

**INDIANA OPTOMETRY BOARD
MINUTES
June 28, 2023, 10:00 A.M.
402 W Washington Street
Room W064
Indianapolis IN 46204**

- I. CALL TO ORDER AND ESTABLISHMENT OF QUORUM 10:06 A.M.**
Board Present: Doug Morrow, James Hunter, Natalie Olinger Stine, Kyle Hoskins,
Richard Hester
Staff Present: Toby Snell, Ashlee Scott, Leif Johnson
- II. ADOPTION OF AGENDA** Motion made by NOS and seconded by RH to adopt the agenda
Motion carries 5-0-0
- III. ADOPTION OF THE MINUTES** Motion made by NOS and seconded by KH to approve the
minutes Motion carries 5-0-0
- IV. REPORT FROM THE OFFICE OF THE ATTORNEY GENERAL**
Report given by Ian Mathew
- V. CONTINUING EDUCATION REVIEW**
- 1. Grossnickle - Optometric September Seminar**
Patti Chandler appears by phone.
Patti explains what took place at the time they submitted the CE course
and the resubmission of the course.
Dr Hunter states there was some technical issues in the process of the course from
the start since there was no power point submitted at that time. Then the speakers
did change once it was resubmitted after the 30 days
Dr Morrow asks about the first application being submitted on time and it was but
did not have the power point with it. Then eventually didn't have the doctor's that
presented the course.
Board discusses the repercussions for the practitioners that attended. Dr. Olinger
Stine reminds them of the 30-day rule and feels they should go by that.
Dr Morrow states that they were not given the correct amount of time due to the
delay of notification. Mr Hester wants to know what happens to the practitioners
that attended, and they would not be able to use for CE credit.
Dr Hunter states that the administrative side didn't respond in a timely manner.
Motion made by NOS and seconded by RH to approve the course for 2 hours of
CE credit
Motion carries 5-0-0

COURT REPORTER

Margie Addington

VI. ADMINISTRATIVE HEARING

1. **Dr. Robert Roush 18001875A** PHONE
Petition for Review 2023 IOB 0006
Dr Roush appears by phone without counsel.
Dr Roush stated there is no disagreement that he fell short of his hours and he just wants to confirm the correct amount of hours he was short.
Dr Morrow asks the board, and they all did come up with a total of 6 hours needed to be made up.
Dr Roush appreciates the board taking the time to hear this.
These proceedings are now concluded.
Motion made by NOS and seconded by KH to amend the number of hours of the original notice of noncompliance from 8 hours to 6 hours needed to complete.
Motion carries 5-0-0

2. **Dr. Susan Kovacich 18002933A** PHONE
Petition for Review 2023 IOB 0001
Dr. Kovacich appears by phone without counsel.
Dr. Kovacich asks about having her own counsel.
Dr Morrow explains it is an option and Dr Kovacich decides to proceed without counsel.
Dr Kovacich states that she did not receive email notification for her audit.
Board member asks if IPLA had updated information.
Toby is sworn in and answers Dr Hoskins questions.
Dr Olinger Stine praises Dr Kovacich on her CE
Dr Kovacich makes closing statement and would like to have the audit notification sent in another manner other than email.
These proceedings are now concluded.
Motion made by NOS and seconded by RH to approve the appeal on the notice of non-compliance and find that she is was in compliance.
Motion carries 5-0-0

3. **Dr. Kelly Cunningham 18003161A**
Petition for Review 2023 IOB 0002
Dr Cunningham appears without counsel and gives opening statement.
Dr Cunningham is here to appeal the 1000.00 fine for non-compliance. and she stated she did receive the notification and didn't recognize the email address and did complete her hours within the time frame.
No closing statement made.
These proceedings are now concluded.
Motion made by NOS and seconded by KH to vacate the original notice and fine.
motion carries 5-0-0

4. Dr. Michael Bangert 18001776A

Petition for Review 2023 IOB 0003

Dr Bangert appears without counsel and gives opening statement.

He retired in December and never received an audit, and he has had trouble with his email and did switch his email address.

His old office contacted him with the notice of noncompliance that was mailed to him.

Dr Bangert feels he is compliant and wasn't trying to ignore the notice.

Dr Olinger-Stine asks about taking the exam for courses that were online or self-study.

Dr Bangert said there was a test after almost all of them. He said the ones that were online, and COPE did give the test.

Board asks questions about the courses submitted.

Dr Bangert gives his closing statement and doesn't feel there should be a fine and should be considered compliant.

Closing statement made and appreciates the boards consideration.

These proceedings are now concluded.

Motion made by KY and seconded by NOS to uphold the current notice of noncompliance

Motion carries 5-0-0

5. Dr. Geoffrey Heddle 18003437A

Petition for Review 2023 IOB 0004

Dr Heddle appears without counsel and gives opening statement.

Dr Olinger-Stine asks about the exam and whether his courses were online or in person, Dr Heddle states they were in person. Dr Hunter reminds him of courses that are taken must be completed by an approved organization. The courses have to be submitted to the board for approval if not an automatic approval within 30 days of the course being offered.

Dr Heddle makes closing statement.

These proceedings are now concluded.

Motion made by NOS and seconded by JH to uphold the current notice of noncompliance.

Motion carries 5-0-0

VII. CONTINUING EDUCATION WAIVER REQUESTS

1. **Dr Timothy McGillen** CE for Legend Drug Reinstatement
Dr McGillen explains his situation and what he is requesting from the board.
Needs to submit current 2023 CE 20 hours with the renewal form and fee.
2. **Dr. Courtney Gonzales** CE Waiver
Motion made by NOS and seconded by RH to approve the request and remind her that they must complete the exam and be taken by an approved provider.
Motion carries 5-0-0
3. **Dr. Lisa Steward** CE Waiver
Motion made by NOS and seconded by KH to approve the request for this renewal of 2024 only
Motion carries 5-0-0

VIII. DISCUSSION ITEMS

1. **Convictions of Concern Rules**
2. **Draft Rules**
Board reviews changes
Motion made by KH and seconded by RH to approve the final drafted proposed rule
Motion carries 5-0-0
3. **Rules Subcommittee**
Motion made by DC and seconded by RH to appoint Natalie Olinger Stine as the board member for the rules subcommittee
Motion carries 5-0-0
4. **Audit notification discussion**
Audit should be more than just an email

IX. ADJOURNMENT 1:20 P.M.



Dr Douglas Morrow, Board Chair

Next Meeting
August 16, 2023