



## **MINUTES OF PUBLIC MEETING**

*This meeting of the Consumer Protection Licensing Advisory Council, scheduled to begin at 9:00 a.m. on this the 4<sup>th</sup> day of November 2022, was convened in accordance with the Oklahoma Open Meeting Act [25 O.S., 301 et seq.] An advance public notice was sent to the Secretary of State's Office of Administrative Rules by Internet specifying the time and place of the meeting here convened. This meeting was given at least forty-eight (48) hours prior notice and no one filed a written request*

**PUBLIC BODY:** CONSUMER PROTECTION LICENSING ADVISORY COUNCIL

**DATE:** FRIDAY, NOVEMBER 4 2022

**LOCATION:** OKLAHOMA STATE DEPARTMENT OF HEALTH

**CONTACT PERSON:** ADENA HUDSON                      **TELEPHONE:** (405) 426-8256

### **Agenda Item I**

#### **Open Meeting Act**

Announcement of filing of meeting and posting of agenda in accordance with Open Meeting Act.

### **Agenda Item II**

#### **Call to Order and Roll Call**

The Meeting was called to order by Wayne Morris at 9:13 am.

Present: Bryan Alexander, Devon McFarland, Erin Meier, Wayne Morris

Absent: None

Staff Present: Adena Hudson, Latrina Frazier, Joy Fugett

Quorum is met.

### **Agenda Item III**

#### **Approval of August 19, 2022 Meeting Minutes**

Motion to approve the August 19, 2022 minutes with change of "X-ray Technician" to "Radiologist" made by Devon McFarland seconded by Erin Meier.

Aye: Bryan Alexander, Devon McFarland, Erin Meier, Wayne Morris

The motion carries.

### **Agenda Item IV**

#### **Program Reports**

None

### **Agenda Item V**

#### **Hearing Aid Dealers and Fitters**

Proposed Rule Changes - Joy Fugett presented that the current Chapter (310:265) is being revoked in order to clarify and reduce the language. A new Chapter (310:266) has been written for proposed rule changes/updates. The new rules are more organized and are chronological and better comply with statute. Some of the major changes are: asking for verification of documents that have required wording on them, aligned the language for background checks across other OSDH programs, no longer separating in-person vs online CEU hours, how CEU hours are determined to qualify for hours, and changes to Temporary Licenses. Bryan Alexander commented that he was under the impression that we

were only doing rules reductions, and Joy Fugett responded that the rules reduction's purpose was to reduce and clarify, which this does. Wayne Morris wondered if there would be a way to impose ramifications on bad actors, if it is found that they are approving people to take the exam regularly and the people are not ready. Dr. Frazier stated that this new system will enable to track metrics, and this will enable us to see these failures and address them with the Council.

Motion to revoke the current rules (310:265), and recommend the new rules (310:266) to the Commissioner of made by Bryan Alexander, seconded by Devon McFarland.

Aye: Bryan Alexander, Devon McFarland, Erin Meier, Wayne Morris

The motion carries.

Regulation modernization Federal update for Sale of Hearing Aids – Chapter 310:266 has an added section on clarification of the new Federal rules. These rules do not change HADF licensure.

Updates of the practical troubleshooting exam: OSDH is trying to create consistency among exams and how they are proctored. We plan to move the exam back to statutory requirements and hope to get them to CareerTech for proctoring.

#### **Agenda Item VI**

##### **Medical Micropigmentation**

Proposed Rule Changes- As an attempt to simplify rules, there have been changes to background checks and the moral turpitude clause. These convictions will need to relate to the license. Changes related the rules to the Medical Micropigmentation Act and to align to statutory changes were also made.

Motion to recommend the rule changes (310:2234) to the Commissioner of made by Devon McFarland, seconded by Wayne Morris.

Aye: Bryan Alexander, Devon McFarland, Erin Meier, Wayne Morris

The motion carries.

#### **Agenda Item VII**

##### **New Business**

None

#### **Agenda Item VIII**

##### **Selection of 2023 Meeting Dates**

A motion to approve the following 2023 meeting dates made by Bryan Alexander. Seconded by Devon McFarland.

March 10, May 12, August 11, November 10. All to begin at 9:00 am

Aye: Bryan Alexander, Devon McFarland, Erin Meier, Wayne Morris

The motion carries.

#### **Agenda Item IX**

##### **Announcements**

None

#### **Agenda Item X**

##### **Adjournment**

Motion to adjourn the meeting made by Erin Meier. Seconded by Devon McFarland.

Aye: Bryan Alexander, Devon McFarland, Erin Meier, Wayne Morris

The motion carries.

The November 4, 2022 meeting adjourned at 9:47 AM.