

**STATE BOARD OF EXAMINERS OF OPHTHALMIC DISPENSERS
AND OPHTHALMIC TECHNICIANS
PUBLIC SESSION MINUTES
July 13, 2005**

The July meeting of the State Board of Examiners of Ophthalmic Dispensers and Ophthalmic Technicians was convened in accordance with its notice to the Secretary of State, the Bergen Record, the Trenton Times, the Courier Post and the Star Ledger and was conducted in accordance with the provisions of the Open Public Meetings Act.

President Linda Cohen convened the meeting at 9:00 a.m. A roll call was taken and the following attendance was recorded for these minutes.

PRESENT: Theodore Bucon
Michael Higgins
Gary Iavarone
Joseph Grodman
Jerry McMullin
John Valeri, Esq.
Jane Kenny
Linda Cohen, President

ABSENT: NONE

Public Attendees: NONE

Also in Attendance: Dorcas K. O'Neal, Executive Director; Tobey Palan, Deputy Attorney General; Bernadette Ambercrombie, Linda Goba and Monica Carrington, staff.

I. APPROVAL OF MINUTES

The Board reviewed the Public Session Minutes of June 8, 2005. The following corrections were made in the attendance Jane Kenny was absent for the June 8, 2005 meeting. On a motion by Ted Bucon seconded by Jay McMullin, the Board unanimously approved the minutes as corrected.

II. OLD BUSINESS

The Board reviewed a copy of a payment in the full amount \$4,000.00 from Robert Ricigliano for unlicensed practice. This matter is now closed.

III. APPRENTICE MATTERS

a. Joan Allen - The Board reviewed a letter sent June 15, 2005 to Ms. Allen advising that she must submit a new apprentice application and start a 36 month apprenticeship as she has not worked under a permit since 1995. Ms. Allen advised that she cannot return to school at this time. On a motion by Jay McMullin seconded by Gary Iavarone, the Board unanimously voted to reaffirm the previous determination that she start a new 36 month apprenticeship or continue on to the degree program and complete a four month apprenticeship. Ms. Allen will be so advised.

b. Joan Burry - Ms. Burry requested the re-issuance of her ophthalmic dispensers permit and extended time to take the September 2005 ophthalmic dispensers exam, as she has been diagnosed with anxiety during exams.

On a motion by Ted Bucon seconded by Jay McMullin, the Board granted a total of 45 additional minutes as follow: Neutralization-extra 10 minutes; Shop-extra 20 minutes; Dispensing-extra 15 minutes. In favor: Ted

Bucon, Jay McMullin, Joseph Grodman, Jane Kenny, and Linda Cohen. Opposed: Gary Iavarone and Michael Higgins.

On a motion by Jay McMullin seconded by Joseph Grodman, the Board unanimously determined that Ms. Burry is not eligible to renew her dispensers permit, as she failed the examination 3 times but may reapply as a apprentice ophthalmic technician permit provided that her place of employment has a laboratory. Ms. Burry will be so advised.

c. Elsie Jakovics - Ms. Jakovics submitted copy of transcript with passing grade in Materials II. On a motion by Joseph Grodman, seconded by Jay McMullin, the Board unanimously determined that Ms. Jakovics is now eligible to sit for the September 2005 Qualifying Technical Examination. Ms. Jakovics will be so advised.

IV. LEGISLATION/REGULATION

NONE

V. NEW BUSINESS

a. Mira Burghardt - A letter inquiring about the scope of practice. It was the consensus of the Board to move this matter to the Executive Session.

b. The Board reviewed Mr. Russel Hess's contract for FY Year 2006 to administer the written portion of the examination as informational.

c. The Board reviewed the Board of Optometrists Regular Session Minutes for April 13, 2005 as informational.

d. The Board reviewed the Board of Optometrists Regular Session Agenda for June 15, 2005 as informational.

There being no other business to come before the Board in Public Session, on a motion by Gary Iavarone seconded by Michael Higgins, the meeting was adjourned. The Board convened into Executive Session for the purpose of receiving counsel, to review three consumer complaints, to review three advertisements, to review five matters in new business, and to review two matters involving old business.

The Board reconvened in Public Session. The meeting for August 10, 2005 has been canceled. The next scheduled meeting will be held on September 14, 2005. There being no other business to come before the Board the meeting has adjourned at 1:00 p.m.

Respectfully submitted,

Dorcas K. O'Neal
Executive Director