

Mail Ballot Notice

Ballots Mailed on August 21, 2007

Missouri State Board of Optometry

**Division of Professional Registration
3605 Missouri Boulevard
Jefferson City, Missouri**

Notification of special needs as addressed by the Americans with Disabilities Act should be forwarded to the Missouri State Board of Optometry, P.O. Box 1335, 3605 Missouri Boulevard, Jefferson City, Missouri 65102 or by calling (573)751-0814 to ensure available accommodations. The text telephone for the hearing impaired is (800)735-2966.

Except to the extent disclosure is otherwise required by law, the Missouri State Board of Optometry is authorized to close meetings, records and votes, to the extent they relate to the following: Sections 610.021(1), (3), (5), (7), (13) and (14), RSMo, and Section 620.010.14(7), RSMo.

This is an open mail ballot to approve changes to a Board rule.

SR:sr
Enclosure

cc: Members, Missouri State Optometry Board
Glenn Bradford, Attorney-at-Law
Janice Sloca, Office of Administration
Joyce Baker, Executive Director, Missouri Optometric Association
David Broeker, Director, Division of Professional Registration

Posted: 08/20/07
9:00 a.m.

OPEN MAIL BALLOT
AUGUST 21, 2007
MISSOURI STATE BOARD OF OPTOMETRY
3605 MISSOURI BOULEVARD
JEFFERSON CITY, MISSOURI 65109

**1. 20 CSR 2210-2.080 Certification of Optometrists to Use
Pharmaceutical Agents**

Attached is the draft proposed amendment to the rule on Certification of Optometrists to Use Pharmaceutical Agents. The Committee has made revisions for full Board approval. Please indicate your vote below and return this mail ballot at your earliest convenience. Thank You.

Approve.

Disapprove.

Recuse.

Board Member Signature

Date

20 CSR 2210-2.080 Certification of Optometrists to Use Pharmaceutical Agents

PURPOSE: This rule sets out the requirements and procedures for the certification of optometrists to use pharmaceutical agents.

(1) No optometrist licensed in this state may use pharmaceutical agents in the practice of optometry unless that optometrist has been certified by the board as qualified to use those pharmaceutical agents in the practice of optometry.

(2) All applications for pharmaceutical certification must be made on forms provided by the board and must be accompanied by the pharmaceutical certification fee. The application must be accompanied by proof that the applicant has passed an examination approved by the board.

(3) The board will certify optometrists currently licensed in this state as qualified to use pharmaceutical agents in the practice of optometry in accordance with the following guidelines:

(A) All applicants for certification must present official documentation and/or transcripts showing successful completion of at least one hundred (100) hours of approved, supervised, clinical training in the examination, diagnosis and treatment of conditions of the human eye and adnexa [in a program supervised by a board-certified ophthalmologist]. The board cannot approve any credit hours unless they were taught by an institution having facilities for both the didactic and clinical instruction in pharmacology, which is approved by the board and which is accredited by a regional or professional accrediting organization which is recognized by the Council on Postsecondary Accreditation or the United States Department of Education or its successors; and

(B) All applicants for certification must pass a written examination in pharmacology administered or approved by the board.

(4) The board may not accept any documentation required by subsection (3)(A) of this rule unless the course of studies it reflects is certified by the institution as being comparable in content to those courses in general and ocular pharmacology required by other licensing boards whose licensees or registrants are permitted the use of pharmaceutical agents in the course of their professional practice.

(5) Applicants certified to use pharmaceutical agents in another state whose requirements for certification are substantially equivalent as those required in this state may be granted a certification to use pharmaceutical agents in Missouri without examination.

(6) Use of oral analgesic agents shall be limited to those specific uses as follows:

(A) [Prior to the administration of oral analgesic therapy, a complete and careful history of current medications and past drug allergies and sensitivities must be documented in the record, with particular attention to interaction of analgesics with other systemic medications. Optometrists using these agents must be thoroughly familiar with the interactions of these drugs with other systemic medications;

(B) Prescription strength oral analgesic agents and particularly controlled substances are rarely required for the relief of pain in ocular conditions. Therefore, they may be used only for pain of which **the etiology can be clearly demonstrated** and in which, in the judgment of the optometrist, sufficient relief would not be obtained with noncontrolled substances;

[(C) Ocular pain may not be treated with controlled substances over forty-eight (48) hours without referral or consultation with a physician skilled in the treatment of the eye unless marked improvement in the underlying condition can be demonstrated;]

[(D)] (B) When prescribing oral analgesic agents which are categorized as controlled substances, only scheduled oral agents that have been shown to be effective for ocular pain may be prescribed;

[(E) Prescriptions for controlled substances **may not** exceed in number the recommended analgesic dosage for the duration of the prescription;]

[(F)] (C) Prescriptions for controlled substances **may not** be refilled without further examination and follow-up care; and

[(G)] (D) Optometrists may not maintain inventories of controlled substances for dispensing or administering.

AUTHORITY: sections 336.160 and 336.200, RSMo 2000. This rule originally filed as 4 CSR 210-2.080. Original rule filed Oct. 14, 1981, effective Jan. 14, 1982. Amended: Filed March 14, 1982, effective June 11, 1982. Amended: Filed Aug. 4, 1986, effective Nov. 13, 1986. Amended: Filed Nov. 15, 1989, effective March 11, 1990. Amended: Filed Aug. 15, 1991, effective Jan. 13, 1992. Amended: Filed Oct. 15, 1996, effective April 30, 1997. Amended: Filed March 15, 2004, effective Sept. 30, 2004. Moved to 20 CSR 2210-2.080, effective Aug. 28, 2006.*

**Original authority: 336.160, RSMo 1939, amended 1947, 1963, 1981 and 336.200, RSMo 1939, amended 1981.*

**Open Minutes
Missouri State Board of Optometry
Division of Professional Registration
3605 Missouri Boulevard
Jefferson City, Missouri
Mail Ballots Mailed on August 21, 2007**

The Missouri State Board of Optometry posted a notice to the public at 9:00 a.m. on August 20, 2007, in accordance with Missouri law, concerning a closed session mail ballot that was mailed on August 21, 2007.

Board Members Voting:

Dr. Michael L. Nichols, President
Dr. James E. Bureman, Vice President
Dr. Cathy Frier, Secretary
Dr. Christy M. Fowler, Member
Dr. Danny D. Nestleroad, Member
Ms. Dayna M. Stock, President

20 CSR 2210-2.080

The Board reviewed the proposed changes to the rule on Certification of Optometrists to Use Pharmaceutical Agents. In subsection (3)(A) of the proposed amendment, the Board is proposing to strike the language "in a program supervised by a board-certified ophthalmologist". In section (6), the Board is proposing to strike subsections (A), (C), and (E) and re-number the remaining subsections accordingly. The Board voted 4 to 0 to approve the proposed changes in 20 CSR 2210-2.080. Those voting were Dr. Cathy Frier, Dr. Michael Nichols, Ms. Dayna Stock, and Dr. James Bureman. Dr. Christy Fowler and Dr. Danny Nestleroad did not vote on this mail ballot. Based on additional information received after the mail ballot was distributed, the Board's staff was instructed to include the proposed rule changes on the October meeting agenda for further discussion.

Respectfully submitted,

Sharlene Rimiller, Executive Director

Approved by the Board on: _____