



South Dakota Board of Examiners in Optometry
Meeting Minutes
August 22, 2022
8:00 AM (CST)
AmericInn- Conference Room
312 Island Drive, Fort Pierre, SD 57532

DRAFT MINUTES
 HAVE NOT BEEN
 APPROVED BY THE
 BOARD

Board Members	Board Staff Present
Ashley Crouch, OD Present Jamie Farmen, Consumer Member Present Brian Gill, OD Present Angela Hase, OD, President Present Scott Schirber, OD Present	Deni Amundson, Executive Secretary Megan Borchert, Board General Counsel
	Guests
	Deb Mortenson, South Dakota Optometric Society

Attendance: President Hase called the meeting to order at 8:03 AM on August 22, 2022.

1. Approval of Agenda:

Board Action: S Schirber moved to approve the agenda, seconded by J Farmen. Vote:

Crouch	YES	Hase	YES
Farmen	YES	Schirber	YES
Gill	YES	5 YES, MOTION CARRIED	

2. Conflict of Interest: All board members reported no conflict with agenda items.

3. Public Comment: No public comment

4. Approval Minutes:

Board Action: J Farmen moved to approve the minutes from the regular meeting on March 28, 2022, and the Zoom/telephonic meeting on June 2, 2022, and the Zoom public hearing on June 22, 2022, seconded by B Gill. Vote:

Crouch	YES	Hase	YES
Farmen	YES	Schirber	YES
Gill	YES	5 YES, MOTION CARRIED	

5. Financial Reports:

Board Action: Deni Amundson presented the treasurer's report found on pages 11-15 of the agenda packet. B Gill moved to accept treasurer's report, seconded by S Schirber. Vote:

Crouch	YES	Hase	YES
Farmen	YES	Schirber	YES
Gill	YES	5 YES, MOTION CARRIED	

Deni Amundson reported on the progress of the database upgrade. Codewise will be beginning the project soon and they hope to have the project complete before the end of May 2022 with the goal of renewing licenses online next year.

6. Board Review and Approve CE Courses:

At 8:38am, S Schirber moved to enter into executive session pursuant to SDCL 1-25-2 to consult with legal counsel, seconded by J Farmen. (End recording part 1.) Vote:

Crouch	YES	Hase	YES
Farmen	YES	Schirber	YES
Gill	YES	5 YES, MOTION CARRIED	

At 9:16, the board came out of executive session. (Start recording part 2.)

Board Action: The reviewed and approved the non-COPE (Council on Optometric Practitioner Education) continuing education courses by signature vote

As a result of the recent change in statute that automatically accepts COPE approved CE, The board recommended that the executive secretary, D Amundson, draft a new form for non-COPE approved continuing education. She will also provide an update to all licensees regarding this procedure change and the form will be posted on the website for public access. (End recording part 2.)

9:17am-9:27am- BREAK (Start recording part 3.)

The board reviewed the Department of Health and Human Services of Inspector General Advisory Opinion 22-14 found on pages 16-17 of the agenda packet. No action taken.

7. Old Business

A. National and State Issues Monitored: No new information or action taken, but both issues will continue to be monitored.

8. New Business:

A. Licensing:

Board reviewed and ratified applications 23-1, 23-2 and 23-3.

Board Action: SSchirber moved to ratify all three applications for licensure, seconded by J Farmen. Vote:

Crouch	Abstain	Hase	YES
Farmen	YES	Schirber	YES
Gill	YES	4 YES, MOTION CARRIED	

New Licensees:

- Penelope Haeker
- Lawrence Nguyen
- Elaine Petry

B. Administrative Rule Update: No action taken.

C. Board Member Training:

At 9:50am, S Schirber moved to enter into executive session pursuant to SDCL 1-25-2 to consult with legal counsel, seconded by B Gill. (End recording part 3.) Vote:

Crouch	YES	Hase	YES
Farmen	YES	Schirber	YES
Gill	YES	5 YES, MOTION CARRIED	

At 9:58, the board came out of executive session. (Start recording part 4.)

D. Request for Advisory Opinion/Declaratory Rulings:

Board legal counsel, M Borchert, reported on the difference between and advisory opinion and declaratory ruling. Since the procedure code list was recently removed during the administrative rule review, procedure requests will need to be reviewed through the declaratory ruling procedure as prescribed in statute. This procedure will address requests that come to the board for determinations of what falls within the optometric practice act in South Dakota. No action taken.

9. Time and Place of Next Meeting:

Monday, April 3, 2023- In-Person Meeting
Americlnn- Conference Room
312 Island Drive, Fort Pierre, SD 57532
8:00am (CST)

10. Adjournment:

Board Action: S Schirber moved to adjourn meeting at 10:12am CST, seconded by B Gill. (End recording part 4.) Vote:

Crouch	YES	Hase	YES
Farmen	YES	Schirber	YES
Gill	YES	5 YES, MOTION CARRIED	