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**DEPARTMENT OF HEALTH
MEDICAL QUALITY ASSURANCE
BOARD OF OPTOMETRY**

**MINUTES
TELEPHONE CONFERENCE**

November 12, 2013

General Board Business started: 12:30 p.m.

CALL TO ORDER:

Dr. Timothy Underhill, Chairman, called the meeting to order at 12:30 p.m. Those present for all or part of the meeting included the following:

BOARD MEMBERS:

Timothy Underhill, O.D., Chair
Terrance Naberhaus, O.D., Vice-Chair
Tamara Maule, O.D.
Stuart Kaplan, O.D.
Christopher King, O.D., F.A.A.O.
Rosa McNaughton, J.D., M.S.

BOARD MEMBERS:

Rod Presnell, R.Ph. (unexcused)

BOARD STAFF:

Bill Miller, Executive Director
Sharon Guilford, Program Operations Administrator

BOARD COUNSEL:

Larry Harris, Assistant Attorney General
Office of Attorney General

OTHERS PRESENT:

Jennifer Wenhold, Department of Health
Michael Curtis, Department of Health
Miley Williams, Department of Health
Zohre Bahrayni, Department of Health
John Griffin, Florida Optometry Association

DISCUSSION OF PROPOSED RULES:

Dr. Naberhaus/Mr. Harris:

64B13-4.001, F.A.C. – Examination Requirements

1
2 Mr. Lawrence presented the drafted language for board review.
3

4 **64B13-4.001 Examination Requirements.**

5 (1) The Florida licensure examination authorized in section 463.006(2), F.S., shall
6 consist of the following parts:

7 (a) Part I – the Applied Basic Science (ABS) portion of the examination developed by
8 the National Board of Examiners in Optometry (NBEO) a written examination on
9 applicable Florida laws and rules governing the practice of optometry developed by the
10 Florida Department of Health;

11 (b) Part II – the Patient Assessment and Management (PAM) portion of the examination
12 developed by the NBEO which includes an embedded Treatment and Management of
13 Ocular Disease (TMOD) examination. An applicant for licensure in Florida must obtain
14 a passing score on the TMOD section of the examination a practical examination
15 containing a clinical portion and a pharmacology/ocular disease portion developed by the
16 Florida Department of Health;

17 (c) Part III – the Clinical Skills (CSE) portion of the examination developed by the
18 NBEO. An applicant for licensure in Florida must obtain a passing score on each skill
19 within the CSE portion of the examination the Applied Basic Science portion of the
20 examination developed by the National Board of Examiners in Optometry (NBEO); and

21 (d) Part IV – a written examination on applicable Florida laws and rules governing the
22 practice of optometry developed by the Florida Department of Health, which may not be
23 taken prior to graduation. the Patient Assessment and Management portion of the
24 examination developed by the NBEO.

25 (2) An applicant for licensure must achieve a passing score grade on all four parts of the
26 Florida-licensure examination. A score of 84 percent (84%) or better must be obtained in
27 order to achieve a passing score on Part IV I of the Florida-licensure examination. A
28 score of 80 percent or better must be obtained on each section of Part II in order to
29 achieve a passing score on Part II of the Florida licensure examination. Passing scores
30 for Part I, Part II, and Part III and Part IV of the Florida-licensure examination are
31 established by the NBEO. Given constant advances in research, and developing
32 knowledge in the area of basic and clinical science as applied to the diagnosis, correction,
33 remedy, and relief of insufficiencies or abnormal conditions of the human eyes and their
34 appendages, variances in the scope of optometric practice among the states, and the
35 importance of fundamental clinical skills to patient health and safety, passing scores on
36 Part I, Part II, and Part III and Part IV of the Florida-licensure examination must be
37 obtained within the seven (7) year period immediately preceding June 1 of the year that
38 the applicant takes Parts I and II of the Florida licensure examination application to take
39 Part IV of the licensure examination. Provided, however, an applicant must submit
40 qualifying passing scores on Part III and Part IV no later than July 1 of the year the
41 applicant applies to take Parts I and II of the Florida licensure examination.

42 (3) [Deleted in its entirety]

43 (3) 4) Certification Examination. A licensee applying for certification must obtain a
44 passing score on either the TMOD examination embedded in the Patient Assessment and
45 Management portion of the examination developed by the NBEO or a passing score on
46 the stand alone TMOD examination developed by the NBEO the TMOD part of the

1 ~~Patient Assessment and Management portion of the NBEO or must have obtained a~~
2 ~~passing score on the state certification examination.~~

3
4 **Dr. Naberhaus moved to approve the above language in Rule 64B13-4.001, F.A.C.**
5 **The motion was seconded and carried 6/0.**

6
7 **Dr. King moved that the proposed rule would not have any adverse impacts on**
8 **small businesses and the proposed rule would not be likely to directly or indirectly**
9 **increase regulatory costs to any entity (including government) in excess of \$200,000**
10 **in the aggregate in Florida within 1 year after the implementation of the rule. The**
11 **motion was seconded and carried 6/0.**

12
13 **64B13-4.002, F.A.C. – Reexamination**

14
15 Mr. Lawrence presented the drafted language for board review.

16
17 **64B13-4.002 Reexamination.**

18
19 An applicant who fails to achieve a passing score on Part IV ~~I or Part II of the state~~
20 ~~examination for licensure shall be required to retake only that portion of the licensure~~
21 ~~examination on which he or she failed to achieve a passing grade, provided that the~~
22 ~~applicant shall be limited to two (2) retakes within a twelve (12) twenty-eight (28) month~~
23 ~~period from the date of the original failure. The Board may grant an extension of time of~~
24 ~~one additional year to allow a second retake based on medical disability substantiated by~~
25 ~~documentation from the applicant’s physician. If the applicant fails to achieve a passing~~
26 ~~score grade on Part IV as provided above, the applicant’s passing scores on Part I, Part II,~~
27 ~~and Part III of the licensure examination must have been obtained within the time period~~
28 ~~set forth in Rule 64B13-4.001 (2) before the applicant will be allowed any further~~
29 ~~attempts to obtain a passing score on Part IV he or she shall be required to take the~~
30 ~~complete state examination for licensure and certification examination in order to be~~
31 ~~entitled to be licensed.~~

32
33 **Dr. Naberhaus moved to approve the above language in Rule 64B13-4.002, F.A.C.**
34 **The motion was seconded and carried 6/0.**

35
36 **Dr. Maule moved that the proposed rule would not have any adverse impacts on**
37 **small businesses and the proposed rule would not be likely to directly or indirectly**
38 **increase regulatory costs to any entity (including government) in excess of \$200,000**
39 **in the aggregate in Florida within 1 year after the implementation of the rule. The**
40 **motion was seconded and carried 6/0.**

41
42 **64B13-4.003, F.A.C. – Examination Review Procedures**

43
44 Mr. Lawrence presented the drafted language for board review.

45
46 **64B13-4.003 Examination Review Procedure.**

1 An applicant is entitled to review his or her examination questions, answers, papers,
2 grade and grading key used on Part IV of the licensure examination in the state
3 examination for licensure; however, no applicant may copy any materials provided for
4 his or her review. ~~Such review shall be conducted during regular business hours, in the~~
5 ~~presence of a representative of the Board at the Board's official headquarters. To~~
6 schedule a review of Part IV, an applicant must request a review within twenty-one (21)
7 days of the official score release date. An applicant is entitled to review his or her
8 examination questions, answers, papers, grades and grading key used in Part I, Part II,
9 and Part III of the licensure examination ~~the National Board of Optometry examination~~ to
10 the extent authorized by security or access guidelines of the National Board of Examiners
11 in Optometry national examination.

12
13 **Dr. Naberhaus moved to approve the above language in Rule 64B13-4.003, F.A.C.**
14 **The motion was seconded and carried 6/0.**

15
16 **Dr. Kaplan moved that the proposed rule would not have any adverse impacts on**
17 **small businesses and the proposed rule would not be likely to directly or indirectly**
18 **increase regulatory costs to any entity (including government) in excess of \$200,000**
19 **in the aggregate in Florida within 1 year after the implementation of the rule. The**
20 **motion was seconded and carried 6/0.**

21
22 **64B13-4.004, F.A.C. – Manner of Application**

23
24 Mr. Lawrence presented the drafted language for board review.

25
26 **64B13-4.004 Manner of Application.**

27 (1) Any person desiring to be licensed as a certified optometrist ~~a licensed practitioner~~
28 shall apply to the department ~~to take the licensure examination.~~ The board will determine
29 if an applicant qualifies for licensure examination. The board will approve an each
30 applicant for licensure as a certified optometrist who:

31 (a) Completes the application forms ~~as required in subsection (2) below~~ and remits the
32 required fees to the department.

33 (b) Submits satisfactory proof that the applicant:

34 1. Is at least 18 years of age.

35 2. Is of good moral character.

36 3. Has graduated from a school or college of optometry approved by the board which has
37 been accredited by the Accreditation Council on Optometric Education (ACOE) and
38 which remains accredited by ACOE.

39 4. Has successfully completed at least 110 hours of transcript-quality course-work and
40 clinical training in general and ocular pharmacology at an institution that:

41 a. Has facilities for both didactic and clinical instruction in pharmacology; and

42 b. Is accredited by a regional or professional accrediting organization that is recognized
43 and approved by the Council on Postsecondary Accreditation or the United States
44 Department of Education.

45 5. Has completed at least 1 year of supervised experience in differential diagnosis of eye
46 disease or disorders as part of the optometric training or in a clinical setting.

1 6. Has successfully completed all parts of the licensure examination required by Rule
2 64B13-4.001, F.A.C.

3 (2) All applications for licensure as a certified optometrist ~~examination~~ shall be made on
4 the form titled "Application for Licensure as Certified Optometrist Optometry" number
5 DH-MQA 1128 (Revised _____ 5/10), which is hereby incorporated by reference
6 and can be obtained from the board office or at :

7 <http://www.doh.state.fl.us/mqa/optometry>. All applications for licensure as a certified
8 optometrist examination shall include the application fee as specified in subsection
9 64B13-6.001 (7), F.A.C., the department administrative cost as specified in subsection
10 64B-1.016, F.A.C., and the initial licensure fee as specified in subsection 64B13-6.001
11 (1), F.A.C. No application shall be deemed complete which does not set forth all the
12 information required by said forms and which fails to include all fees as set forth in this
13 rule. ~~Applications for licensure must be received by the Department at least 120 days~~
14 ~~prior to the examination.~~

15 (3) Applicants are required to complete a 2-hour course relating to prevention of
16 medical errors as part of the licensure process. The course shall be approved by the
17 Board and shall include a study of root-cause analysis, error reduction and prevention,
18 and patient safety.

19 (4) Any licensed practitioner licensed to practice optometry in Florida prior to July 1,
20 1993 who is not a certified optometrist and who desires to be licensed as a certified
21 optometrist shall apply to the department for certification. The board will approve a
22 licensed practitioner for licensure as a certified optometrist who satisfies the requirements
23 of subsection (1)(b) 4. and 5., above., successfully completes the certification
24 examination set forth in Rule 64B13-4.001 (3), F.A.C., and remits the fee established in
25 Rule 64B13-6.001 (7), F.A.C.

26
27 **Dr. Naberhaus moved to approve the above language in Rule 64B13-4.004, F.A.C.**
28 **The motion was seconded and carried 6/0.**

29
30 **Dr. Kaplan moved that the proposed rule would not have any adverse impacts on**
31 **small businesses and the proposed rule would not be likely to directly or indirectly**
32 **increase regulatory costs to any entity (including government) in excess of \$200,000**
33 **in the aggregate in Florida within 1 year after the implementation of the rule. The**
34 **motion was seconded and carried 6/0.**

35
36 **Proposed from Dr. King**

37
38 **INFORMATION**

39
40 **Letter from Nova Southeastern College of Optometry Students (Proposed**
41 **Adjustment to the Administration of the Florida Board of Optometry Licensing**
42 **Examination)**

43
44 There was no action taken.

45
46 **NEXT MEETING DATE:**

1

2 **December 6, 2013 – Tampa**

3

4 **General Board Business ended: 1:39 p.m.**

5

6 **ADJOURNMENT**

7

8 The meeting was adjourned at 1:39 p.m.