

MEMBERS OF THE BOARD

Alejandro Arredondo, OD, President
Monica Johnson, JD, Vice President
Alexander Kim, MBA, Secretary
Donna Burke
Madhu Chawla, OD
Fred Dubick, OD, MBA, FAAO
Bruce Givner, Esq.
Glenn Kawaguchi, OD
William Kysella, Jr.
Kenneth Lawenda, OD



**CALIFORNIA STATE BOARD OF
OPTOMETRY**

QUARTERLY BOARD MEETING AGENDA

**UC Berkeley School of Optometry
Minor Hall, Room 491
Berkeley, CA 94720-2020**

**Friday, November 1, 2013
9:30 a.m. – 5:00 p.m.**
(or until conclusion of business)

ORDER OF ITEMS SUBJECT TO CHANGE

FULL BOARD OPEN SESSION

1. Call to Order and Establishment of a Quorum
2. Welcome – President's Report
3. Discussion and Possible Action on Senate Bill 1111; Provision 720.10 Pertaining to Revocation for Sexual Misconduct or Sexual Contact with a Patient, Which May Not be Stayed
4. Approval of August 16, 2013 Board Meeting Minutes
5. Petition for Reduction of Penalty or Early Termination of Probation - Dr. James Herzman, O.D., OPT 10935

FULL BOARD CLOSED SESSION

6. Pursuant to Government Code Section 11126(c)(3), the Board Will Meet in Closed Session for Discussion and Possible Action on Disciplinary Matters
7. Pursuant to Government Code Section 11126(a)(1), the Board will meet in closed session to discuss the continued employment of the Executive Officer unless the Executive Officer exercises her right to have this agenda item heard in open session. If the matter is heard in open session, the Board may still meet in closed session to conduct its deliberations pursuant to Government Code section 11126(a)(4)
8. If necessary, depending on the action of Agenda Item 7, the Board will meet in closed session pursuant to Government Code section 11126(a)(1) to discuss and take possible action regarding the appointment of an Acting or Interim Executive Officer

FULL BOARD OPEN SESSION

9. Process for Selection of a New Executive Officer (if necessary, depending on the action of Agenda Item 7)
10. Executive Officer's Report
 - A. Budget
 - B. Personnel

- C. Examination and Licensing Programs
 - D. Enforcement Program
 - E. Strategic Planning
 - F. BreEZe
11. Discussion and Possible Action on Regulations Affecting the Board of Optometry
- A. California Code of Regulations (CCR) Section 1570. Educational Equivalency – Addition of Newly Accredited Optometry Schools
 - B. CCR Section 1506. Certificates Posting – Clarification of SOL Expiration Date
 - C. Update on rulemaking package pertaining to CCR Section 1524. Retired License Status Fees
 - D. Update on rulemaking package pertaining to CCR Sections 1516. Applicant Medical Evaluations and 1582. Unprofessional Conduct Defined
12. Discussion About Senate Bill 492 Workgroup to Expand the Scope of Practice of Optometrists
13. Discussion and Possible Action on Legislation Affecting the Board of Optometry
- A. Legislation Signed by the Governor and Effective January 1, 2014
 - 1. Assembly Bill 258 (Chávez) State agencies: veterans
 - 2. Assembly Bill 480 (Calderon) Service contracts
 - 3. Assembly Bill 512 (Rendon) Healing arts: licensure exemption
 - 4. Assembly Bill 1057 (Medina) Professions & vocations: licenses: military service
 - 5. Senate Bill 305 (Lieu) Healing arts: boards - optometry sunset bill
 - 6. Senate Bill 724 (Emmerson) Liability: charitable vision screenings
 - 7. Senate Bill 809 (DeSaulnier) Controlled substances: reporting
 - 8. Senate Bill 821 (Committee on Business, Professions & Economic Development) Healing arts
 - B. Legislation That Will Continue to be Monitored in 2014
 - 1. Assembly Bill 186 (Maienschein) Professions & vocations: military spouses: temporary licenses
 - 2. Assembly Bill 213 (Logue) Healing arts: licensure/certification requirement: military experience
 - 3. Senate Bill 430 (Wright) Pupil health: vision examination: binocular function
 - 4. Senate Bill 492 (Hernandez) Optometrist: practice: licensure
 - 5. Senate Bill 723 (Correa) Veterans (Vetoed)
 - C. Legislative Proposals
 - 1. Clarification of Licensure Requirement – Treatment and Management of Ocular Disease
Component of the National Board of Examiners in Optometry Examination
 - 2. Clarification of License Reinstatement Requirements – Fees
 - 3. Clarification of Retired License Status Provisions
 - 4. Define as Unprofessional Conduct the Failure to Provide Services Purchased by a Patient
 - 5. Other Non-Substantive Amendments
14. Tour of UC Berkeley Optometry Clinic (4:00 p.m. approximately)
15. Public Comment for Items Not on the Agenda
- Note: The Board may not discuss or take action on any matter raised during this public comment section, except to decide whether to place the matter on the agenda of a future meeting [Government Code Sections 11125, 11125.7(a)]*
16. Suggestions for Future Agenda Items
17. Adjournment

***PUBLIC COMMENTS:** Public comments will be taken on agenda items at the time the specific item is raised. Time limitations will be determined by the Chairperson. The Board may take action on any item listed on the agenda, unless listed as informational only. Agenda items may be taken out of order to accommodate speakers and to maintain a quorum.*

***NOTICE:** The meeting is accessible to the physically disabled. A person who needs a disability-related accommodation or modification in order to participate in the meeting may make a request by contacting Krista Eklund at (916) 575-7170 or sending a written request to that person at the California State Board of Optometry, 2450 Del Paso Road, Suite 105, Sacramento, CA 95834. Providing your request at least five (5) business days before the meeting will help ensure availability of the requested accommodation.*