

Agenda item #8 **Topics/Discussion Time**

Continuing Education

Ms. Lonergan proposed to the Board the form “Optometry Continuing Education Worksheet” that will be used by licensees in the upcoming renewal period. This form will be made available in the portal, and the particular statutes and regulations will be included in the back page of the form. The Board sees this form as advantageous if auditing large sample of licensees, however, it is perceived to present more work for the division and the Board. Instead, the Board recommends adding further explanation to those being audited.

PDMP Report to the Board

Ms. Lonergan pointed disconnect on charts (Figure 4 and Figure 5) illustrated in page 169 of the agenda. The charts illustrate that login activity for optometrist does not reflect patient prescription history query activity. The Board explained that optometrist login activity are more frequent because it is to assure all steps being taken are in compliance, and the only time they query a patient’s prescription history is when they have particular concern about controlled substance use. The board further states that it continues to write short duration prescription.

Agenda item #9 Budget & Annual Report

Ms. Lonergan explained there is no change to the report than the 1st through 3rd Quarter previously presented. The status is still on deficit. The Board has approved license fee increases which has taken into effect. The new application with the fee change is now online. The renewal period begins November 1st with a renewal fee of \$600 USD. A renewal letter will be distributed.

The annual report is due April 2019.

Janie McCullough (Retired), Division Director; and Marylene Wales, Accountant, both from CBPL later joined the morning session in person to present supplemental information on the budget & annual report. Ms. McCullough stated that FY 18 year-end report is anticipated to be available no later the end of October, following it is FY 19 1st Quarter report. Ms. Wales reported that FY 18 3rd Quarter total licensing revenue is \$3455. The chart referenced by Ms. Wales is on page 173 of the board packet.

Morning Break at 10:30 AM AST

Back on record at 10:37 AM AST

Agenda item #10 **Regulations Project**

The Board reviewed and discussed Chapter 48 Board of Examiners in Optometry in the Board packet. Ms. Zinn recommended rewording some sections as illustrated on Page 199 of the amended 12 AAC 48.035. Discussion on this matter continued for the remainder of this segment.

Sher Zinn, Regulations Specialist, joined the morning session in person

AAG Joan Wilson joined the morning session via teleconference for segment.

The Board reviewed and discussed 12 AAC 48.020(a); 12 AAC 48.020(c) License by Credentials draft language received from the regulations specialist, and reviewed by the department of law. The Board through Dr. Barney summarily deferred to the expertise and recommendation of AAG Wilson. The regulations specialist has taken notice of the amendment.

The Board reviewed and discussed 12 AAC 48.200(b)(4) License Renewals and Continuing Education by Credentials draft language received from the regulations specialist, and reviewed by the department of law. AAG Wilson has no further comment and there was no discussion on this amendment.

The Board reviewed and discussed 12 AAC 48.200(c) License Renewals and Continuing Education by Credentials draft language received from the regulations specialist, and reviewed by the department of law. There was no further discussion on this amendment.

The Board reviewed and discussed 12 AAC 48.200(b)(4) License Renewals and Continuing Education by Credentials draft language received from the regulations specialist, and reviewed by the department of law. There was no further discussion on this amendment.

The Board reviewed and discussed 12 AAC 48.210(a) Hours of Continuing Education Required by Examination draft language received from the regulations specialist, and reviewed by the department of law. There was no further discussion on this amendment.

The Board reviewed and discussed 12 AAC 48.210(d) Hours of Continuing Education Required draft language received from the regulations specialist, and reviewed by the department of law. Due to illegible notations in the draft, there was further discussion. As the board prefers to repeal (d) sooner before the renewal cycle in 2020, AAG Wilson advised the board to proceed with the amendment of language that would force an immediate effect.

The Board reviewed and discussed 12 AAC 48.230(a)(b)(c) Exemption from Continuing Education Requirements draft language received from the regulations specialist, and reviewed by the department of law.

The Board reviewed and discussed 12 AAC 48.240 Exemption from Continuing Education Requirements and determined that the Board has no authority to have commission corps language added into the regulation.

The Board reviewed and discussed 12 AAC 48.340(a) Prescription & Use of Pharmaceutical Agents draft language from the regulations specialist, and reviewed by the department of law. This is a proposed new section in the regulation. The Board proposed removing section(a), changing section(b) to (a), and section(c) to (b).

The Board reviewed and discussed 12 AAC 48.350 Use of Controlled Substances draft language from the regulations specialist, and reviewed by the department of law. AAG Wilson proposed language “inform the outpatient or guardian verbally and in writing of the benefits and risks of controlled substance therapy and any reasonable non-opioid alternative or ensure inpatient standards of informed consent are filed”.

The Board reviewed and discussed 12 AAC 48.360 Registration with the prescription drug monitoring program controlled substance prescription database draft language from the regulations specialist, and reviewed by the department of law. The Board approves the proposed changes as noted in the draft.

AAG Wilson signed off telephonically.

On a motion by Dr. Delzer, seconded by Mr. Lingle, and approved unanimously, it was resolved to approve the regulations as amended with the exception of 12 AAC 48.340 and 12 AAC 48.350

On a motion by Dr. Delzer, seconded by Dr. Christianson, approved unanimously to submit 12 AAC 48.340 and 12 AAC 48.350 as amended to the department of law and to put forth for public comment.

The Board break for Lunch at 1:04 PM AST

