

**BOARD OF EXAMINERS IN OPTOMETRY**  
Professional & Vocational Licensing Division  
Department of Commerce and Consumer Affairs  
State of Hawaii

**MINUTES OF MEETING**

Date: Monday, September 26, 2011

Time: 8:30 a.m.

Place: King Kalakaua Conference Room  
King Kalakaua Building  
335 Merchant Street, 1<sup>st</sup> Floor  
Honolulu, Hawaii 96813

Members Present: Kevin K. Lui, O.D., Chair  
Reid Saito, O.D. Vice Chair  
Gayle Chang, Public Member  
Geoffrey Reynolds, O.D.  
Joy Shimabuku, Public Member

Member Excused: Timothy Moon, O.D.

Staff Present: Sandra Matsushima, Executive Officer ("EO")  
Elmira K.L. Tsang, Deputy Attorney General ("DAG")  
Jennifer Fong, Secretary

Guests: None.

Agenda: The agenda for this meeting was filed with the Office of the Lieutenant Governor, as required by section 92-7(b), Hawaii Revised Statutes ("HRS").

Call to Order: There being a quorum present, the Chair called the meeting to order at 8:41 a.m.

Chair's Report: **Announcements**

None.

**Additions/Additional Distribution**

None.

**Approval of the Previous Minutes – July 25, 2011**

The Chair stated that he would like the following changes to be made:

On page 2, under "New Business", the statement should be "The Board reviewed the document "Board of Registration in Optometry Policy on the Advertisement of Post-Licensure Certifications Issued by Entities Other Than This Board" **adopted by the state of Massachusetts.**"

On page 2, under "Executive Session", the statement ~~"The Chair noted that the use of these types of designations does not indicate that the licensee has been approved to treat for any specialties."~~ should be deleted and replaced with **"The Chair stated that the public may misinterpret the qualifications of optometrists who use these designations."**

On page 5, under "Election of Board Vice Chair", the statement should be "The Chair stated that he would like to personally recommend Dr. Saito because of his knowledge as well as his previous experience as ~~Chairman~~ **past President** of the Hawaii Optometric Association."

There being no further discussion or amendments to the minutes, Ms. Chang moved to approve the minutes of the July 25, 2011 meeting as amended. It was seconded by Ms. Shimabuku, voted on and unanimously carried.

#### **Additional 2011 Board Meeting Added – December 19, 2011**

The EO noted that the Board has decided to add a December 19, 2011 meeting due to the upcoming licensing renewals.

#### **2012 Board of Examiners in Optometry Meeting Dates**

The EO stated that a copy of the 2012 proposed meeting dates were provided to the Board members. She requested that they notify the Board office as soon as possible if there were any scheduling conflicts.

#### **2012 RICO Optometry Advisory Committee List**

The EO explained that RICO asked the Board to review the list of advisory committee members and the addendum language. If a RICO investigator has industry questions, they are able to contact a member of the advisory committee to assist them. She noted that RICO said that they would welcome any additional recommendations from the Board. She said she had contacted the Board's two most recent past Chairs, Dr. Jon Ishihara and Dr. Jere Loo and both stated that they would be willing to serve on the advisory committee.

Upon a motion by Ms. Shimabuku, seconded by the Chair, it was voted on and unanimously carried to approve the list of RICO Optometry Advisory Committee

members with the addition of Dr. Jon Ishihara and Dr. Jere Loo as well as the addendum language submitted by RICO.

Correspondence:      **Email from Rhonda Hendrix, O.D. regarding license update**

The Board reviewed an email from Dr. Hendrix requesting that the Board allow her to restore her Hawaii Optometrist license. According to her file, Dr. Hendrix's license (OD 347) expired on December 31, 2003 and was forfeited on January 1, 2004.

Executive Session:      At 8:55 a.m., upon a motion by the Chair, seconded by Ms. Chang, it was voted on and unanimously carried to move into executive session pursuant to §92-5(a)(4), HRS, "To consult with the Board's attorney on questions and issues pertaining to the board's powers, duties, privileges, immunities, and liabilities;".

There being no further discussion, at 9:00 a.m., upon a motion by the Chair, seconded by the Vice Chair, it was voted on and unanimously carried to move out of executive session.

The EO noted that pursuant to §16-92-8(b), Hawaii Administrative Rules ("HAR"), "A person who fails to restore the license as provided in this section, shall apply as a new applicant and meet the current requirements at the time the application is filed."

It was the consensus of the Board to inform Dr. Hendrix that while the Board is sympathetic to her situation, the HAR does not permit discretion in waiving or permitting exemptions to license restoration requirements. The four year span granted for license restoration is meant for situations such as unintended lapses in renewal. Therefore, because Dr. Hendrix did not restore her license within the four year time period, she will need to reapply as a new applicant and shall meet the current requirements for licensure at the time the application is filed in order to regain licensure.

Continuing Education:      **Continuing Education Course Report**

Dr. Reynolds moved to approve the following continuing education courses:

<u>Index #</u>	<u>Program Title/Sponsor</u>	<u>CE</u>	<u>TPA Hours</u>
11-021	4 <sup>th</sup> Annual CE in Paradise Tyrie Jenkins, MD Eye Care	8	8

<u>Index #</u>	<u>Program Title/Sponsor</u>	<u>CE</u>	<u>TPA Hours</u>
11-030	Update on Diagnosis and Treatment of the Red Eye Hawaiian Eye Center	1	1
11-031	Update on Ocular Surface Disease: Dry Eye Revisited Hawaiian Eye Center	1	1
11-032	Social Media in the Eye Practice Hawaiian Eye Center	0	0
11-033	Update on Lens Implants for Correction of Presbyopia and Astigmatism Hawaiian Eye Center	1	1
11-034	EyeSight Hawaii Grand Opening/ CE Event 2011 EyeSight Hawaii	3	3

Ms. Shimabuku seconded the motion, it was voted on and unanimously carried.

Applications:

#### **Ratification List**

Upon a motion by the Chair, seconded by Ms. Chang, it was voted on and unanimously carried to ratify the following:

#### APPROVED OPTOMETRIST

- DIMOVA, KRISTINA O (OD 745)
- MAY, JOHN E (OD 746)
- PENA, JULENE T (OD 747)

#### APPROVED THERAPEUTIC PHARMACEUTICAL AGENT CERTIFICATION

- HARTMAN, JOSEPH (OD 720)

#### **Applications**

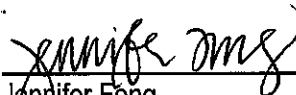
None.

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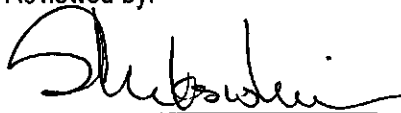
Next Meeting: Monday, November 14, 2011  
8:30 a.m.  
King Kalakaua Conference Room  
King Kalakaua Building  
335 Merchant Street, 1<sup>st</sup> Floor  
Honolulu, Hawaii 96813

Adjournment: With no further business to discuss, the Chair adjourned the meeting at  
9:05 a.m.

Taken by:

  
\_\_\_\_\_  
Jennifer Fong  
Secretary

Reviewed by:



Sandra Matsushima  
Executive Officer

SMM:jaf

10/4/11

Minutes approved as is.

Minutes approved with changes; see minutes of \_\_\_\_\_.