

**New Jersey State Board of Optometrists
Regular Session Minutes
February 16, 2005**

A regular meeting of the New Jersey State Board of Optometrists was held at 124 Halsey Street, Newark on the 6th floor on Wednesday, February 16, 2005. Mitchell Fink, O.D., President of the Board, announced that pursuant to the Open Public Meetings Act, Chapter 321, P.L., notice of this meeting was prepared in the office of the Board and mailed out to the Secretary of State, the Attorney General, the Star Ledger, the Record, the Press of Atlantic City, the Asbury Park Press, and the Trenton Times. The meeting was called to order at 9:00 A.M. A roll call was taken and the following attendance was recorded:

GIGETTE COLLAZO, O.D. Present
GORDON COMPTON Present
MITCHELL FINK, O.D. Present
JOHN FLORIO, O.D. Present
MAYOR JAMES GUIDA Present
JOSEPH SCHKOLNICK, O.D. Present
LEONARD STEINER, O.D. Present

Also present were: SUSAN H. GARTLAND, Executive Director; CARMEN RODRIGUEZ, Deputy Attorney General; LISA PETROWSKI, Assistant to the Executive Director.

I. Public Comment

II. Approval of Regular Session Minutes

A. January 12, 2005

A motion was made by Dr. Collazo and seconded by Dr. Schkolnick to accept the January 12, 2005 Regular Session Minutes as presented. A vote was taken and the motion carried by a unanimous vote.

III. New Business

A. Letter from Burton Martinique, O.D.
RE: TPA Certification

Dr. Martinique inquired whether an optometrist who is not certified in therapeutic pharmaceutical agents would be permitted to obtain a certification in therapeutic pharmaceutical agents as well as a certification in oral medications and controlled dangerous substances at the same time once the credentialing has been established for the new legislation that expands the scope of practice of optometry in New Jersey.

A motion was made by Dr. Steiner and seconded by Dr. Collazo to advise Dr. Martinique that an optometrist must meet all requirements to be certified in topical therapeutic pharmaceutical agents before they begin the requirements for the next level of certification to use and prescribe oral medications and some controlled dangerous substances (CDS). A vote was taken and the motion carried by a unanimous vote.

B. Memorandum from the National Board of Examiners in Optometry
RE: List of Potential Examiners for April 2005 Clinical Skills Examination

The National Board of Examiners in Optometry supplied the Board with a list of potential examiners for the April 2005 Clinical Skills Examination and asked that they identify the optometrist licensed in the State of New Jersey who the Board would object to as an examiner. After the Board reviewed the list of potential examiners for the April 2005 Clinical Skills Examination, a motion was made by Dr. Collazo and seconded by Mayor Guida to approve all the optometrists on the list whose licenses are active and in good standing in the State of New Jersey.

The Board reserves any judgment on the optometrists who have a license in New Jersey on inactive status and practice in another State. A vote was taken and the motion carried by a unanimous vote.

VI. For Your Information

A. Notice from the New Jersey State Board of Examiners of Ophthalmic Dispensers and Ophthalmic Technicians of the cancellation of its February 9, 2005 meeting.

The Board reviewed the notice from the New Jersey State Board of Examiners of Ophthalmic Dispensers and Ophthalmic Technicians of the cancellation of its February 9, 2005 meeting and considered it informational.

B. Signed Assurance of Voluntary Compliance letters

1. Ronald Luxenburg, O.D.

The Board is in receipt of a signed Assurance of Voluntary Compliance letter from Ronald Luxenburg, O.D. for violation of N.J.A.C. 13:38-1.2(l) General advertising practices. An Assurance of Voluntary Compliance letter is a letter of warning with no disciplinary action taken against Dr. Luxenburg. The Board considers this matter to be concluded.

2. Melissa Killion, O.D.

The Board is in receipt of a signed Assurance of Voluntary Compliance letter from Melissa Killion, O.D. for violation of N.J.A.C. 13:38-1.4(d) Optometric practice under assumed names and disclosure of practitioner names. An Assurance of Voluntary Compliance letter is a letter of warning with no disciplinary action taken against Dr. Killion. The Board considers this matter to be concluded.

C. List of officers/directors/ and shareholders of Charles Cummins, O.D., PA submitted by Charles Cummins, O.D.

The Board reviewed the list of shareholders, directors, and officers of Charles Cummins, O.D. PA and considered it informational.

D. Letter from Jose Jimenez, Jr.

RE: Resignation as a member of the Board of Optometrists

Mr. Jimenez served on the New Jersey State Board of Optometrists for eight months and resigned from his service as a governmental member of the Board as he was recently promoted to Chief of Staff to the Commissioner of the New Jersey Department of Health and Senior Services. The Board accepted his resignation and wishes him the best in his new position.

V. Adjournment

A motion was made by Dr. Collazo and seconded by Dr. Schkolnick to adjourn the Regular Session Meeting at 2:20 P.M. A vote was taken and the motion carried by a unanimous vote.

Respectfully submitted,
Susan H. Gartland
Executive Director