

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

**MINUTES OF MEETING**

- Date: Tuesday, March 14, 2016
- Time: 9:00 a.m.
- Place: Queen Liliuokalani Conference Room  
King Kalakaua Building  
335 Merchant Street, 1st Floor  
Honolulu, Hawaii 96813
- Present: Reid Saito, O.D., Chair  
Peter Shoji, O.D., Vice Chair  
Seulyn Au, O.D.  
Gayle Chang, Public Member  
Jere Loo, O.D.  
Geoffrey Reynolds, O.D.  
Daniel Jacob, Deputy Attorney General ("DAG")  
Sandra Matsushima, Executive Officer ("EO")  
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").
1. Call to Order: There being a quorum present, Chair Saito called the meeting to order at 9:09 a.m.
  2. Additions/  
Additional  
Distribution  
to Agenda: None.
  3. Approval of  
the Board  
Minutes of the  
January 11,  
2016 Meeting: Chair Saito asked if there were any comments or concerns regarding the board minutes of the January 11, 2016 meeting.  
  
There were none.

Upon a motion by Dr. Loo, seconded by Vice Chair Shoji, it was voted on and unanimously carried to approve the minutes of the January 12, 2016 meeting as circulated.

4. Executive Officer's Report:

a. License Renewal Update

EO Matsushima reported that 432 ODs renewed their Hawaii license. To date, 38 ODs have not submitted proof of meeting the continuing education ("CE") requirement. The Board will be sending final notices to the ODs to inform them that failure to complete or provide proof of completion of the CE requirement or by submitting false information by attesting that they fulfilled the CE requirement at the time of their license renewal will be referred to the Regulated Industries Complaints Office ("RICO") for disciplinary action against their license.

b. Inquiry Regarding Medical Marijuana

The Board reviewed an email from a Hawaii licensed OD which stated "I am concerned about my optometry license and I need to know how the Hawaii Board of Optometry stands on the issue of medical marijuana. I am an employee and work with an ophthalmologist and optometrist in a group practice setting. They both applied for a medical marijuana license recently. If they were to get the license, would this affect me in any way? If so, how exactly?"

EO Matsushima reported that her response to the OD's email notified the OD that a Hawaii licensed OD with therapeutic pharmaceutical agent ("TPA") certification may prescribe TPAs as established by the Board, however, TPAs shall not include any controlled substance which includes medical marijuana, a Schedule 1 drug. In addition, ODs are not included in the language of the medical marijuana prescribing statutes. With regards to the OD's reference to the group practice which includes an ophthalmologist and ODs, the Board's laws do not dictate the business practice.

Chair Saito asked if the Board had any comments or concerns.

There were none.

5. Old Business:

a. Legal Name Change - Update

EO Matsushima reported that after the last meeting, she called the OD and sent a follow up letter stating that practicing under a name that is not the licensee's legal name may be in violation of §459-9(6), HRS. It also stated that the Board had concerns that the OD may be writing prescriptions under her

maiden name which is not her legal name. The letter asked the OD to contact the Board to clarify and resolve this matter immediately. To date, the Board has not received a response from the OD.

After some discussion, it was the consensus of the Board to contact the OD to check on the status of the matter. If the OD does not respond by the next board meeting and show progress in resolving the matter, the Board will refer the OD to RICO for possible disciplinary action against her license.

6. New Business:

a. Requests for Trade Name Approval

None.

b. Association of Regulatory Boards of Optometry ("ARBO") 2016 Annual Meeting, June 26-28, 2016, Boston, Massachusetts

After some discussion, upon a motion by Dr. Loo, seconded by Dr. Reynolds, it was voted on and unanimously carried to appoint Chair Saito as the Board's voting delegate, Vice Chair Shoji as the alternate, and EO Matsushima as a non-voting delegate to the ARBO 2016 Annual Meeting in Boston, Massachusetts.

7. Continuing Education:

a. Continuing Education Course Report

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

<u>Index #</u>	<u>Program Title/Sponsor</u>	<u>CE</u>	<u>TPA Hours</u>
16-008	55 <sup>th</sup> Annual Heart of America Contact Lens & Primary Care Congress Heart of America Contact Lens Society	47	36

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

8. Applications:

a. Ratifications

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

Approved for Optometrist License

- OD 826 SHIRLEY DE LA ROSA
- OD 827 DAVID M PARK
- OD 828 STEPHANIE X L SHAO JONES

Approved for Optometrist License (continued from previous page)

- OD 829 ALYXANDRIA A MOREY
- OD 830 VALERIE S KITAMORI
- OD 831 RICKEY HARTON
- OD 832 NICHOLAS A JONES

Approved for TPA Certification

- OD 819 T STACEY A TULLIS

b. Applications

None.

9. Next Meeting: Tuesday, May 23, 2016  
9:00 a.m.  
Queen Liliuokalani Conference Room  
King Kalakaua Building  
335 Merchant Street, 1st Floor  
Honolulu, Hawaii 96813

10. Adjournment: With no further business to discuss, Chair Saito adjourned the meeting at 9:40 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

3/22/16

Minutes approved as is.

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