

# NEVADA STATE BOARD OF OPTOMETRY



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## MINUTES

The Nevada State Board of Optometry  
**telephonic** meeting

**Thursday August 8, 2019 at 12 Noon**

Welcome, Introductions and **Public Comment**.

Board President Chen Young, O.D. opened the agenda and asked whether any participants on the call wished to offer public comment. No public comment was offered..

1. **Call to Order, Roll Call.**

Dr. Young called the meeting to order at 12:02 p.m. via telephone conference. All Board members were in attendance, along with staff: Caren C. Jenkins, Executive Director, Laura Adair, Licensing Specialist. Also in attendance were Senior Deputy Attorney General Sarah Bradley, Board Counsel, and Jeannette Belz, Lobbyist. Other persons on the call failed to identify themselves.

2. **\*For Possible Action.** Consideration and approval of the **minutes** of June 25, 2019 Optometry Board meeting. (Materials provided)

This agenda item was tabled for approval at the next board meeting.

3. **\*For Possible Action.** **Reports and Recommendations.**

a. Consideration and approval of proposed modifications to NAC Chapter 636, Mariah Smith, O.D., Legislative Changes Project Chairperson.

Dr. Smith presented detailed information and a progress report on all of the input received for changes to Ch. 636 of NAC. After her presentation of the written materials and other comments, she made a motion to approve all proposed changes to the regulations, including fees, and including any amendments accepted in the meeting. Dr. Austin seconded, none opposed, motion carried.

b. Outreach and Education Planning, Jeffrey Austin, O.D., Chairperson. Dr. Austin noted that he is working on the project with NOA and the Executive Director to update licensees, update the online law exam and getting “sound bites” to optometrists so they have a reference tool.

c. Website revision efforts, Drew Johnson, Chairperson.

Member Johnson gave the status on making website revisions and has been working with Ms. Adair to revise the website to be a more searchable database to include general information including fact pages and a clearer public records policy

d. Executive Director’s Report, Caren C. Jenkins, Esq., Executive Director.

1. Future Distribution of Location Cards. Ms. Jenkins discussed the costs/benefits of in-house production of the cards versus an outside provider and deferred to the board to determine whether to continue producing cards or making them available only electronically. Member Johnson suggested an “opt-in” transition period to allow the optometrists to choose to receive a hard card rather than only a digital version..

2. Closing a Practice or Death of Licensee - Patient Records dilemmas.

Ms. Jenkins discussed the option of designating a trustee to hold patient records. The board advised that this be a recommendation to our licensees. The Board might want to bring this issue to the attention of licensees.

3. Interim Operations. Dr. Austin has agreed to begin the NV OSLE exam revisions, to be revised further when the Board approves the final regulations.

4. **\*For Possible Action. Complaints before the Board.** (Materials provided)

a. Complaint No. 18-17 Status of compliance with Order.

Ms. Jenkins confirmed that as of the meeting date, complainant had not yet complied with order to pay the \$2,000 fine that was due by August 5<sup>th</sup>. Member Johnson made a motion to order complainant to pay an additional \$50 per day beginning on the due date, and to automatically suspend the licensee’s optometry license for a period of 14 days or until the penalties are paid in full, whichever is longer.

Dr. Austin seconded motion, all in favor, none opposed.

At 1:36 p.m. Dr. Smith left meeting and at 2:09 p.m. Member Johnson left. The three complaints below were tabled until the next meeting, as the Board no longer held a quorum.

b. Complaint No. 20-01 Consideration of just cause to investigate.  
This matter was tabled until the next meeting.

c. Complaint No. 20-02 Consideration of just cause to investigate.  
This matter was tabled until the next meeting.

d. Complaint No. 20-04 Consideration of just cause to investigate.

This matter was tabled until the next meeting.

5. Announcements and requests for **future Board consideration** (No action taken at this meeting).

No comments offered.

**NEXT BOARD MEETING: Scheduled for noon on Sept. 10, 2019 by telephone.**

6. **Public Comment.**

*A time limit may be set for each individual wishing to address the Board. No action will be taken on any issue initially presented either in public comment or during the Board Meeting. In accordance with the Nevada Open Meeting Law, an issue requiring action may be placed on an agenda for a future Board Meeting.*

No public comment was offered.

7. Adjournment. Dr. Young adjourned the meeting at 2:11 p.m.

These minutes were approved unanimously at the Nevada State Board of Optometry meeting on October 1, 2019.

Dated 10/01/2019

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By Caren C. Jenkins, Executive Director