**KANSAS BOARD OF EXAMINERS IN OPTOMETRY**

**Minutes of the 27 April 2017 Meeting**

1. 1:00 pm called to order by Ron Hansen, OD, President. Members of the Board in attendance were Drs Rebecca Sparks, Gerard Lozada, Craig Newland and Public Member Gary Slimmer. Also in attendance were Randy Forbes, Board Counsel; Jan Murray Executive Officer, Drs. Jeanne Klopfenstein, Thomas Lutz, Wade Abbey, Miles Abbey, and Stuart Abbey.
2. The Agenda was approved by consensus.
3. *Reinstatement Hearing*
4. The Board held the reinstatement hearing for Wade Abbey.

The Board moved and seconded a motion to reinstate Wade Abbey, if the following conditions were met:

1. Continuing education hours (from the time the license was revoked) must be obtained in accordance with the standards for licensure in 2017.
2. Payment in full for required fees of $500 per year since the license was revoked, plus $450 renewal fee.
3. If Wade Abbey seeks employment as an optometrist following the reinstatement of his license, his compensation will be either salaried or hourly only. No commission or production-based compensation will be allowed.

Motion carried 5-0

1. Review and Approval of minutes of last meeting:
2. Mr. Slimmer moved and Dr. Newland seconded a motion to approve the minutes from the January 6, 2017 Board meeting. Motion carried 5-0
3. *Report of the President*
4. Mr. Slimmer moved and Dr. Sparks seconded a motion to keep Board officers the same. Motion carried 5-0.
5. Dr. Lozada moved and Dr. Newland seconded a motion to have the Board investigator investigate EyeQue. Motion carried 5-0.
6. *Report of the Vice-President*
7. Dr. Lozada discussed prescribing medical devices.
8. Dr. Lozada discussed Software as Medical Devices (SaMD).
9. *Report of the Secretary-Treasurer*
10. No report
11. *Report of the Member-At-Large*
12. No report
13. *Report of the Public Member*
14. No report
15. *Report of the Legal Counsel*
16. Dr. Sparks moved to go into executive session to return to open session at 4:32 pm, the justification being to engage in discussions protected by the attorney-client privilege and the topic being potential litigation. The motion was seconded by Dr. Lozada. The motion passed.

*The Board adjourned into executive session at 4:12 pm.*

*The Board reconvened at 4:32 pm.*

1. Dr. Newland moved to go into executive session to return to open session at 4:43 pm, the justification being to engage in discussions protected by the attorney-client privilege and the topic being potential litigation. The motion was seconded by Dr. Lozada. The motion passed.

*The Board adjourned into executive session at 4:33 pm.*

*The Board reconvened at 4:43pm.*

1. *Report of the Executive Officer*
2. Trade Names:
3. Dr. Newland moved and Dr. Lozada seconded a motion to approve the trade of *Eye Associates of South Overland Park,* 8021 W 159th, Overland Park, KS for Vincent A Pennipede, OD. Motion carried 5-0.
4. Dr. Lozada moved and Dr. Newland seconded a motion to approve the trade of *My Eye Care LLC,* 1506 W 119th St, Olathe, KS for Tuan Bui, OD and Tu Bui, OD. Motion carried 5-0.
5. Dr. Newland moved and Dr. Sparks seconded a motion to approve the trade name of *Smith Vision Center,* 6th & Atchison, El Dorado, KS for Christopher Smith, OD. Motion carried 5-0
6. Dr. Lozada moved and Mr. Slimmer seconded a motion to approve the trade name of *Tallgrass Eyecare LLC,*  8100 22nd St North, Wichita, KS for Jeffrey Janasek. Motion carried 5-0.
7. Ms Murray was instructed to create a FAQ page for the website and to have the Board review the questions and answers prior to posting.
8. Ms Murray was told that disciplinary action flags on licensees will be permanent.
9. Ms Murray discussed the Envision Summit planning meeting that she was invited to.
10. Ms Murray inquired which Board members would be attending the ARBO conference in Washington DC in June. The Board decided that Drs. Hansen, Lozada, and Sparks and Ms Murray would attend.
11. *Comments from the Public:*
12. No comments from the public
13. Mr Slimmer moved to go into executive session to return to open session at 5:38 pm. The justification being to engage in discussions concerning the 2017 optometry exam. The motion was seconded by Dr Lozada. The motion passed.

*The Board adjourned into executive session at 5:18pm*

*The Board reconvened at 5:38pm*

1. *Next meeting*
2. May 10, 2017 Teleconference, 7:30 pm.
3. June 9-10, 2016 Board Meeting / Annual Exam at the Kansas Statehouse, Committee Room 582-N, 300 SW 10th Ave, Topeka, KS
4. *Adjournment*

Dr. Sparks moved and Dr. Newland seconded a motion to adjourn. Motion carried 5-0. The Board adjourned at 5:38 pm.