

KANSAS BOARD OF EXAMINERS IN OPTOMETRY
Minutes of the July 21-22, 2023 Meeting

- I. 8:36 am called to order by Dawn Bircher, OD, Board President. Members of the Board present were Drs. Sheena Nagaraja, Gerard Lozada, and Carisa De Anda. Also in attendance were Tim Resner, Board Counsel, Jan Murray, Executive Officer, Todd Fleischer, KOA representative, Wayne Gilmore, OD and John Burton, OD.
- II. The agenda was approved by consensus with one modification.
- III. Dr Lozada motioned and Dr Nagaraja second a motion to approve the minutes from the April 17, 2023 and June 26, 2023 meetings. Motion carried 4-0.
- IV. *Reciprocity*
 - A. Dr Bircher motioned and Dr De Anda seconded a motion to approve the reciprocity of John Burton, OD. Motion carried 4-0.
- V. *Report of the President*
 - A. No Report
- VI. *Report of the Vice-President*
 - A. No Report
- VII. *Report of the Secretary-Treasurer*
 - A. Dr Lozada gave a report from the ARBO conference that he and Ms Murray attended in June.
 - B. Dr Lozada discussed updates to the reciprocity application. Ms Murray was directed to make the updates and post to the Board Member Website for the Board to review.
 - C. Dr Lozada also discussed updates to KSSBEO forms.
- VIII. Report of the Public Member
 - A. No Report
- IX. *Report of the Legal Counsel*
 - A. Mr Resner discussed the Servicemembers Civil Relief Act.

Dr Lozada moved to go into executive session at 9:30 am, to return to open session at 9:45 am. The justification was to engage in discussions protected by the attorney-client privilege and the topic being potential litigation. The motion was seconded by Dr. Nagaraja. Motion carried 4-0.

The Board adjourned into executive session at 9:30 am

The Board reconvened at 9:45 am.

- X. *Report of the Executive Officer*
 - A. Ms Murray discussed the FY2024 and FY2025 budgets.
 - B. Ms Murray discussed an email that she received concerning a foreign contact lens prescription. The Board discussed how to handle future inquiries.
 - C. Ms Murray discussed having a Board Retreat after new board members had been appointed for board member training.

XI. Comments from the Public

A. Mr Fleischer had comments concerning the regulation updates.

XII. Regulation Update

- A. 65-5-6 Continuing Education. The Board instructed Ms Murray to make the necessary updates and post on the Board Member Website to review.
- B. Biennial Renewal: Dr Bircher motioned and Dr Nagaraja seconded a motion for Ms Murray to submit the regulation for approval. Motion carried 4-0.
- C. Active Practice – tabled
- D. Telemedicine – tabled.

XIII. Next Meeting

The next meeting of the Kansas Board of Examiners in Optometry will be October 18, 2023 at 1:00 pm in the State Capitol.

Dr Lozada motioned and Dr Nagaraja seconded a motion to recess until after the completion of the annual exam on Saturday, July 22, 2023. Motion carried 4-0.

The Board recessed at 11:51 am.

The Board reconvened on Saturday, July 22, 2023 at 12:01 pm. Dr Carisa De Anda was not present.

XIV. Exam Scores

A. Dr Bircher motioned and Dr Lozada seconded a motion to pass 14 candidates for licensure to practice optometry in the state of Kansas, two provisional on passing the law exam and one provisional on passing NBEO scores. Motion carried 3-0.

XV. Adjournment:

A. Dr Lozada motioned and Dr Bircher seconded a motion to adjourn. Motion carried 3-0.

The Board adjourned at 12:10 am