

Original sponsor: Beirne

Offered: 4/10/69  
Referred: Commerce

1 IN THE HOUSE

BY THE HEALTH, WELFARE AND  
EDUCATION COMMITTEE

2 CS FOR HOUSE BILL NO. 304

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 SIXTH LEGISLATURE - FIRST SESSION

5 A BILL

6 For an Act entitled: "An Act relating to the practice of optometry."

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

8 \* Section 1. AS 08.72.090 is amended to read:

9 Sec. 08.72.090. RECORD OF PROCEEDINGS. The Department of Commerce  
10 [SECRETARY] shall keep a record of all proceedings, including the name  
11 of each applicant for examination and registration. These records shall  
12 be open for public inspection.

13 \* Sec. 2. AS 08.72 is amended by adding a new section to read:

14 Sec. 08.72.125. REGISTRATION OF BRANCH OFFICES. (a) The board  
15 may issue to an Alaskan licensee who maintains a full-time practice  
16 within the state but who serves other communities within the state on  
17 a part-time basis a branch office certificate of registration.

18 (b) It is unlawful for a person to practice, attempt or offer  
19 to practice, optometry in communities on a part-time basis without  
20 obtaining a branch office certificate of registration from the board,  
21 and without filing the certificate with the clerk of the superior court  
22 in each judicial district in which he maintains a branch office. The  
23 board shall prescribe in the regulations the factors to be considered  
24 in issuing a branch office certificate of registration.

25 \* Sec. 3. AS 08.72.140(1) is repealed.

26 \* Sec. 4. AS 08.72.140(2) is amended to read:

27 (2) he has normal color perception and a visual acuity of  
28 a standard of at least [KNOWN AS] 20/40 in at least one eye;

29 \* Sec. 5. AS 08.72.140 is amended by adding a new paragraph to read:

1 (6) he is of good moral character.

2 \* Sec. 6. AS 08.72.150 is amended to read:

3 Sec. 08.72.150. APPLICATION FOR EXAMINATION AND ISSUANCE OF  
4 CERTIFICATE. An applicant shall apply for the examination by filing  
5 an application with the department [SECRETARY] together with the  
6 examination fee at least 15 days before the examination. Upon suc-  
7 cessful completion of the examination by the applicant and payment of  
8 the fee, the board shall issue a certificate of registration as a  
9 licensed optometrist to the applicant. After the applicant has  
10 properly filed his certificate of registration he may practice  
11 optometry in the state.

12 \* Sec. 7. AS 08.72.160 is repealed and re-enacted to read:

13 Sec. 08.72.160. EXAMINATION. (a) The examination shall be  
14 written, practical, and oral in nature. The oral portion of the  
15 examination shall be recorded and retained for two years.

16 (b) An applicant who fails the practical or the oral portion of  
17 the examination may take a re-examination in that portion without paying  
18 an additional examination fee.

19 (c) An applicant who fails the written portion of the examination  
20 may take a re-examination in the written portion upon payment of an  
21 additional examination fee.

22 (d) An applicant who fails more than one portion of the examina-  
23 tion must retake the entire examination and pay the full examination  
24 fee.

25 \* Sec. 8. AS 08.72.170 is repealed and reenacted to read:

26 Sec. 08.72.170. ISSUANCE OF CERTIFICATE BY WAIVER OF WRITTEN  
27 EXAMINATION. (a) The board may waive the written portion of the  
28 examination requirement to an applicant who:

29 (1) meets the qualifications of sec. 140 of this chapter;

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(2) holds a current license by examination in another state, territory or foreign country and has been established in ethical optometric practice for at least three years prior to the application, or shows satisfactory evidence of having passed the written portion of the examination given by the National Board of Examiners in Optometry; and

(3) has not had a certificate or license revoked for cause in any state, territory or foreign country.

(b) No waiver of the practical or oral portions of the examinations may be given.

\* Sec. 9. AS 08.72 is amended by adding a new section to read:

Sec. 08.72.181. RENEWAL OF LICENSE AND APPLICATION. (a) To remain in force a license must be renewed biennially.

(b) An optometrist licensed in this state and serving in the military service of the United States, while in the discharge of his official duties, may maintain his eligibility to practice in this state without paying a renewal fee by registering his name and place of residence with the department.

(c) An application for license renewal shall contain the name, office and post office address, date and license number of the license, and other information the board considers necessary.

(d) Before a license may be renewed the licensee shall submit to the board evidence of 24 hours post graduate education as prescribed by regulations of the board.

\* Sec. 10. AS 08.72.190 - 220 are repealed.

\* Sec. 11. AS 08.72 is amended by adding a new section to read:

Sec. 08.72.191. FEES. The following fees shall be imposed under this chapter when applicable:

(1) examination fee . . . . . \$35

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- (2) re-examination fee for written portion . . \$25
- (3) waiver of examination fee . . . . . 25
- (4) certificate fee . . . . . 50
- (5) biennial renewal fee . . . . . 50
- (6) branch office biennial registration fee . . 25

\* Sec. 12. AS 08.72.230 is repealed and re-enacted to read:

Sec. 08.72.230. FEES AND DISBURSEMENTS. The department shall collect all fees and keep a record of each transaction, and shall remit to the Department of Revenue all money received.

\* Sec. 13. AS 08.72.300 is amended by adding new paragraphs to read:

(5) "recognized school or college of optometry" is one which is approved by the American Optometric Association or one of its committees;

(6) "department" means the Department of Commerce.