

## BOARD OF OPTOMETRY

### PROPOSED LANGUAGE

The original proposed is in single underline for additions and single strikeout for deletions. The first 15 day notice changes are illustrated by double underline for proposed additions and by double strikeout for proposed deletions. The second 15 day notice changes are illustrated by bold for proposed additions and by italic bold strikeout for proposed deletions.

Amend Section 1536 of Division 15 Title 16 of the California Code of Regulations to read as follows:

§ 1536. Continuing Optometric Education; Purpose and Requirements.

(a) Except as otherwise provided in Section 1536(b), each licensee shall complete 40 hours of formal continuing optometric education course work within the two years immediately preceding the license expiration date. Such course work shall be subject to Board approval. Up to eight hours of course work may be in the area of patient care management or ethics in the practice of optometry. Business management courses are not accepted by the Board.

(b) An optometrist certified to use therapeutic pharmaceutical agents pursuant to Business and Professions Code section 3041.3 shall complete a total of 50 hours of continuing optometric education every two years in order to renew his or her license. Thirty-five of the required 50 hours of continuing optometric education shall be on the diagnosis, treatment and management of ocular disease and consistent with Business and Professions Code section 3059, subdivision (e).

(c) Up to 20 hours of required biennial course work may be accomplished by using any or all of the following alternative methods:

(1) Documented and accredited self study through correspondence or an electronic medium.

(2) Teaching of continuing optometric education courses if attendance at such course would also qualify for such credit, providing none are duplicate courses within the two-year period.

(3) Writing articles that have been published in optometric journals, magazines or newspapers, pertaining to the practice of optometry (or in other scientific, learned, refereed journals on topics pertinent to optometry), providing no articles are duplicates. One hour of credit will be granted for each full page of printing or the equivalent thereof.

(4) A full day's in person attendance at a California State Board of Optometry Board meeting as verified by the Board. Every two hours of open session equates to one hour of credit, up to a maximum of four hours. ~~Up to two credit hours shall be granted for a full day.~~

(5) Completion of a course to receive certification in cardiopulmonary resuscitation (CPR) from the American Red Cross, the American Heart Association, or other association approved by the Board. Up to four credit hours shall be granted for this course.

(6) ~~Any CE~~ continuing education course approved for category 1 of the American Medical Association or category 1A of the American Osteopathic Association Continued Medical Education credits that contributes to the advancement of professional skill and knowledge in the practice of optometry.

(7) Participation as a subject matter expert in the creation of the Board's California Laws and Regulation Examination. Subject matter experts will receive one hour of continuing education credit for each hour attending a Board sponsored workshop, not to exceed eight credits per renewal cycle.

(d) A credit hour is defined as one classroom hour, usually a 50-minute period, but no less than that.

(e) Continuing optometric education programs which are approved as meeting the required standards of the Board include the following:

- (1) Continuing optometric education courses officially sponsored or recognized by any accredited school or college of optometry.
- (2) Continuing optometric education courses provided by any national or state affiliate of the American Optometric Association, the American Academy of Optometry, or the Optometric Extension Program.
- (3) Continuing optometric education courses approved by the Association of Regulatory Boards of Optometry committee known as COPE (Council on Optometric Practitioner Education).
- (f) Other continuing optometric education courses approved by the Board as meeting the criteria set forth in paragraph (g) below, after submission of **the Continuing Education Approval application (Form CE-01, Rev. 5/16), hereby incorporated by reference, a course, schedule, topical outline of subject matter, and curriculum vitae of all instructors or lecturers involved**, to the Board not less than 45 days prior to the date of the program. The Board may, upon application of any licensee and for good cause shown, waive the requirement for submission of advance information and request for prior approval. Nothing herein shall permit the Board to approve a continuing optometric education course which has not complied with the criteria set forth in paragraph (g) below.
- (g) The criteria for judging and approving continuing education courses by the Board for continuing optometric education credit will be determined on the following basis:
  - (1) Whether the program is likely to contribute to the advancement of professional skills and knowledge in the practice of optometry.
  - (2) Whether the instructors, lecturers, and others participating in the presentation are recognized by the Board as being qualified in their field.
  - (3) Whether the proposed course is open to all optometrists licensed in this State.
  - (4) Whether the provider of any mandatory continuing optometric education course agrees to maintain and furnish to the Board and/or attending licensee such records of course content and attendance as the Board requires, for a period of at least three years from the date of course presentation.
- (h) Proof of continuing optometric education course attendance shall be provided in a form and manner specified in writing by the Board and distributed to all licensed optometrists in this State. Certification of continuing optometric education course attendance shall be submitted by the licensee to the Board upon request, and shall contain the following minimal information:
  - (1) Name of the sponsoring organization.
  - (2) Name, signature, practice address, and license number of the attending licensee.
  - (3) Subject or title of the course.
  - (4) Number of continuing optometric education hours provided for attending the course.
  - (5) Date the course was provided.
  - (6) Location where the course was provided.
  - (7) Name(s) and signature(s) of the course instructor(s).
  - (8) Such other evidence of course content or attendance as the Board may deem necessary.Use of a certificate of course completion provided by the Board is recommended for any continuing optometric education course approved by the Board pursuant to the above. Such forms will be furnished by the Board upon request.

The Board will also recognize and utilize the Association of Regulatory Boards in Optometry's online Optometric Education (OE) Tracker system as proof of continuing education course attendance.
- (i) The following licensees shall be exempt from the requirements of this section:
  - (1) Any licensee serving in the regular armed forces of the United States during any part of the two years immediately preceding the license expiration date.
  - (2) (3)** Those licensees as the Board, in its discretion, determines were unable to complete sufficient hours of continuing optometric education courses due to illness, incapacity, or other unavoidable circumstances. An extension may be granted if the Board, in its discretion,

determines that good cause exists for the licensee's failure to complete the requisite hours of continuing optometric education.

~~(3)~~ **(2)** Any licensee who is renewing an active license for the first time, if he or she graduated from an accredited school or college of optometry less than one year from the date of initial licensure.

**(j) The Board, in its discretion, may exempt from the continuing optometric education requirements of this section licensees who for health reasons or other good cause cannot meet these requirements. Licensees requesting an exemption shall complete a Continuing Education Exemption Request (Form CE-E, Rev 2/2016) and submit it, along with all required supporting information, to the Board for its consideration at least thirty (30) days prior to the expiration of the license.**

**(1) The Board may deny a request for exemption but at its discretion may grant the licensee an extension of up to one year to obtain the necessary continuing optometric education.**

**(2) A licensee whose requests for an exemption is denied and an extension is not granted shall otherwise comply with the provision of this section.**

~~(j)~~ **(k)** The Board may conduct an audit of any licensee's attendance of a continuing optometric education course as a means of verifying compliance with this section.

~~(k)~~ **(l)** Licensees that are glaucoma certified pursuant to BPC section 1571 shall be required to complete 10 hours of glaucoma specific optometric continuing education every license renewal period. These 10 hours shall be part of the required 35 hours on the diagnosis, treatment and management of ocular disease.

NOTE: Authority cited: Section 3052, Business and Professions Code. Reference: Section 3059, Business and Professions Code.