unable to attend. The following recommendations were made:

Deny application for the March 2010 practical exam submitted by Sarah Lyndsey Schlitzkus due to lack of satisfactory training as required under KRS 326.040(3). Recommend applicant be allowed to sit for the July 2010 exam based on extensive previous work experience and time being earned as a Kentucky licensed apprentice.

Approve the following applications:

Christina Chilelli	Gloria Faye Phillips
Marcy A. Elsler	James Calvin Price
Isaac Nathaniel Ford	Jamie Schulkers
Susan Kerry Gossman	Donna Shaver
Ruth Nadine Hall	James D. Stone
Jami E. Hicks	Anita Jean Wells
Hal S. Jackson	Jacky M. Winchester
Joan Mineer	

Ms. Whittaker made a motion to approve all recommendations. The motion, seconded by Ms. Abner, carried.

**Approval of Continuing Education Requests**

None submitted for approval

**Additional Business**

*NCSORB Meeting Report* - Chairman Smith reported that the NCSORB exam committee met in January 2010 to further discuss the details regarding the implementation of a national practical exam. Chair Smith reported that the exam will be completely computerized using simulation to determine competency and that the NCSORB is in the process of finalizing the details with regard to how the exam will be set up. Mr. Smith stated that the cost of applying to take the practical will be increased substantially and that more details will be forthcoming.

*ABO/NCLE Board of Directors' Meeting Report* - Chair Smith recently attended the ABO/NCLE Board of Directors' Meeting, held in Naples, Florida. It was announced at the Meeting that the ABO/NCLE is in the process of recruiting/hiring a new executive director.

*Practical Exam* - The practical exam will be given this day at 1:00 p.m.

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**Approval of Travel and Per Diem**

Ms. Abner made a motion to approve travel and per diem for the members attending today's meeting. The motion, seconded by Dr. Stallard, carried.

**Next Meeting**

The next meeting of the Board was confirmed for May 19, 2010 at 9:00 a.m.

**Adjournment**

Having no further business to bring before the board, Ms. Abner made a motion to adjourn at 10:45 a.m. The motion, seconded by Dr. Gleason, carried.

**(Signature on File)**

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Approved May 19, 2010  
Granville Smith, Chairman