KANSAS BOARD OF EXAMINERS IN OPTOMETRY

Minutes of the 11 October 2013 Meeting

1. 8:37 call to order by Doug Ayre, O.D., President. Members of the Board in attendance were Drs. Gilan Cockrell, Jeanne Klopfenstein, Rebecca Sparks and Public Member Lois Churchill. Also in attendance were Randy Forbes, Board Counsel; Jan Murray, Executive Officer; Gary Robbins and Todd Fleischer, KOA representatives and Jace Giannetti, OD member of the Kansas Optometric Leadership Class.

The Agenda was approved by consensus.

Dr Sparks was welcomed to the Board.

1. Dr Cockrell moved to approve the minutes of the June 7-8, 2013 meetings. Ms Churchill seconded the motion. Minutes were approved 5-0.
2. Howard Loff, MD was not present and his presentation to the board was tabled.
3. *Report of the President*
4. Dr Ayre gave a report on the ARBO meeting that he, Ms Churchill and Ms Murray all attended. Dr Ayre reported that COPE was leaning towards credentialing providers and activities instead of individual courses. Ms Churchill and Ms Murray also discussed various items that they learned at the ARBO meeting.
5. *Report of the Vice-President*
6. Dr Cockrell discussed the Diagnostic Testing for Ocular Allergies in Dr Loff’s absence. Dr Cockrell moved to approve CPT code 95004. Dr Klopfenstein seconded the motion. The motion carried 5-0.
7. Dr Cockrell also discussed the new contracts that Kansas Optometrists had been given by Vision Source and EyeMed Vision Care. Dr Cockrell thought that some of the new contracts might be in violation of Kansas optometry law. The board tabled further discussion until the entire board had time to review the contracts. The Board will be meeting again November 7, 2013 in Wichita to discuss the contracts.
8. *Report of the Secretary Treasurer*
9. Dr Klopfenstein moved and Dr Cockrell seconded to approve COPE categories that were added since the last meeting with the exception of 5 that were miscoded. Motion carried 5-0.
10. *Report of the Member-At-Large*
11. Dr Sparks told the Board that she was happy to be a part of the board.
12. *Report of Legal Counsel*
13. Mr. Forbes presented the updated K.A.R 65-5-6 Continuing Education regulation that he had updated to include the limitation on the number of continuing education that can be obtained by surgery observation to 4 hours per year. Ms Murray also noted that the regulation also needed to limit the number of hours of practice management. Dr Cockrell made a motion to limit the number of continuing education hours obtained by practice management to 4 hours per year. Dr Klopfenstein seconded the motion. The motion carried 5-0.
14. Mr. Forbes updated the Board on the illegal contact sales. He noted that ‘Hollywood Luxury’ seemed to be the brand but so far, none of the retail outlets were willing to discuss their supplier.

1. *Report of the Executive Officer*
2. Trade Names
3. Dr Cockrell moved and Dr Klopfenstein seconded a motion to approve the trade name of *Eye Exam Express* for William Storment, Derby. Motion carried 5-0
4. Ms Churchill motioned and Dr Cockrell seconded conditionally the trade name of *Epic Vision Eye Center* for Tom Anderson, Ottawa, Dodge City, and Clay Center provided the trade names were geographically specific i.e. *Epic Vision Eye Center of Ottawa, Epic Vision Eye Center of Dodge City,* and *Epic Vision Eye Center of Clay Center.* Motion carried 5-0
5. Dr Cockrell motioned and Dr Sparks seconded a motion to approve the trade name of *Drs Todd and Giannetti EyeCare, PA* for Mike Todd and Jace Giannetti, Augusta. Motion carried 5-0.
6. Dr Klopfenstein motioned and Dr Cockrell seconded a motion to approve the trade name *Whitesell Optometry South* for William L Whitesell, Garnett. Motion carried 5-0.
7. Ms Churchill motioned and Dr Klopfenstein seconded a motion to approve the trade name of *Family EyeCare Center of Bonner Springs, LLC* for Mark S Norris and Kyle W Kelly, Bonner Springs. Motion carried 5-0.
8. Dr Klopfenstein motioned and Ms Churchill seconded a motion to approve *Eyecare Professionals of Paola* for Andrea Needham, Paola. Motion carried 5-0.
9. Dr Klopfenstein motioned and Ms Churchill seconded a motion to approve *In Focus Optometry* for VanLang Huynh, Wichita. Motion carried 5-0.
10. Reciprocity
11. Ms Churchill motioned and Dr Cockrell seconded a motion to approve the reciprocity of James M Gentry. Motion carried 5-0.
12. Ms Murray was instructed to post the updated applications and instructions online.
13. Ms Murray asked if all first time renewals could renew for 2 years instead of the renewal based on birth months per K.A.R. 65-5-11. The Board approved that from 2014 on, everyone would renew every two years.
14. Ms Murray reported that she had spoken to Dr Sharon Green, Lawrence and Dr William Hefner, Topeka about the possibility of using their offices for the 2014 Practical Exam. The Board decided to hold the practical part of the 2014 Exam in Topeka.
15. Ms Murray reported that she conducted a CE audit for the first year of the 2014 renewal cycle. She sent out 76 emails to ODs that were showing less than 24 hours in the OE tracker. She still had 31 that were still short. The board decided that the fine for failure to get the correct number of CEs the first year would be $250.00 the first time and $500.00 each time after that.
16. Ms Murray asked for clarification on K.S.A. 65-1509 Notification of location of Practice. She wanted to know if the practices listed for insurance credentialing should also be listed with the Board even though the OD may never actually practice there. The Board agreed that if the OD listed the practice or insurance purposes, it should also be reported to the board.
17. Ms Murray showed off the new website that she has been working on. The board gave her approval to go online with the new website.
18. Ms Murray discussed budget issues. If the FY2014 budget supplements are not approved, then the out of state budget may have to be cut.
19. Ms Murray reported on claims that the calligraphy on some licenses was becoming faded and illegible. The Board instructed Ms Murray to discontinue using the calligrapher and begin printing licenses on the Board’s printer with original signatures.
20. *Comments from the Public*
21. Gary Robbins discussed the Health Manpower Discussion meeting that both he and Ms Murray attended the previous week.
22. *Next Meeting*
23. November 7, 2013 10:00 am, DoubleTree by Hilton, Wichita
24. January 10, 2014, 8:30 am, in the conference room at Frieden, Unrein, & Forbes
25. April 24, 2014, 8:30 am, in the conference room at Frieden, Unrein, & Forbes
26. June 13 and 14, 2014, Annual Optometry Exam
27. *Adjournment*

Ms Churchill motioned and Dr Cockrell seconded a motion to adjourn the meeting. Motion carried 5-0. The meeting was adjourned at 12:24 pm.