

SENATE BILL NO. 36

IN THE LEGISLATURE OF THE STATE OF ALASKA

THIRTIETH LEGISLATURE - FIRST SESSION

BY SENATOR GIESSEL

Introduced: 1/25/17

Referred: Health and Social Services, Finance

A BILL

FOR AN ACT ENTITLED

1 **"An Act relating to the practice of optometry."**

2 **BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF ALASKA:**

3 *** Section 1.** AS 08.72.050 is amended to read:

4 **Sec. 08.72.050. Regulations.** The board shall adopt regulations

5 (1) necessary for the proper performances of its duties;

6 (2) governing the applicants and applications for licensing;

7 (3) for the licensing of optometrists;

8 (4) necessary to govern the practice of optometry, including the
9 prescription and use of pharmaceutical agents for the treatment of eye disease;

10 (5) prescribing requirements that a person licensed under this chapter
11 must meet to demonstrate continued professional competency;

12 (6) describing the scope of practice for a licensee to perform
13 ophthalmic surgery and noninvasive procedures.

14 *** Sec. 2.** AS 08.72.181(d) is amended to read:

15 (d) Before a license may be renewed, the licensee shall submit to the board

1 evidence that, during the preceding licensing period [IN THE FOUR YEARS
2 PRECEDING THE APPLICATION FOR RENEWAL], the licensee has

3 [(1) COMPLETED EIGHT HOURS OF CONTINUING
4 EDUCATION, APPROVED BY THE BOARD, CONCERNING THE USE AND
5 PRESCRIPTION OF PHARMACEUTICAL AGENTS;

6 (2) COMPLETED SEVEN HOURS OF CONTINUING
7 EDUCATION, APPROVED BY THE BOARD, CONCERNING THE INJECTION
8 OF NONTOPICAL THERAPEUTIC PHARMACEUTICAL AGENTS; AND

9 (3)] met [OTHER] continuing education requirements as may be
10 prescribed by regulations of the board to ensure the continued protection of the public.

11 * **Sec. 3.** AS 08.72.272(a) is repealed and reenacted to read:

12 (a) A licensee may prescribe and use a pharmaceutical agent, including a
13 controlled substance, in the practice of optometry if the pharmaceutical agent is used
14 in a manner consistent with standards adopted by the board in regulation; the standards
15 must include limitations on practice adopted under AS 08.72.278.

16 * **Sec. 4.** AS 08.72 is amended by adding a new section to read:

17 **Sec. 08.72.278. Limitation on practice.** (a) A licensee may perform the
18 services of optometry as defined in AS 08.72.300 only if the services are within the
19 scope of the licensee's education, training, and experience as established by
20 regulations adopted by the board.

21 (b) A licensee may not perform ophthalmic surgery, as described by the board
22 in regulation, if the surgery is beyond the scope of the licensee's education, training,
23 and experience.

24 * **Sec. 5.** AS 08.72.300(3) is repealed and reenacted to read:

25 (3) "optometry" means the examination, evaluation, diagnosis,
26 treatment, or performance of preventive procedures related to diseases, disorders, or
27 conditions of the human eyes or adjacent and associated structures, consistent with this
28 chapter and regulations adopted by the board;