

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

**MINUTES OF MEETING**

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").

Date: Monday, July 1, 2013

Time: 8:30 a.m.

Place: Queen Liliuokalani Conference Room  
King Kalakaua Building  
335 Merchant Street, 1st Floor  
Honolulu, Hawaii 96813

Present: Kevin K. Lui, O.D., Chair  
Gayle Chang, Public Member  
Jere Loo, O.D.  
Geoffrey Reynolds, O.D.  
Joy Shimabuku, Public Member  
Peter J. Shoji, O.D.  
Elmira K.L. Tsang, Deputy Attorney General ("DAG")  
Sandra Matsushima, Executive Officer ("EO")  
Jennifer Fong, Secretary

Excused: Reid Saito, O.D., Vice Chair

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").

1. Call to Order: There being a quorum present, Chair Lui called the meeting to order at 8:34 a.m.

2. Additions/  
Revisions to  
Agenda: None.

3. Approval of  
Board Meeting  
Minutes of After some discussion, it was moved by Dr. Loo, seconded by Dr. Reynolds, and unanimously carried to approve the March 11, 2013 Board meeting minutes with the following amendment:

March 11, 2013:

- On page 3, the fifth paragraph should read as:

"After discussion, it was determined that the question on the form "Qualified to drive?" [was not] is within the scope of practice for a licensed optometrist to consider or to answer, so long as it is answered within that context."  
(underlined material to be added, while bracketed material is to be deleted)

Chair Lui reported that Hawaii Optometric Association recently named Dr. Reynolds as the 2013 Optometrist of the Year.

4. Executive Officer's Report:

a. Upcoming License Renewal

Executive Officer Matsushima reported that the office has received several inquiries regarding recently licensed optometrists who qualified for TPA certification by applying the 100 hours of education in the treatment and management of ocular disease ("TMOD") taken as a part of their optometry school's curriculum. They questioned whether they could apply the 100 hours of TMOD education in lieu of fulfilling the 36 hour continuing education ("CE") renewal requirement.

Originally, the intent was meant for already licensed optometrists who took a 100-hour TMOD course to acquire TPA certification. Those optometrists were allowed to apply the 100-hour course to satisfy the 36 hour CE renewal requirement if the course was taken within the two year biennium renewal period.

Chair Lui asked Dr. Shoji if he had discussed this situation with his peers at the ARBO conference.

Dr. Shoji stated that he did. He found that many states had a similar situation. In some cases, the state changed their rules to clarify their position on the matter.

Executive Session:

At 8:50 a.m., it was moved by Ms. Chang, seconded by Ms. Shimabuku, and unanimously carried to enter into executive session to consult with the Board's attorney on questions and issues pertaining to the Board's powers, duties, privileges, immunities, and liabilities in accordance with Section 92-5(a)(4), HRS.

At 9:01 a.m., Ms. Shimabuku left the meeting.

At 9:34 a.m., it was moved by Ms. Chang, seconded by Chair Lui, and unanimously carried to move out of executive session.

After some discussion, it was the consensus of the Board that TPA-certified optometrists who recently graduated from an accredited optometry school, college or university, completed the 100 hours of education in the treatment and

management of ocular diseases while enrolled at that school, college or university and it was accumulated within the two years prior to the date the application of license renewal is received by the Board may submit an original "Verification of One Hundred (100) Hours of Education To Be Used To Satisfy The Requirement For Thirty-Six (36) Hours of Approved Continuing Education" form which will be available on the Board's website. This form may be accepted in lieu of the 100 hour Board-approved course or the 36 hours of CE required per biennium.

This is an informal interpretation for informational and explanatory purposes only and is not an official opinion or decision, and therefore is not to be viewed as binding on the Board.

5. Continuing Education:

a. Continuing Education Course Report

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

<u>Index #</u>	<u>Program Title/Sponsor</u>	<u>CE</u>	<u>TPA Hours</u>
12-030	10 Year Anniversary OptoWest 2012 California Optometric Association	75	55
13-014	International Vision Expo & Conference East 2013 Reed Exhibitions/The Vision Council	139	121
13-017	Retina 2013 Retina Institute of Hawaii	4	3
13-018	Cornea 2013 John D. Olkowski, M.D.	3	3
13-019	Maui, 2013...A Meeting of Clinical Excellence Review of Optometry	15	9
13-020	Update on Cataract and Refractive Surgery 2013 Aloha Laser Vision	3	3
13-021	General Ophthalmic Update Hawaii Vision Specialists	3	3
13-022	Ocular Allergy: A Scientific Review and Expert Case Debate Salus University/Review of Optometry	2	2

<u>Index #</u>	<u>Program Title/Sponsor</u>	<u>CE</u>	<u>TPA Hours</u>
13-023	Sixth Annual CE in Paradise Jenkins Eye Care	6	6

Dr. Reynolds seconded the motion, it was voted on and unanimously carried.

6. Applications: a. Ratification List

Upon a motion by Dr. Loo, seconded by Dr. Shoji, it was voted on and unanimously carried to ratify the following:

Approved for Optometrist License

- ANTONINO , Amanda (OD 772)
- SATO, Ayaka (OD 771)
- SLAUGH, Russell (OD 773)

Approved for TPA Certification

- ANTONINO , Amanda (OD 772)
- SATO, Ayaka (OD 771)

At this time, Chair Lui announced he was taking the agenda out of order to discuss the following agenda item:

- 7. New Business, c. Request from Trinh Pham, O.D. for Trade Name Approval

7. New Business: c. Request from Trinh Pham, O.D. for Trade Name Approval

The Board reviewed the request from Dr. Pham for approval of the following trade name: Hawaii Optometric Group.

Executive Session:

At 9:39 a.m., it was moved by Dr. Loo, seconded by Dr. Shoji, and unanimously carried to enter into executive session to consult with the Board's attorney on questions and issues pertaining to the Board's powers, duties, privileges, immunities, and liabilities in accordance with Section 92-5(a)(4), HRS.

At 9:45 a.m., it was moved by Dr. Loo, seconded by Dr. Reynolds, and unanimously carried to move out of executive session.

Upon a motion by Chair Lui, seconded by Dr. Loo, it was voted on and unanimously carried to deny the trade name mentioned above as the requested name is too similar to a name which is already in use and registered in Hawaii, and the public may be confused by the two names. Pursuant to §459-9 (2), (3),

and (6) Hawaii Revised States, the optometry laws prohibit optometrists from deceiving, defrauding, or misleading the public as to the licensee's identity.

Please note that this interpretation is for informational and explanatory purposes only and is not an official opinion or decision, and that it therefore is not to be viewed as binding on the Board.

The Board returned to its regular order of business.

a. Request from Khan Lau, O.D. for Trade Name Approval

The Board reviewed the request from Dr. Lau for approval of the following trade name: Blink Vision Care.

Ms. Chang expressed concern that the public may get confused between the name requested and the Blink brand of eye drops.

Upon a motion by Ms. Chang, seconded by Dr. Shoji, it was voted on to deny the trade name mentioned above.

Dr. Loo disagreed, stating that he feels that the average consumer would not make the correlation between the requested name and the eye drops.

Dr. Shoji withdrew his second of the motion. The motion died.

Upon a motion by Dr. Shoji, seconded by Dr. Loo, it was voted on and unanimously carried to approve the trade name mentioned above.

b. Request from Edwin Y. Endo, O.D. for Trade Name Approval

The Board reviewed the request from Dr. Endo for approval of the following trade name: Edwin Y. Endo, OD & Associates.

Upon a motion by Dr. Shoji, seconded by Dr. Loo, it was voted on and unanimously carried to approve the trade name mentioned above.

d. Request from Jerome C. Ratliff, O.D. for Trade Name Approval

The Board reviewed the request from Dr. Lau for approval of the following trade name: Radliff Optometry Inc.

Upon a motion by Dr. Shoji, seconded by Dr. Loo, it was voted on and unanimously carried to approve the trade name mentioned above.

e. Request from Gerald M. Matsuda, O.D. for Trade Name Approval

The Board reviewed the request from Dr. Matsuda for approval of the following trade name: Windward Vision Center.

Upon a motion by Dr. Shoji, seconded by Dr. Loo, it was voted on and unanimously carried to approve the trade name mentioned above.

8. Next Meeting: Monday, September 30, 2013  
8:30 a.m.  
Queen Liliuokalani Conference Room  
King Kalakaua Building  
335 Merchant Street, 1<sup>st</sup> Floor  
Honolulu, Hawaii 96813

DAG Tsang announced that this will be her last meeting as the Board's DAG.

Chair Loo thanked her for her work for the Board.

10. Adjournment: With no further business to discuss, Chair Lui adjourned the meeting at 9:57 a.m.

Taken by:

/s/ Jennifer Fong

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Jennifer Fong  
Secretary

Reviewed by:

/s/ Sandra Matsushima

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Sandra Matsushima  
Executive Officer

7/17/13

[  ] Minutes approved as is.

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