

IDAHO BOARD OF OPTOMETRY
Division of Occupational and Professional Licenses
11351 W. Chinden Blvd.
Boise, ID 83714

Board Meeting Minutes of 3/14/2022

Convened: Lance W. Fagan, O.D. called the meeting to order at 8:30 AM MST.

BOARD MEMBERS PRESENT: Lance W. Fagan, O.D. - Chair
Terri L. Haley, O.D.
Jared Walker, O.D.
Shawn Sorenson O.D

DIVISION STAFF: Katie Stuart, Executive Officer
Nicki Chopski, Bureau Chief
Yvonne Dunbar, General Counsel
Jan Arrasmith, Education and Practice Specialist
Pam Rebolo, Board Support Supervisor
Susan Cassell, Board Support Specialist
Susan Villanueva, Board Support Specialist

OTHER ATTENDEES: Lisa White, Idaho Optometric Physicians
Members of the Public

APPROVAL OF MINUTES

Dr. Sorenson made a motion to approve the minutes of 11/08/2021 as amended. Dr. Walker seconded. Motion carried.

DIVISION BUSINESS

DIVISION UPDATE

Ms. Stuart informed the Board that the Division's Organizational Chart 3 is complete; and staff will be moving into Building 4 at Chinden in July.

Ms. Stuart stated that there is an Invitation to Negotiate (ITN) out for the Health Professions Recovery Program which would incorporate all health care Boards under DOPL to provide substance use disorder treatment and monitoring options for licensees.

The Division has asked the legislature for funding to create an all-encompassing licensure software program to accommodate all Boards in the division. Ms. Stuart

explained that research is underway which will result in an RFP for vendors for future implementation.

Ms. Stuart related that all Division rules were heard and approved by the Health and Welfare committees, the rules will be approved at the end of the Legislative session if they adjourn *sine die*. Two bills involving Licensing Compacts have been introduced in this legislative session; H664 implements the Audiology and Speech Language Pathology Interstate Compact while S1305 provides for participation in the Psychology Interjurisdictional Compact. Ms. Stuart stated that S1246, which decided 2021 controlled substance scheduling, is approved, and awaiting signature. Ms. Stuart explained that S1297, which began as S1233, would allow Bureau investigators with the Division to collaborate without a subpoena. Ms. Stuart apprised the Board that H0612 would allow for the expungement of disciplinary action for licensees when the current rules would not impose discipline.

Governor Little sent the Division Administrator a letter recommending that Health and Welfare's Assisted Care and Facilities Licensing and Certification Department join DOPL for efficiency. Ms. Stuart informed the Board that this concept was introduced as S1326, it has been held in committee and will likely be reintroduced at the 2023 Legislative session.

FINANCIAL UPDATE

Ms. Stuart reviewed a financial Frequently Asked Questions document prepared by DOPL's Finance Department.

SET NEXT MEETING DATE

Ms. Stuart presented the Board with three options for the June meeting date, the previously chosen date now falls on a holiday. The Board selected June 6, 2022, at 8:30 AM.

BOARD BUSINESS

ZERO BASED REGULATION

Ms. Stuart stated that the Board of Optometry will be undergoing Zero Based Regulations (ZBR) in fiscal year 2023 and presented reference materials detailing the process. There will be two upcoming Zero Based Regulation meetings that will be open to stakeholders and the general public, the first meeting is on April 18, 2022.

2022 CONTINUING EDUCATION DURING COVID-19

The Board of Optometry reviewed its Continuing Education (CE) requirements and will allow nine hours of online live CE through 2022, in lieu of nine in-person CE as required by Board rule. Dr. Haley made a motion to approve, Dr. Sorenson seconded. Motion carried.

PUBLIC COMMENT

There were no comments from the public.

EXECUTIVE SESSION

Ms. Stuart moved that the Board go into executive session under Idaho Code § 74-206(1)(d) to consider records that are exempt from disclosure under the Idaho Public Records Law, Idaho Code § 74-106(9). The purpose of the executive session was to consider documents relating to the fitness of an applicant to be granted a license or registration. Dr. Sorenson so moved, and Dr. Haley seconded. Following roll call, the Board entered Executive Session at 9:35 AM. Motion carried unanimously.

Dr. Haley made a motion to come out of executive session at 9:46 AM. It was seconded by Dr. Walker. Motion carried.

CONTINUING EDUCATION AUDITS

Dr. Haley made a motion to send a warning letter with a reminder of the required 18 hours to be completed this calendar year to CE Audit 1, it was seconded by Dr. Walker.

Dr. Sorenson made a motion to send a warning letter with a reminder of the required 18 hours to be completed this calendar year to CE Audit 2 and CE Audit 3, it was seconded by Dr. Haley.

Dr. Walker made a motion to send a warning letter with a reminder of the required 18 hours to be completed this calendar year to CE Audit 4, it was seconded by Dr. Sorenson.

ADJOURNMENT

There being no further business, the meeting was adjourned by general consent at 9:49 AM MST on March 14, 2022.

The next Idaho Board of Optometry meeting will be June 6, 2022.