

STATE GOVERNMENT: Coleman, Chair; Welsh and Schwengels

SENATE FILE 438
BY COMMITTEE ON HUMAN RESOURCES
FORMERLY SSB 16 1 Approved 2/13 (p. 250)

FILED MAR 13 1985

Passed Senate, Date 3-26-85 (p. 105-2) Passed House, Date 4-17-85 (p. 1649)

Vote: Ayes 44 Nays 6 Vote: Ayes 95 Nays 2

Approved May 31, 1985

A BILL FOR

1 An Act allowing licensed optometrists to administer and
2 prescribe certain pharmaceutical agents.

3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

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1 Section 1. Section 154.1, Code 1985, is amended by adding
2 the following new unnumbered paragraph:

3 NEW UNNUMBERED PARAGRAPH. Therapeutically certified
4 optometrists may employ the following pharmaceuticals; topical
5 and oral antimicrobial agents, topical and oral
6 antihistamines, topical and oral antiglaucoma agents, topical
7 anti-inflammatory agents, and oral analgesic agents.
8 Superficial foreign bodies may be removed from the human eye
9 and adnexa. These therapeutic efforts are intended for the
10 purpose of examination, diagnosis, and treatment of visual
11 defects, abnormal conditions and diseases of the human eye and
12 adnexa for proper optometric practice or referral for
13 consultation or treatment to persons licensed under chapter
14 148 or 150A. A therapeutically certified optometrist is an
15 optometrist who is licensed to practice optometry in this
16 state and who is certified by the board of optometry examiners
17 to use the agents and procedures listed above. A
18 therapeutically certified optometrist shall be provided with a
19 distinctive certificate by the board which shall be displayed
20 for viewing by the patients of the optometrist.

21 Sec. 2. Section 154.3, Code 1985, is amended by adding the
22 following new subsections:

23 NEW SUBSECTION. 7. A person applying to be licensed as an
24 optometrist after January 1, 1986, shall also apply to be a
25 therapeutically certified optometrist and shall, in addition
26 to satisfactorily completing all requirements for a license to
27 practice optometry, satisfactorily complete a course as
28 defined by rule of the state board of optometry examiners and
29 complete a minimum of eighty hours of approved supervised
30 clinical training as it applies to optometry with particular
31 emphasis on the examination, diagnosis and treatment of
32 conditions of the human eye and adnexa, at an institution
33 accredited by a regional or professional accreditation
34 organization which is recognized or approved by the council on
35 postsecondary accreditation of the United States office of

1 education.

2 NEW SUBSECTION. 8. A person licensed in any state as an
3 optometrist prior to January 1, 1986, who applies to be a
4 therapeutically certified optometrist shall first
5 satisfactorily complete a course as defined by rule of the
6 board of optometry examiners with particular emphasis on the
7 examination, diagnosis and treatment of conditions of the
8 human eye and adnexa provided by an institution accredited by
9 a regional or professional accreditation organization which is
10 recognized or approved by the council on postsecondary
11 accreditation of the United States office of education, and
12 approved by the board of optometry examiners. The rule of the
13 board shall require a course including a minimum of sixty-four
14 hours of didactic education and eighty hours of approved
15 supervised clinical training in the examination, diagnosis,
16 and treatment of conditions of the human eye and adnexa.

17 NEW SUBSECTION. 9. Persons licensed in any state as an
18 optometrist prior to January 1, 1986, who apply to be a
19 therapeutically certified optometrist shall also be required
20 to qualify as a certified licensed optometrist as defined in
21 subsections 4, 5, and 6.

22 NEW SUBSECTION. 10. In addition to the examination
23 required by subsection 3, a person applying to be a
24 therapeutically certified optometrist shall also pass an
25 examination prescribed by the board of optometry examiners in
26 the examination, diagnosis, and treatment of diseases of the
27 human eye and adnexa.

28 Sec. 3. Section 154.10, Code 1985, is amended by adding
29 the following new unnumbered paragraph:

30 NEW UNNUMBERED PARAGRAPH. A therapeutically certified
31 optometrist employing pharmaceutical agents as authorized by
32 section 154.1 shall be held to the same standard of care in
33 the use of such agents and in diagnosis and treatment as is
34 common to persons licensed under chapter 148 or 150A in this
35 state.

1 Sec. 4. Section 155.1, subsection 2, Code 1985, is amended
2 to read as follows:

3 2. Persons who compound or dispense drugs and medicines or
4 fill the prescriptions of licensed physicians and surgeons,
5 dentists, podiatrists, therapeutically certified optometrists
6 or veterinarians.

7 Sec. 5. Section 155.3, subsection 11, Code 1985, is
8 amended to read as follows:

9 11. "Medical practitioner" means a physician, dentist,
10 podiatrist, therapeutically certified optometrist,
11 veterinarian or any other person authorized by law to treat
12 sick and injured humans or animals and to use prescription
13 drugs in such the treatment.

14 Sec. 6. Section 155.22, Code 1985, is amended to read as
15 follows:

16 155.22 EXCEPTIONS.

17 Sections 155.20 and 155.21 do not apply to sales by
18 wholesalers of drugs and medicines to licensed physicians,
19 dentists, podiatrists or veterinarians or to sales by
20 wholesalers to certified licensed optometrists and
21 therapeutically certified optometrists of those diagnostic and
22 therapeutic pharmaceutical agents which are authorized for use
23 by certified licensed optometrists and therapeutically
24 certified optometrists pursuant to section 154.1.

25 Sec. 7. Section 155.26, unnumbered paragraph 1, Code 1985,
26 is amended to read as follows:

27 Any A person found in possession of a drug or medicine
28 limited by law to dispensation by a prescription, unless such
29 the drug or medicine was so lawfully dispensed, ~~shall be~~
30 ~~deemed~~ is guilty of a serious misdemeanor. This section ~~shall~~
31 ~~does~~ not apply to a licensed pharmacy, licensed wholesaler,
32 physician, veterinarian, dentist, podiatrist, or
33 therapeutically certified optometrist, or to a nurse acting
34 under the direction of a physician or the board of pharmacy
35 examiners, its officers, agents, inspectors, and

1 representatives, nor to a common carrier or messenger when
2 transporting such a drug or medicine in the same unbroken
3 package in which the drug or medicine was delivered to that
4 person for transportation.

5 Sec. 8. Section 155.26, unnumbered paragraph 2, Code 1985,
6 is amended to read as follows:

7 This section ~~shall~~ does not apply to the possession by a
8 certified licensed optometrist or therapeutically certified
9 optometrist of those diagnostic or therapeutic agents which
10 are authorized for use by certified licensed optometrists or
11 therapeutically certified optometrists pursuant to section
12 154.1. The dispensing by pharmacists to certified licensed
13 optometrists or therapeutically certified optometrists of
14 those diagnostic or therapeutic agents which are authorized
15 for their use by ~~certified-licensed-optometrists~~ pursuant to
16 section 154.1 shall be permitted.

17 EXPLANATION

18 This bill provides for the certification of therapeutic
19 optometrists as opposed to certified licensed optometrists and
20 empowers them to prescribe and administer various
21 pharmaceutical agents to their patients. The bill also
22 provides that, subsequent to January 1, 1986, any person
23 applying for licensure as a certified optometrist shall also
24 apply to be a therapeutically certified optometrist. Sections
25 4 through 8 amend existing statutes to reflect the changed
26 prescriptive authority of optometrists as outlined in sections
27 1 through 3.

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1 Amend Senate File 438 as follows:
2 1. Page 1, line 11, by inserting before the word
3 "diseases" the following: "systemic related".
4 2. Page 1, line 14, by inserting before the word
5 "A" the following: "For purposes of this chapter,
6 systemic related eye diseases are those which stem
7 from, or are a manifestation of an unrelated body
8 ailment. Prior to administering treatment for a
9 systemic related eye disease, a person licensed under
10 this chapter shall obtain approval of the person's
11 diagnosis and treatment plan from a practitioner
12 licensed under chapter 148 or chapter 150A."

S-3498 Filed March 26, 1985

By WALDSTEIN

W/D 3/26 (J.1051)

SENATE 9
MARCH 26, 1985

S-3476

SENATE FILE 438

- 1 Amend Senate File 438 as follows:
2 1. Page 1, by striking line 5 and inserting the
3 following; "antimicrobial agents, topical and oral".
4 2. Page 1, line 6, by striking the words "topical
5 and oral antiglaucoma agents,".
6 3. Page 1, line 7, by striking the words "and
7 oral analgesic agents" and inserting the following:
8 "topical analgesic agents and topical anesthetic
9 agents".
10 4. Page 1, line 12, by inserting after the word
11 "adnexa" the following: ", except glaucoma,".
12 5. Page 1, line 28, by striking the word "and".
13 6. Page 1, by striking lines 29 and 30 and
14 inserting the following: "with particular".
15 7. Page 1, line 32, by striking the words
16 "adnexa, at" and inserting the following: "adnexa
17 provided by".
18 8. Page 2, line 1, by inserting after the word
19 "education" the following: ", and approved by the
20 board of optometry examiners. The rule of the board
21 shall require a course including a minimum of forty
22 hours of didactic education and sixty hours of
23 approved supervised clinical training in the
24 examination, diagnosis and treatment of conditions of
25 the human eye and adnexa. The board may also, by
26 rule, provide a procedure by which an applicant who
27 has received didactic education meeting the
28 requirements of rules adopted pursuant to this
29 subsection at an approved school of optometry may
30 apply to the board for a waiver of the didactic
31 education requirements of this subsection".
32 9. Page 2, line 13, by striking the word "sixty-
33 four" and inserting the following: "forty".
34 10. Page 2, line 14, by striking the word
35 "eighty" and inserting the following: "sixty".

S-3476 Filed March 25, 1985

Adopted 3/26 (p. 1051)

By WELLS, HUTCHINS, SCHWENGELS &
COLEMAN

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7 anesthetic agents. Superficial foreign bodies may be removed
8 from the human eye and adnexa. These therapeutic efforts are
9 intended for the purpose of examination, diagnosis, and
10 treatment of visual defects, abnormal conditions and diseases
11 of the human eye and adnexa, except glaucoma, for proper
12 optometric practice or referral for consultation or treatment
13 to persons licensed under chapter 148 or 150A. A
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15 licensed to practice optometry in this state and who is
16 certified by the board of optometry examiners to use the
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29 particular emphasis on the examination, diagnosis and
30 treatment of conditions of the human eye and adnexa provided
31 by an institution accredited by a regional or professional
32 accreditation organization which is recognized or approved by
33 the council on postsecondary accreditation of the United
34 States office of education, and approved by the board of
35 optometry examiners. The rule of the board shall require a

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7 adopted pursuant to this subsection at an approved school of
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13 dentists, podiatrists, therapeutically certified optometrists
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SSB 161

HUMAN RESOURCES: Carr, Chair; Coleman and Taylor

SSB 161

Human Resources

SENATE FILE 438

New
SF 438

BY (PROPOSED COMMITTEE ON
HUMAN RESOURCES BILL)

Passed Senate, Date _____ Passed House, Date _____
Vote: Ayes _____ Nays _____ Vote: Ayes _____ Nays _____
Approved _____

A BILL FOR

1 An Act allowing licensed optometrists to administer and
2 prescribe certain pharmaceutical agents.
3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:
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30 clinical training as it applies to optometry with particular
31 emphasis on the examination, diagnosis and treatment of
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16 155.22 EXCEPTIONS.

17 Sections 155.20 and 155.21 do not apply to sales by
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28 limited by law to dispensation by a prescription, unless such
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17 EXPLANATION

18 This bill provides for the certification of therapeutic
19 optometrists as opposed to certified licensed optometrists and
20 empowers them to prescribe and administer various
21 pharmaceutical agents to their patients. The bill also
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26 prescriptive authority of optometrists as outlined in sections
27 1 through 3.

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SENATE FILE 438

AN ACT

ALLOWING LICENSED OPTOMETRISTS TO ADMINISTER AND PRESCRIBE
CERTAIN PHARMACEUTICAL AGENTS.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

Section 1. Section 154.1, Code 1985, is amended by adding the following new unnumbered paragraph:

NEW UNNUMBERED PARAGRAPH. Therapeutically certified optometrists may employ the following pharmaceuticals; topical antimicrobial agents, topical and oral antihistamines, topical anti-inflammatory agents, topical analgesic agents and topical anesthetic agents. Superficial foreign bodies may be removed from the human eye and adnexa. These therapeutic efforts are intended for the purpose of examination, diagnosis, and treatment of visual defects, abnormal conditions and diseases of the human eye and adnexa, except glaucoma, for proper optometric practice or referral for consultation or treatment to persons licensed under chapter 148 or 150A. A therapeutically certified optometrist is an optometrist who is licensed to practice optometry in this state and who is certified by the board of optometry examiners to use the agents and procedures listed above. A therapeutically certified optometrist shall be provided with a distinctive certificate by the board which shall be displayed for viewing by the patients of the optometrist.

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Sec. 7. Section 155.26, unnumbered paragraph 1, Code 1985, is amended to read as follows:

Any A person found in possession of a drug or medicine limited by law to dispensation by a prescription, unless such the drug or medicine was so lawfully dispensed, shall-be deemed is guilty of a serious misdemeanor. This section shall does not apply to a licensed pharmacy, licensed wholesaler, physician, veterinarian, dentist, podiatrist, or therapeutically certified optometrist, or to a nurse acting under the direction of a physician or the board of pharmacy examiners, its officers, agents, inspectors, and representatives, nor to a common carrier or messenger when transporting such a drug or medicine in the same unbroken package in which the drug or medicine was delivered to that person for transportation.

Sec. 8. Section 155.26, unnumbered paragraph 2, Code 1985, is amended to read as follows:

This section shall does not apply to the possession by a certified licensed optometrist or therapeutically certified optometrist of those diagnostic or therapeutic agents which are authorized for use by certified licensed optometrists or therapeutically certified optometrists pursuant to section 154.1. The dispensing by pharmacists to certified licensed optometrists or therapeutically certified optometrists of

those diagnostic or therapeutic agents which are authorized for their use by-certified-licensed-optometrists pursuant to section 154.1 shall be permitted.

ROBERT T. ANDERSON
President of the Senate

DONALD D. AVENSON
Speaker of the House

I hereby certify that this bill originated in the Senate and is known as Senate File 438, Seventy-first General Assembly.

K. MARIE THAYER
Secretary of the Senate

Approved May 31, 1985

TERRY E. BRANSTAD
Governor

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