



# LAWS OF ALASKA

1988

Source

HB 532

Chapter No.

50

## AN ACT

Relating to the regulation of optometrists; extending the termination date of the Board of Examiners in Optometry; and providing for an effective date.

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

THE ACT FOLLOWS ON PAGE 1, LINE 11

UNDERLINED MATERIAL INDICATES TEXT THAT IS BEING ADDED TO THE LAW AND BRACKETED MATERIAL IN CAPITAL LETTERS INDICATES DELETIONS FROM THE LAW; COMPLETELY NEW TEXT OR MATERIAL REPEALED AND RE-ENACTED IS IDENTIFIED IN THE INTRODUCTORY LINE OF EACH BILL SECTION.

Approved by the Governor: May 25, 1988  
Actual Effective Date: May 26, 1988

AN ACT

Relating to the regulation of optometrists; extending the termination date of the Board of Examiners in Optometry; and providing for an effective date.

\* Section 1. AS 08.03.010(c)(3) is amended to read:

(3) Board of Examiners in Optometry (AS 08.72.010) -- June 30, 1992 [1988].

\* Sec. 2. AS 08.72.050 is amended to read:

Sec. 08.72.050. POWER OF BOARD TO ADOPT REGULATIONS. The board shall adopt regulations

(1) necessary for the proper performances of its duties;  
(2) governing the applicants and applications for licensing;

(3) for the licensing [REGISTRATION] of optometrists;

(4) necessary to govern the practice of optometry;

(5) prescribing requirements which a person licensed under this chapter must meet to demonstrate continued professional competency.

\* Sec. 3. AS 08.72.110 is amended to read:

Sec. 08.72.110. LICENSE REQUIRED. (a) A person may not practice, attempt to practice, or offer to practice optometry without first obtaining a license from the board.

(b) A person not licensed as an optometrist may not fit, sell,

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1 or dispose of or take, receive, or solicit an order for fitting, sale,  
2 or disposition of spectacles, eyeglasses, or lenses for the correction  
3 or relief of an optical or visual defect of the human eye or sell  
4 spectacles, eyeglasses, or lenses from house to house, or in the  
5 streets or highways. This chapter does not apply to the sale of toy  
6 glasses, goggles consisting of plano-white or plano-colored lenses or  
7 ordinary colored glasses, or complete ready-made spectacles and eye-  
8 glasses sold only as merchandise, or the sale or repair of eyeglass  
9 frames, or repair or replacement of lenses without pretense of adapt-  
10 ing them to the eyes.

11 \* Sec. 4. AS 08.72.125 is amended to read:

12 Sec. 08.72.125. LICENSING [REGISTRATION] OF BRANCH OFFICES. (a)  
13 The board shall license each [ISSUE A] branch office of [CERTIFICATE  
14 OF REGISTRATION TO] an Alaskan licensee [WHO MAINTAINS A FULL-TIME  
15 PRACTICE IN THE STATE BUT WHO SERVES OTHER COMMUNITIES IN THE STATE ON  
16 A PART-TIME BASIS].

17 (b) A person may not practice, or attempt or offer to practice,  
18 optometry [IN COMMUNITIES ON A PART-TIME BASIS] without obtaining a  
19 license for each branch office [CERTIFICATE OF REGISTRATION] from the  
20 board.

21 (c) The board shall prescribe in the regulations the factors to  
22 be considered in issuing a branch office license [CERTIFICATE OF  
23 REGISTRATION].

24 \* Sec. 5. AS 08.72.150 is amended to read:

25 Sec. 08.72.150. APPLICATION FOR EXAMINATION AND ISSUANCE OF  
26 LICENSE [CERTIFICATE]. An applicant shall apply for the examination  
27 by filing an application with the department together with the ex-  
28 amination fee at least 15 days before the examination. Upon success-  
29 ful completion of the examination by the applicant and payment of the

1 license fee, the board shall issue a license [CERTIFICATE OF REGISTRA-  
2 TION AS A LICENSED OPTOMETRIST] to the successful applicant. The  
3 [AFTER THE APPLICANT HAS PROPERLY FILED A CERTIFICATE OF REGISTRATION  
4 THE] applicant may practice optometry in the state upon receipt of the  
5 license.

6 \* Sec. 6. AS 08.72.191 is amended to read:

7 Sec. 08.72.191. FEES. The department shall set fees under  
8 AS 08.01.065 for the following:

- 9 (1) examination;  
0 (2) reexamination for the written portion;  
1 (3) waiver of examination;  
2 (4) license [CERTIFICATES];  
3 (5) renewal;  
4 (6) branch office license [REGISTRATION] and renewal.

5 \* Sec. 7. AS 08.72.270(a) is amended to read:

6 (a) A licensed [REGISTERED] optometrist, who temporarily prac-  
7 tices optometry away from the optometrist's regular place of business,  
8 shall display a license [REGISTRATION CERTIFICATE] and deliver to each  
9 patient or person fitted or supplied with glasses or contact lenses a  
0 receipt showing the optometrist's permanent place of business or post  
1 office address and the amount charged.

2 \* Sec. 8. AS 08.72.280 is amended to read:

3 Sec. 08.72.280. VIOLATIONS. A person may not falsely personate  
4 a licensed [REGISTERED] optometrist, or buy, sell, or fraudulently  
5 obtain a license [CERTIFICATE OF REGISTRATION] issued to another or  
6 advertise the practice of optometry in violation of rules of the  
7 board. Practicing or offering to practice optometry without a license  
8 is sufficient evidence of a violation of this chapter.

9 \* Sec. 9. AS 08.72.120 is repealed.

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\* Sec. 10. This Act takes effect immediately under AS 01.10.070(c).

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