THE COLORADO STATE BOARD OF OPTOMETRIC EXAMINERS

RULEMAKING MEETING MINUTES

November 4, 2009

1560 Broadway, Suite 1550
Denver, CO 80202

CONVENED:

The Colorado Board of Optometric Examiners Rulemaking meeting convened at 9:07 a.m.

Board Members:

Michelle Sancho, OD, President
Alison House, OD, Vice President - Absent
Parker Call, OD, Secretary
Richard Lontine Chavez, Public Board Member
Paul Conkling, OD, Board Member
Julia Kimball, OD, Board Member
Carolyn E. Vitale, Public Board Member

Staff Members:

Cindy Klyn, Program Director
Vaña Montgomery, Administrative Assistant

Assistant Attorney General:

Joe Lico, Assistant Attorney General

NOTICE OF MEETING

Notice of this rulemaking meeting of the Board of Optometric Examiners was posted on the Optometry website and in the reception area at 1560 Broadway, Suite 1350 pursuant to the Division of Registrations policy.

INTRODUCTION TO RULEMAKING:

Michelle Sancho, OD, President introduced the official rulemaking hearing.

RULES TO BE APPOVED:

Rule 9 – Contact Lens and Eyeglass Prescriptions – A motion was made, seconded and carried to accept rule 9 as amended. The Board accepted Dr. Hoover's amendment to rule 9 minus the references to Federal statute in section 9.01 and without Dr. Hoover's changes to sections 9.02(d) and 9.05.

Rule 14 – Reporting Convictions, Malpractice Judgments, Disciplinary Actions, Settlements or Arbitration Awards - A motion was made, seconded and carried to accept Rule 14.

Rule 15 - Board Review of Initial Decisions - A motion was made, seconded and carried to accept rule 15 with the correction in E(3) from "sold discretion" to "sole discretion".

Rule 16 – Expiration Dates for Prescriptions of Eye Glasses and Contact Lens' - A motion was made, seconded and carried to omit the proposed rule 16.

REVIEW OF ALL WRITTEN COMMENTS SUBMITTED:

The Board reviewed the written comments received from Donna M. Ellinger, OD and William J. Hoover, OD, FAAO, Colorado Optometric Association President.

THOSE OFFERING ORAL TESTIMONY:

Oral testimony was received from Gwenne Hume for William J. Hoover, OD, FAAO, Colorado Optometric Association President.

DISCUSSION:

The Board discussed issues regarding the testimony provided and voted on any changes, corrections, etc. to the proposed rules.

ADJOURNMENT

The Rulemaking Session of the State Board of Optometric Examiners adjourned at 10:02 a.m. on November 4, 2009.

Michelle Sancho, OD, President

2-3-10
Date