

KANSAS BOARD OF EXAMINERS IN OPTOMETRY
Minutes of the January 4, 2023 Meeting

- I. 1:00 pm called to order by Gerard Lozada, OD Board President. Members of the Board present were Drs Dawn Bircher, Lora Durst, and Sheena Nagaraja. Dr Carisa De Anda, Public Member attended virtually later in the meeting. Also in attendance were Tim Resner, Board Counsel and Jan Murray, Executive Officer. Members of the public in attendance were Todd Fleischer, KOA representative. Members of the public attending virtually were Mr Alex Huang and Drs Linsey Kennedy, Kelsey Frederick, and Trina Piper-Hughbanks.
- II. The agenda was approved by consensus.
- III. Dr Birch motioned, and Dr Durst seconded a motion to approve the October 26, 2022 minutes. Motion carried 4-0. Dr Durst motioned, and Dr Bircher seconded a motion to approve the November 9, 2022 minutes. Motion carried 4-0.
- IV. Reciprocities:
 - A. Dr Bircher motioned and Dr Nagaraja seconded a motion to approve the reciprocity of Lindsey Kennedy, OD. Motion carried 4-0.
 - B. Dr Durst motioned and Dr Bircher seconded a motion to approve the reciprocity of Kelsey Frederick, OD. Motion carried 5-0.
 - C. Dr Bircher motioned and Dr Durst seconded a motion to approve the reciprocity of Trina Piper-Hughbanks, OD. Motion carried 5-0.
- V. Report of the President:
 - A. Dr Lozada gave an update on the on Kansas Board of Healing Arts investigations
 - B. The Board made no updates to the 11/10/2022 Source Control Guidance.
 - C. Dr Lozada discussed investigation procedures. He also discussed the formation of various Board committees which would consist of former Board members. Mr Resner stated that as long as there were no more than two current board members on the committees, KOMA would not apply
 - D. Dr Lozada also discussed updating the license application to include inquiring about any additional professional licenses that the applicant might have.
 - E. Ms Murray gave an overview of the Board office from when she first started.

Dr Lozada made a motion to go into executive session, the justification to discuss personnel matters returning to open session at 2:05 pm. Dr Birchers seconded the motion.

The Board adjourned into executive session at 1:40 pm.

The Board reconvened at 2:04 pm.

- VI. *Report of the Vice-President:*
 - A. The Board tabled the telemedicine discussion until the April meeting.
- VII. *Report of the Secretary-Treasurer:*
 - A. Dr Dust discussed the live CE requirement and having waivers for health issues. The board tabled further discussion until the April meeting
- VIII. *Report of the Member-at-Large:*
 - A. Dr Nagaraja discussed the use of EpiPens in optometry offices. Currently, use of EpiPens is out of scope until there is a statute change

- IX. *Report of the Public Member*
A. No Report
- X. *Report of the Legal Counsel:*
A. Mr Resner gave a legal update.
B. Mr Resner presented a draft of the proposed Active Practice Regulation.
C. Mr Resner also presented a draft of the Board member confidentiality agreement. Dr Durst motioned and Dr Bircher seconded a motion to approve the agreement. Motion carried 5-0.
D. Dr Lozada motioned to accept the stipulation for Rhianna Radcliff, OD, Case No. 2023-02. The motion was seconded by Dr Bircher. Motion carried 5-0.
- XI. *Report of the Executive Officer:*
A. Trade Names:
1. Dr Bircher motioned and Dr Nagaraja seconded a motion to approve the trade name of *New Vision Optometry*, 2441 North Maize Road, Wichita, KS for Jeremy Guenther, OD. Motion carried 5-0.
2. Dr Durst motioned and Dr Lozada seconded a motion to approve the trade name of *Radcliff Family Eyecare, LLC*, 2136 N Kansas Ave, Liberal, KS for Rhiannon Radcliff, OD. Motion carried 4-0.
B. Ms Murray asked the Board for newsletter topics.
C. Ms Murray discussed renewal expiration dates.
- XII. *Comments from the Public:*
A. Mr Fleisher asked the Board for their input on a document that KOA is drafting for both new and retiring licensees. Mr Fleisher also suggested an article for the Board's newsletter that defined the differences between KSSBEO and KOA.
- XIII. *Regulation Review:*
A. 65-4-2 Hearings:
B. 65-4-4 Notice to the Boards
C. 65-5-4 Approved Schools
D. 65-5-6 Continuing Education
- Dr Lozada motioned and Dr Bircher seconded a motion for Ms Murray to proceed with the regulation update process for KAR 65-4-2, 65-4-4, 65-5-4, and proposed Active Practice regulation. Motion carried 4-0. KAR 65-5-6 was tabled until the April meeting.
- XIV. *Next Meeting:*
A. Regulation Hearing February 22, 2023, 7:00pm via Microsoft Teams
B. April 17, 2023, 1:00 pm, place TBD
- XV. *Adjournment:*
Dr Bircher motioned and Dr Nagaraja seconded a motion to adjourn. Motion carried 4-0.

The Board adjourned at 4:02pm.