

**STATE BOARD OF EXAMINERS OF OPHTHALMIC DISPENSERS
AND OPHTHALMIC TECHNICIANS**

PUBLIC SESSION MINUTES

March 10, 2010

The March meeting of the Board was convened in accordance with its notice to the Secretary of State, the Bergen Record, the Record of Hackensack, 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 Cohen convened the meeting at 9:00 a.m. A roll call was taken and the following attendance was recorded for these minutes:

PRESENT: Linda Cohen, Joseph Grodman, Michael Higgins, Gary Iavarone,
Jerry McMullian, John Valeri, Esq.

EXCUSED OR ABSENT: NONE

PUBLIC ATTENDEES: NONE

Also in attendance: Dorcas K. O'Neal, Executive Director, Susan Berger, Deputy Attorney General, and Monica Carrington, staff.

I. APPROVAL OF PUBLIC MINUTES

The Board reviewed the Public Session Minutes for December 9, 2009. **On a motion by Joseph Grodman, seconded by Jay McMullin, the minutes were unanimously approved as corrected.**

II. OLD BUSINESS

NONE

III. APPRENTICE MATTERS

- a. The Board reviewed a letter from Cindy Ortiz regarding her shop results of the October 2009 Ophthalmic Dispenser Exam. The shop portion of the examination was re-reviewed by all Board members. **It was the consensus of the Board to reaffirm the failing score as the failure is not a result of machine problems but skill errors.**

IV. NEW BUSINESS

- a. The Board reviewed an email from Rubin Hillary inquiring as to whether a NJ license is required for an international ecommerce website that sell eyeglasses all over the world. **On a motion by John Valeri, seconded by Gary Iavarone, the Board will advise Mr. Hillary that selling prescription eyewear in New Jersey, requires a New Jersey license.**
- b. The Board reviewed a letter from Ellen Stoner, Director of Accreditation from the Commission on Opticianry requesting licensure rates for graduates of degree programs in New Jersey. **It was the consensus of the Board to advise Ms. Stoner that the Board does not maintain such information.**
- c. The Board reviewed an email from Greg Ritter requesting an extension to obtain the continuing education credits for the 2008-2009 renewal period. **On a motion by John Valeri, seconded by Gary Iavarone, the Board unanimously determined to grant him an extension until June 30, 2010.**
- d. The Board reviewed a letter from Isabelle Dougherty requesting an extension to obtain the continuing education credits for the 2008-2009 renewal period. **On a motion by John Valeri, seconded by Gary Iavarone, the Board unanimously determined to grant an extension until June 30, 2010.**
- e. The Board reviewed a written proposal from James Brady to administer the written portion of the examination for March 2010 and September 2010. **It was the consensus of the Board to approved his bid.**
- f. The Board reviewed an email from Paul Rudolph requesting that the \$100.00 late fee for his 2010-2011 renewal be waived. **On a motion by Jay McMullin seconded by Gary Iavarone, the Board unanimously determined that it does not have the discretion to waive fees.**

- g. The Board reviewed a letter from David Rich requesting an extension to obtain the continuing education credits for the 2008-2009 renewal period. **On a motion by Michael Higgins, seconded by Jay McMullin, the Board unanimously determined to grant an extension until June 30, 2010.**
- h. The Board reviewed a letter from Tracy King requesting a additional opportunity to sit for the Ophthalmic Dispensers Examination in March 2010. **It was the consensus of the Board to reaffirm its decision, as it is stated in the statutes and regulations.**

V. STATUTES AND REGULATIONS

- a. N.J.A.C. 13:33-2.1 Application for Examination. **This matter will be reagendaized.**

There being is no other business to come before the Board in Public Session, on a motion by Jay McMullin seconded by Joseph Grodman the Public Session was adjourned and the Board convened in Executive Session for the purpose of receiving counsel to review two investigative inquiries, to review three inspection reports and one matter in old business.

The next scheduled meeting is February 10, 2010. There being no other business to come before the Board, on a motion made and seconded the meeting was adjourned at 2:55 p.m.

Respectfully submitted,

Dorcas K. O'Neal
Executive Director