

# TEXAS OPTOMETRY BOARD

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**BOARD MEETING**  
**FRIDAY, NOVEMBER 19, 2021**  
**333 Guadalupe Street, Room 400A**  
**Austin, Texas 78701**

**9:00 a.m. – Conclusion.**

## **AGENDA**

1. **Call to Order.**
2. **Roll Call of Board Members.**
3. **Minutes.**
  - a. Discussion and approval of minutes from the July 30, 2021 meeting.
  - b. Discussion and approval of minutes from the August 27, 2021 meeting.
  - c. Discussion and approval of minutes from the October 6, 2021 meeting.
4. **Board Chair Report.** (Gutierrez)
5. **General Matters.** Discussion and possible action on general matters.
  - a. 2022 Board Meeting Dates. (Gutierrez/Parker)
  - b. Optometry School Liaison Reports. (Cornett/Schutte).
  - c. Board Approval of Experts Related to SB993. (Gutierrez/Cornett/Parker)
  - d. Request for Board Opinion on Light Delivery Device for Light Adjustable Lens. (Schutte)
  - e. TOB Strategic Plan. (Parker)
  - f. Jurisprudence Exam Update. (Gutierrez/Parker)
  - g. Annual Executive Director Review. (Gutierrez)
6. **Public Comment** (Time certain 10:00 a.m.).
7. **Executive Director's Report.** (Parker)
8. **Legal Report.** (McKinney)
9. **Committee Reports.**

### **Administrative/Licensing Committee**

- a. Discussion and possible Board actions on Administrative/License Committee report and recommendations.
- b. Number of candidates receiving licensure.

**Continuing Education Committee.**

- a. Discussion and possible Board actions on Continuing Education Committee report and recommendations.
- b. Recommendations on continuing education course approvals.
- c. Recommendations on professional responsibility topics for 2022.

**Investigation-Enforcement Committee.**

- a. Discussion and possible Board actions on the Investigation-Enforcement Committee report and recommendations resulting from informal conferences.
  - (1) Case No. 2021-00039.
  - (2) Case No. 2021-00086.
- b. Discussion and possible Board actions on administrative penalties assessed by the Executive Director.
- c. Quarterly report on complaints and investigations. (Parker)

**Rules Committee.**

- a. Discussion and possible Board action on Rules Committee report and recommendations.
- b. **Final Adoption: 22 TAC 275.1 General Requirements.** Possible final Board action on revised Rule 275.1 specifically regarding the approval process for continuing education provides and courses as of January 2022.
- c. **Final Adoption: 22 TAC 273.4 Fees.** Possible final Board action on revised Rule 273.4 relating to fees collected by the agency.
- d. **Final Adoption/Repeal: 22 TAC 280.11 Treatment of Glaucoma by an Optometric Glaucoma Specialist.** Final Board action to repeal rule based on new authority in SB993.
- e. **Proposal of Rules related to SB993:** Discussion and Board proposal on new rules required by SB993.
  - a. **Proposal: 22 TAC 277.13 Complaints Resulting From Glaucoma Treatment – Preliminary Evaluation and Official Investigation.**
  - b. **Proposal: 22 TAC 277.14 Complaints Resulting From Glaucoma Treatment – Use of Case Review Consultant and Expert Panel.**
  - c. **Proposal: 22 TAC 277.15 Complaints Resulting From Glaucoma Treatment – Disciplinary Actions and Reporting.**

**Committee on Peer Assistance.**

- a. Discussion and possible Board action on report and recommendations from the Committee on Peer Assistance.

**10. Quarterly Board Member Training.**

**11. Adjourn.**

*Notice: Persons with disabilities who plan to attend this meeting and who may need auxiliary aids or services such as interpreters for persons who are deaf or hearing impaired, readers, large print or Braille, are requested to contact Kelly Parker at 512-305-8400 at least four (4) business days prior to the meeting so that appropriate arrangements can be made.*

CLOSED SESSION: The Board may go into Executive Session on any agenda item as authorized pursuant to the Open Meetings Act, Government Code, Chapter 551.

VIRTUAL MEETING: The Texas Optometry Board is posting this *Notice* per Texas Government Code Sec. 551.041 and 551.127.

On March 13, 2020, the Governor of Texas certified COVID-19 as posing as imminent threat of disaster to the public health and safety and declared a state of disaster in all counties of Texas. Pursuant to the certification, the Governor suspended certain open meeting provisions that require government officials and members of the public to be physically present at a specified meeting location, in an effort to reduce meeting that assemble large groups of people.

The meetings will proceed via Zoom, as allowed under Texas Government Code, Sec. 551.127 and the Governor's suspension referenced above. The public may join the meetings by using the Zoom link. Members of the public will have an opportunity to participate and comment virtually. The Zoom link is posted along with the meeting notice on the Texas Secretary of State's website.