Annual Report
Fiscal Year 2019

ALASKA BOARD OF EXAMINERS IN OPTOMETRY

Department of Commerce, Community and Economic Development
Division of Corporations, Business and Professional Licensing

This annual performance report is presented in accordance with Alaska statute AS 08.01.070(10).
Its purpose is to report the accomplishments, activities, and the past and present needs of the licensing program.
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## Identification of the Board

<table>
<thead>
<tr>
<th>Board Member</th>
<th>Duty Station</th>
<th>Date Appointed</th>
<th>Term Expires</th>
</tr>
</thead>
<tbody>
<tr>
<td>Dr. Paul Barney</td>
<td>Anchorage</td>
<td>Mar 01, 2011</td>
<td>Mar 01, 2021</td>
</tr>
<tr>
<td>OD Optometrist, Chairperson</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Dr. Damien Delzer</td>
<td>Fairbanks</td>
<td>Mar 01, 2014</td>
<td>Mar 01, 2022</td>
</tr>
<tr>
<td>OD Optometrist, Secretary</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Eric Lingle</td>
<td>Juneau</td>
<td>Mar 01, 2016</td>
<td>Mar 01, 2022</td>
</tr>
<tr>
<td>Board Seat Title</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Dr. Pamela Steffes</td>
<td>Sitka</td>
<td>Mar 01, 2016</td>
<td>Mar 01, 2020</td>
</tr>
<tr>
<td>OD Optometrist</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Dr. Erik Christianson</td>
<td>Ketchikan</td>
<td>Mar 01, 2017</td>
<td>Mar 01, 2021</td>
</tr>
<tr>
<td>OD Optometrist</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Dr. Bradley Cross</td>
<td>Soldotna</td>
<td>Mar 01, 2019</td>
<td>Mar 01, 2023</td>
</tr>
<tr>
<td>OD Optometrist</td>
<td></td>
<td></td>
<td></td>
</tr>
</tbody>
</table>
Identification of Staff

Department of Commerce, Community & Economic Development
Division of Corporations, Business and Professional Licensing
Post Office Box 110806
Juneau, Alaska  99811-0806
(907) 465-2550

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Department of Commerce, Community & Economic Development
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(907) 465-2550

Jun Maiquis – Regulations Specialist
Department of Commerce, Community & Economic Development
Division of Corporations, Business and Professional Licensing
Post Office Box 110806
Juneau, Alaska  99811-0806
(907) 465-2550
Sher Zinn – Regulations Specialist
Department of Commerce, Community & Economic Development
Division of Corporations, Business and Professional Licensing
Post Office Box 110806
Juneau, Alaska  99811-0806
(907) 465-2550

Brian Howes – Investigator
Department of Commerce, Community & Economic Development
Division of Corporations, Business and Professional Licensing
Post Office Box 110806
Juneau, Alaska  99811-0806
(907) 465-2550
One face to face meeting and 3 teleconferenced meetings were held during fiscal year 2019:

- August 6, 2018 – Teleconference
- October 19, 2018 – Juneau
  (Juneau was most cost-effective location due to board roster geographic composition)
- January 22, 2019 – Teleconference
- April 5, 2019 – Teleconference

Meetings were necessary due to the large regulation projects that followed the signing of CSHB 103(FIN) as well as HB159 and SB74. Addressing the regulations and Board Advisories related to Opioid Use and Abuse was among the highest priority.

Public trust and protection remained the primary mission of the Board, and were the primary foci of the meetings and regulation projects. Licensure applications were carefully reviewed throughout the year via On Board Passageways Board Secure Board Portal Software and on-line voting allowed expedient decisions, however those requiring full Board discussion were reviewed during face to face meetings.

Licensure renewal, continuing education audits and reviews, as well as investigative reports were also reviewed and dispositions made during these live meetings. All correspondence requiring Board attention, input and decision were also carefully reviewed.

One Board roster change occurred during FY2019 – Dr. Bradley Cross of Kenai was appointed by Governor Dunleavy pending legislative confirmation hearings.

There were no open investigations requiring Board action during FY2019. Several investigations that were conducted however and found to not require Board attention did however result in significantly increased personnel costs.

CONTINUED ON FOLLOWING PAGE
During FY2019, eleven regulation projects were completed and adopted into law. 12AAC 48.011(a)(9) addressed verification of pain management and opioid misuse educational requirements for licensure by examination, 12AAC48.020(c) addressed verification of pain management and opioid misuse education for licensure by credentials, 12AAC48.200(b)(4) addressed an increased allowed number of continuing education hours by remote learning, 12AAC48.200(c) addressed clarification for obtaining board approval for continued education other than as is already in regulation, 12AAC48.200(d) addressed verification of pain management education and opioid misuse education for renewal of licensure, 12AAC48.210(a) addressed increased continuing education hour requirements reflecting future scope of practice changes, 12AAC48.210(d) addressed verification of pain management and opioid misuse education for renewal of licensure as well as elimination of cumbersome continuing education sub-type requirements, 12AAC48.230(a)(b)(c)(d) addressed and rectified issues regarding appropriate continuing education requirements and military exemptions which now appropriately protects the public, and 12AAC48.360 again addressed requirements for registration with the Alaska PDMP program.

12AAC48.340 and 12AAC48.350 addressed prescription and use of pharmaceutical agents and controlled substances and guidelines for each. These regulations were reviewed by Department of Law, put out for public comment, and have been forwarded to the Lt Governor’s office for signature and await publication.

During FY 2019, a large regulation project (12AAC48.035 (tentative)) was initiated, reviewed, legally evaluated and is awaiting final regulation specialist review prior to public comment. This regulation will address specifics of practice pertaining to the statutory change adopted in Alaska Sec. 08.72.278 and published in July 2018. Determination of education requirements prior to granting any changes to scope of practice were studied at length to assure appropriate education and training as well as mechanisms to determine and document said training and education were paramount in the construction of the regulation project to ensure public protection.

Due to investigations and the large number of Regulation projects, personnel expenses remained higher than prior years, however an increase in 2019 license renewal fees appears appropriate to reduce and eventually eliminate any revenue deficit.

Travel expenses for FY2018 were kept minimal through the use of teleconferenced meetings when appropriate as well as a physical meeting in Juneau which represents the lowest travel costs due to Board Roster geographic composition.
The Budget Recommendations section anticipates the board’s fiscal priorities for the upcoming year. Please complete all parts of this section with details about anticipated meetings, conferences, memberships, supplies, equipment, to other board requests. Meeting expenses that are being funded through third-party reimbursement or direct booking must be identified separately from expenses paid through license fees (receipt-supported services or RSS). Be sure to explain any items listed as “other” so they may be tracked appropriately.

<table>
<thead>
<tr>
<th>Board Meeting Date</th>
<th>Location</th>
<th># Board</th>
<th># Staff</th>
</tr>
</thead>
<tbody>
<tr>
<td>October 11, 2019</td>
<td>Juneau</td>
<td>5</td>
<td>2</td>
</tr>
</tbody>
</table>

- **Airfare:** $1,700.00
- **Hotel:** $850.00
- **Ground:** $0.00
- **Other:** $400.00

**Total Estimated Cost:** $2,950.00

### Travel Required to Perform Examinations

- **Not applicable**

<table>
<thead>
<tr>
<th>Date</th>
<th>Location</th>
<th># Board</th>
<th># Staff</th>
</tr>
</thead>
</table>

**Description of meeting and its role in supporting the mission of the Board:**

- **Airfare:** $0.00
- **Hotel:** $0.00
- **Ground:** $0.00
- **Conference:** $0.00
- **Other:** $0.00

**Describe “Other” (break out all sections):**

**Total Estimated Cost:** $0.00
### Non-Travel Budget Requests

- **Not Applicable**
- **Membership**
- **Resources**
- **Training**
- **Examinations**
- **Other**

<table>
<thead>
<tr>
<th>Product or Service</th>
<th>Provider</th>
<th>Cost Per Event</th>
</tr>
</thead>
<tbody>
<tr>
<td>Membership</td>
<td>ARBO</td>
<td>$750.00</td>
</tr>
</tbody>
</table>

Description of item and its role in supporting the mission of the Board:

ARBO is a national organization that links regulators and Optometrists together to maintain national standards of patient care, practice and licensing requirements.

### Summary of FY 2020 Fiscal Requests

- **Board Meetings and Teleconferences:** $2,950.00
- **Travel for Exams:** $0.00
- **Out-of-State and Additional In-State Travel:** $0.00
- **Dues, Memberships, Resources, Training:** $750.00
- **Total Potential Third-Party Offsets:** −$0.00
- **Other:** $0.00

**Total Requested:** $3,700.00
ALASKA BOARD OF EXAMINERS IN OPTOMETRY
Fiscal Year 2019 Annual Report

Legislation Recommendations Proposed Legislation for FY 2020

<table>
<thead>
<tr>
<th></th>
<th>No Recommendations</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td>The Board has no recommendations for proposed legislation at this time.</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th></th>
<th>Recommendations</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td>The Board has the following recommendations for proposed legislation:</td>
</tr>
</tbody>
</table>
No Recommendations
The Board has no recommendations for proposed regulations at this time.

Recommendations
The Board has the following recommendations for proposed regulations:

12 AAC 48.035(tentative) addresses scope of practice regarding advanced therapeutic procedures, restricted procedures, educational requirements and process for verification of education and training pertaining to advanced therapeutic procedures.
Part I

FY 2019’s goals and objectives, and how they were met:

1) Extensive regulation projects were initiated and implemented to further the protection and access to care for the public.

2) Board reports were provided to practitioner stakeholders during the annual Alaska Optometric Association meetings regarding regulation changes and advisories.

3) Three teleconferences and one face to face meeting were held to address the large number of regulation projects.

4) Travel expenses in FY2018 were minimized through teleconference and utilizing the closest geographic center for travel.

5) There were no significant non-discrimination legislative issues requiring Board action.

6) The Board initiated and completed regulation projects regarding Controlled Substances and Opioid Use and Misuse as well as additional topic specific educational requirements to fulfill the mandates of SB74 and HB 159. The Board is pleased to report there were no issues concerning this issue during FY2019.

7) Eleven regulation changes were adopted into law following the regulation process.

8) One extensive new regulation project (12AAC48.035 tentative) was initiated and judiciously studied and awaits final regulation specialist review prior to public comment.

9) Cumulative deficit showed an appropriate reduction following a department recommended fee increase.
Part II

FY 2020’s goals and objectives, and proposed methods to achieve them. Describe any strengths, weaknesses, opportunities, threats and required resources:

FY 2020 goals and objectives, and proposed methods to achieve them.

All of those issues listed in FY 2019 will remain as goals and objectives for FY 2020, however with the following items added:

1) Finalize and implement the major regulatory project for Advanced Therapeutic Procedures following the public comment process.

2) Assess the cumulative deficit near the end of 4Q FY2019 to determine if an additional license fee increase appears necessary.

3) Integrate the state law exam into an online exam for cost savings measures.
### Sunset Audit Recommendations

**Date of Last Legislative Audit:** 06/30/2013  
**Board Sunset Date:** 06/30/2022

<table>
<thead>
<tr>
<th>Audit Recommendation:</th>
<th>DCBPL’s Director should continue efforts to improve the investigative case management system’s integrity and confidentiality.</th>
</tr>
</thead>
<tbody>
<tr>
<td>Action Taken:</td>
<td>The division has taken action to address deficiencies and improve the investigative case management systems efficiency and reliability in service areas.</td>
</tr>
<tr>
<td>Next Steps:</td>
<td>N/A</td>
</tr>
<tr>
<td>Date Completed:</td>
<td>FY 2014</td>
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</tbody>
</table>