



**VIRTUAL/TELECONFERENCE
OPTOMETRY EXAMINING BOARD
Virtual, 4822 Madison Yards Way, Madison
Contact: Will Johnson 608) 266-2112
September 4, 2025**

The following agenda describes the issues that the Board plans to consider at the meeting. At the time of the meeting, items may be removed from the agenda. Please consult the meeting minutes for a record of the actions of the Board.

AGENDA

9:00 A.M.

OPEN SESSION – CALL TO ORDER – ROLL CALL

- A. Adoption of Agenda (1-4)**
- B. Approval of Minutes of May 1, 2025 (5-6)**
- C. Reminders: Conflicts of Interest, Scheduling Concerns**
- D. Introductions, Announcements and Recognition**
- E. Administrative Matters**
 - 1. Department, Staff and Board Updates
 - 2. Board Members – Term Expiration Dates
 - a. Jenkins, Mark A. – 7/1/2016
 - b. Kenitz, Scott F. – 7/1/2025
 - c. Slaby, Lisa L. – 7/1/2027
 - d. Sorce, Peter I. – 7/1/2023
 - e. Wilson, Emmylou – 7/1/2027
 - f. Wonderling, Ann M. – 7/1/2027
- F. Administrative Rule Matters – Discussion and Consideration (7-19)**
 - 1. Discussion of Final Rule Draft for Opt 1 and 5 **(8-13)**
 - 2. Update on Adoption Order for Opt 8 **(14-18)**
 - 3. Pending or Possible Rulemaking Projects **(19)**
- G. Legislative and Policy Matters – Discussions and Consideration**
- H. Prescription Drug Monitoring Program (PDMP) Overview and Updates (20-22)**
 - 1. WI PDMP Overview **(21)**
 - 2. PDMP Data Updates: Optometry **(22)**

I. Adoption 2026 Board Goals to Address Opioid Abuse – Review (23)

J. Speaking Engagements, Travel, or Public Relation Requests, and Reports

1. Travel Report: Association of Regulatory Boards of Optometry (ARBO) Annual Meeting – June 22-24, 2025 – Minneapolis, MN (Sorce)

K. Discussion and Consideration of Items Added After Preparation of Agenda

1. Introductions, Announcements and Recognition
2. Nominations, Elections, and Appointments
3. Administrative Matters
4. Election of Officers
5. Appointment of Liaisons and Alternates
6. Delegation of Authorities
7. Education and Examination Matters
8. Credentialing Matters
9. Practice Matters
10. Legislative and Policy Matters
11. Administrative Rule Matters
12. Liaison Reports
13. Board Liaison Training and Appointment of Mentors
14. Informational Items
15. Public Health Emergencies
16. Division of Legal Services and Compliance (DLSC) Matters
17. Presentations of Petitions for Summary Suspension
18. Petitions for Designation of Hearing Examiner
19. Presentation of Stipulations, Final Decisions and Orders
20. Presentation of Proposed Final Decisions and Orders
21. Presentation of Interim Orders
22. Petitions for Re-Hearing
23. Petitions for Assessments
24. Petitions to Vacate Orders
25. Requests for Disciplinary Proceeding Presentations
26. Motions
27. Petitions
28. Appearances from Requests Received or Renewed
29. Speaking Engagements, Travel, or Public Relation Requests, and Reports

L. Public Comments

CONVENE TO CLOSED SESSION to deliberate on cases following hearing (s. 19.85(1)(a), Stats.); to consider licensure or certification of individuals (s. 19.85(1)(b), Stats.); to consider closing disciplinary investigations with administrative warnings (ss. 19.85(1)(b), and 440.205, Stats.); to consider individual histories or disciplinary data (s. 19.85(1)(f), Stats.); and to confer with legal counsel (s. 19.85(1)(g), Stats.).

M. Division of Legal Services and Compliance (DLSC) Matters

1. **Proposed Stipulations, Final Decisions and Orders**
 - a. 23 OPT 011 – Randall G. Melchert (24-30)

N. Deliberation of Items Added After Preparation of the Agenda

1. Introductions, Announcements and Recognition
2. Nominations, Elections, and Appointments
3. Administrative Matters
4. Election of Officers
5. Appointment of Liaisons and Alternates
6. Delegation of Authorities
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29. Speaking Engagements, Travel, or Public Relation Requests, and Reports

O. Consulting with Legal Counsel

RECONVENE TO OPEN SESSION IMMEDIATELY FOLLOWING CLOSED SESSION

P. Vote on Items Considered or Deliberated Upon in Closed Session, if Voting is Appropriate

Q. Open Session Items Noticed Above Not Completed in the Initial Open Session

R. Delegation of Ratification of Examination Results and Ratification of Licenses and Certificates

ADJOURNMENT

NEXT MEETING: NOVEMBER 6, 2025

 MEETINGS AND HEARINGS ARE OPEN TO THE PUBLIC, AND MAY BE CANCELLED WITHOUT NOTICE.

Times listed for meeting items are approximate and depend on the length of discussion and voting. All meetings are held virtually unless otherwise indicated. In-person meetings are typically conducted at 4822 Madison Yards Way, Madison, Wisconsin, unless an alternative location is

listed on the meeting notice. In order to confirm a meeting or to request a complete copy of the board's agenda, please visit the Department website at <https://dsps.wi.gov>. The board may also consider materials or items filed after the transmission of this notice. Times listed for the commencement of any agenda item may be changed by the board for the convenience of the parties. The person credentialed by the board has the right to demand that the meeting at which final action may be taken against the credential be held in open session. Requests for interpreters for the hard of hearing, or other accommodations, are considered upon request by contacting the Affirmative Action Officer or reach the Meeting Staff by calling 608-267-7213.

**VIRTUAL/TELECONFERENCE
OPTOMETRY EXAMINING BOARD
MEETING MINUTES
MAY 1, 2025**

PRESENT: Scott Kenitz, Lisa Slaby, Peter Sorce, Emmylou Wilson (*arrived at 9:01 a.m.*), Ann Wonderling

ABSENT: Mark Jenkins

STAFF: Tom Ryan, Executive Director; Jameson Whitney, Legal Counsel; Jacob Pelegrin, Administrative Rules Coordinator; Tracy Drinkwater, Board Administration Specialist; and other DSPS Staff

CALL TO ORDER

Lisa Slaby, Chairperson, called the meeting to order at 9:00 a.m. A quorum was confirmed with four (4) members present.

Emmylou Wilson arrived at 9:01 a.m.

ADOPTION OF AGENDA

Amendments to the Agenda

- *Remove D.2, and D.3.*
- *Amend E.2. a. ~~Blahnik, Bernard J. — 7/1/2028~~; add Jenkins, Mark - 7/1/2016*

MOTION: Ann Wonderling moved, seconded by Peter Sorce, to adopt the Agenda as amended. Motion carried unanimously.

APPROVAL OF MINUTES OF FEBRUARY 6, 2025

MOTION: Emmylou Wilson moved, seconded by Scott Kenitz, to adopt the Minutes of February 6, 2025, as published. Motion carried unanimously.

ADMINISTRATIVE RULE MATTERS

Discussion of Adoption Order for Opt 1, 5, and 6 for Telehealth

MOTION: Peter Sorce moved, seconded by Emmylou Wilson, to authorize the Chair to approve the Adoption Order for Opt 1, 5, and 6 relating to Telehealth. Motion carried unanimously.

**DELEGATION OF RATIFICATION OF EXAMINATION RESULTS AND
RATIFICATION OF LICENSES AND CERTIFICATES**

MOTION: Emmylou Wilson moved, seconded by Scott Kenitz, to delegate ratification of examination results to DSPS staff and to delegate and ratify all licenses and certificates as issued. Motion carried unanimously.

ADJOURNMENT

MOTION: Peter Sorce moved, seconded by Emmylou Wilson, to adjourn the meeting. Motion carried unanimously.

The meeting adjourned at 9:30 a.m.

DRAFT

**State of Wisconsin
Department of Safety & Professional Services**

AGENDA REQUEST FORM

1) Name and title of person submitting the request: Jake Pelegrin Administrative Rules Coordinator		2) Date when request submitted: 8/21/25 <small>Items will be considered late if submitted after 12:00 p.m. on the deadline date which is 8 business days before the meeting</small>									
3) Name of Board, Committee, Council, Sections: Optometry Examining Board											
4) Meeting Date: 9/4/25	5) Attachments: <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	6) How should the item be titled on the agenda page? Administrative Rule Matters – Discussion and Consideration 1. Discussion of Final Rule Draft for Opt 1 and 5 2. Update on Adoption Order for Opt 8 3. Pending or possible rulemaking projects.									
7) Place Item in: <input checked="" type="checkbox"/> Open Session <input type="checkbox"/> Closed Session	8) Is an appearance before the Board being scheduled? <i>(If yes, please complete Appearance Request for Non-DSPS Staff)</i> <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	9) Name of Case Advisor(s), if required: N/A									
10) Describe the issue and action that should be addressed: Attachments: -Clearinghouse Report and Final Rule Draft for Opt 1 and 5 -Adoption Order for Opt 8 -Rules progress chart											
<table style="width: 100%; border: none;"> <tr> <td style="width: 60%; border: none;"> 11) <i>Jake Pelegrin</i> </td> <td style="width: 40%; border: none; text-align: right;"> Authorization 8/21/25 </td> </tr> <tr> <td style="border-top: 1px solid black; border-bottom: 1px solid black;"> Signature of person making this request </td> <td style="border-top: 1px solid black; border-bottom: 1px solid black; text-align: right;"> Date </td> </tr> <tr> <td style="border-top: 1px solid black; border-bottom: 1px solid black;"> Supervisor (if required) </td> <td style="border-top: 1px solid black; border-bottom: 1px solid black; text-align: right;"> Date </td> </tr> <tr> <td colspan="2" style="border-top: 1px solid black; border-bottom: 1px solid black;"> Executive Director signature (indicates approval to add post agenda deadline item to agenda) </td> </tr> </table>				11) <i>Jake Pelegrin</i>	Authorization 8/21/25	Signature of person making this request	Date	Supervisor (if required)	Date	Executive Director signature (indicates approval to add post agenda deadline item to agenda)	
11) <i>Jake Pelegrin</i>	Authorization 8/21/25										
Signature of person making this request	Date										
Supervisor (if required)	Date										
Executive Director signature (indicates approval to add post agenda deadline item to agenda)											
Directions for including supporting documents: 1. This form should be attached to any documents submitted to the agenda. 2. Post Agenda Deadline items must be authorized by a Supervisor and the Policy Development Executive Director. 3. If necessary, provide original documents needing Board Chairperson signature to the Bureau Assistant prior to the start of a meeting.											



Wisconsin Legislative Council

RULES CLEARINGHOUSE

Scott Grosz
Clearinghouse Director

Margit Kelley
Clearinghouse Assistant Director

Anne Sappenfield
Legislative Council Director

CLEARINGHOUSE REPORT TO AGENCY

[THIS REPORT HAS BEEN PREPARED PURSUANT TO S. 227.15, STATS. THIS IS A REPORT ON A RULE AS ORIGINALLY PROPOSED BY THE AGENCY; THE REPORT MAY NOT REFLECT THE FINAL CONTENT OF THE RULE IN FINAL DRAFT FORM AS IT WILL BE SUBMITTED TO THE LEGISLATURE. THIS REPORT CONSTITUTES A REVIEW OF, BUT NOT APPROVAL OR DISAPPROVAL OF, THE SUBSTANTIVE CONTENT AND TECHNICAL ACCURACY OF THE RULE.]

CLEARINGHOUSE RULE **25-027**

AN ORDER to repeal Opt 1.02 (5) (i) and 5.02 (2); and to create Opt 1.02 (5) (h) 4., relating to definitions.

Submitted by **OPTOMETRY EXAMINING BOARD**

04-04-2025 RECEIVED BY LEGISLATIVE COUNCIL.

04-24-2025 REPORT SENT TO AGENCY.

SG:SM

LEGISLATIVE COUNCIL RULES CLEARINGHOUSE REPORT

This rule has been reviewed by the Rules Clearinghouse. Based on that review, comments are reported as noted below:

1. STATUTORY AUTHORITY [s. 227.15 (2) (a)]

Comment Attached YES ☐ NO ☒

2. FORM, STYLE AND PLACEMENT IN ADMINISTRATIVE CODE [s. 227.15 (2) (c)]

Comment Attached YES ☐ NO ☒

3. CONFLICT WITH OR DUPLICATION OF EXISTING RULES [s. 227.15 (2) (d)]

Comment Attached YES ☐ NO ☒

4. ADEQUACY OF REFERENCES TO RELATED STATUTES, RULES AND FORMS
[s. 227.15 (2) (e)]

Comment Attached YES ☐ NO ☒

5. CLARITY, GRAMMAR, PUNCTUATION AND USE OF PLAIN LANGUAGE [s. 227.15 (2) (f)]

Comment Attached YES ☐ NO ☒

6. POTENTIAL CONFLICTS WITH, AND COMPARABILITY TO, RELATED FEDERAL
REGULATIONS [s. 227.15 (2) (g)]

Comment Attached YES ☐ NO ☒

7. COMPLIANCE WITH PERMIT ACTION DEADLINE REQUIREMENTS [s. 227.15 (2) (h)]

Comment Attached YES ☐ NO ☒

STATE OF WISCONSIN
OPTOMETRY EXAMINING BOARD

IN THE MATTER OF RULEMAKING	:	PROPOSED ORDER OF THE
PROCEEDINGS BEFORE THE	:	OPTOMETRY EXAMINING BOARD
OPTOMETRY EXAMINING BOARD	:	ADOPTING RULES
	:	(CLEARINGHOUSE RULE 25-027)

PROPOSED ORDER

An order of the Optometry Examining Board to **repeal** Opt 1.02 (5) (i) and 5.02 (2); and to **create** Opt 1.02 (5) (h) 4. relating to Definitions.

Analysis prepared by the Department of Safety and Professional Services.

ANALYSIS

Statutes interpreted: Sections 449.01 (1) (a) 2. a. and 449.01 (2), Stats.

Statutory authority: Sections 15.08 (5) (b) and 227.11 (2) (a), Stats.

Explanation of agency authority:

Section 15.08 (5) (b), Stats. provides that each examining board “[s]hall promulgate rules for its own guidance and for the guidance of the trade or profession to which it pertains, and define and enforce professional conduct and unethical practices not inconsistent with the law relating to the particular trade or profession.”

Section 227.11 (2) (a), Stats. provides that “Each agency may promulgate rules interpreting the provisions of any statute enforced or administered by the agency, if the agency considers it necessary to effectuate the purpose of the statute, but a rule is not valid if the rule exceeds the bounds of correct interpretation.”

Related statute or rule:

None.

Plain language analysis:

In chapter Opt 5, the quality standards for ophthalmic lenses in Opt 5.11 and the disclosure requirements on extended-wear contact lenses in Opt 5.14 were removed by a previous rule. However, the definition of extended-wear contact lenses was left in Opt 5. This rule removes this obsolete definition. In chapter Opt 1, the definition of a minimum eye examination for the fitting of contact lenses includes a requirement to inform the patient of the risks if contact lenses are prescribed for extended wear. This rule removes

that requirement and creates a new requirement to counsel the patient on the risks of wearing contact lenses during sleep.

Summary of, and comparison with, existing or proposed federal regulation:

None.

Comparison with rules in adjacent states:

Illinois:

Rules of the Illinois Department of Financial and Professional Regulation regulate the practice of optometry [68 Ill. Adm. Code 1320.100]. This section regulates the prescribing and fitting of any ophthalmic lenses including contact lenses. However, no part of the Illinois optometry code specifically mentions extended-wear contact lenses.

Iowa:

Rules of the Iowa Board of Optometry regulate the furnishing of prescriptions to patients [645 IAC 181.3 (154)]. This section provides requirements for the eye examination, for the lenses, and for the prescription. However, no part of the Iowa optometry code specifically mentions extended-wear contact lenses.

Michigan:

Michigan laws regulate the prescribing of contact lenses [MCL 333.5553 to 333.5559]. They provide the regulations optometrists need to follow for prescribing and eye examination. However, they don't specifically mention extended-wear contact lenses.

Minnesota:

Minnesota statutes regulate ophthalmic services and ophthalmic goods provided by optometrists [Minnesota Statutes, 145.711 to 145.714]. They regulate eye examinations, fittings, and products provided. However, they don't specifically mention extended-wear contact lenses.

Summary of factual data and analytical methodologies:

The proposed rules were developed by the Board reviewing the current definitions in chapters Opt 1 and 5 and deciding what changes were necessary.

Analysis and supporting documents used to determine effect on small business or in preparation of economic impact analysis:

The proposed rules were posted for a period of 14 days to solicit public comment on economic impact, including how the proposed rules may affect businesses, local government units, and individuals. No comments were received.

Fiscal Estimate and Economic Impact Analysis:

The Fiscal Estimate and Economic Impact Analysis are attached.

Effect on small business:

These proposed rules do not have an economic impact on small businesses, as defined in s. 227.114 (1), Stats. The Department's Regulatory Review Coordinator may be contacted at Jennifer.Garrett@wisconsin.gov or (608) 266-2112.

Agency contact person:

Jake Pelegrin, Administrative Rules Coordinator, Department of Safety and Professional Services, Division of Policy Development, 4822 Madison Yards Way, P.O. Box 8366, Madison, Wisconsin 53708; email at DSPSAdminRules@wisconsin.gov.

Place where comments are to be submitted and deadline for submission:

Comments may be submitted to Jake Pelegrin, Administrative Rules Coordinator, Department of Safety and Professional Services, Division of Policy Development, 4822 Madison Yards Way, P.O. Box 8366, Madison, WI 53708-8366, or by email to DSPSAdminRules@wisconsin.gov. Comments must be received on or before the public hearing, scheduled for September 4, 2025, to be included in the record of rule-making proceedings.

TEXT OF RULE

SECTION 1. Opt 1.02 (5) (h) 4. is created to read:

Opt 1.02 (5) (h) 4. The potential risks or complications of wearing contact lenses during sleep.

SECTION 2. Opt 1.02 (5) (i) is repealed.

SECTION 3. Opt 5.02 (2) is repealed.

SECTION 4. EFFECTIVE DATE. The rules adopted in this order shall take effect on the first day of the month following publication in the Wisconsin Administrative Register, pursuant to s. 227.22 (2) (intro.), Stats.

(END OF TEXT OF RULE)

This Proposed Order of the Optometry Examining Board is approved for submission to the Governor and Legislature.

Dated _____

Chairperson
Optometry Examining Board

STATE OF WISCONSIN
OPTOMETRY EXAMINING BOARD

IN THE MATTER OF RULEMAKING	:	PROPOSED ORDER OF THE
PROCEEDINGS BEFORE THE	:	OPTOMETRY EXAMINING BOARD
OPTOMETRY EXAMINING BOARD	:	ADOPTING RULES
	:	(CLEARINGHOUSE RULE 24-080)

ORDER

An order of the Optometry Examining Board to **renumber** Opt 8.01 (1); to **amend** Opt 8.02 (3e), (3m) (a), (3s), Opt 8.03 (1) (a), (2) (h), and (4); and to **create** Opt 8.01 (1m) and (5), relating to continuing education.

Analysis prepared by the Department of Safety and Professional Services.

ANALYSIS

Statutes interpreted: Section 449.06 (2m), Stats.

Statutory authority: Sections 15.08 (5) (b), 227.11 (2) (a), and 449.06 (2m), Stats.

Explanation of agency authority:

Section 15.08 (5) (b), Stats. provides that each examining board “[s]hall promulgate rules for its own guidance and for the guidance of the trade or profession to which it pertains, and define and enforce professional conduct and unethical practices not inconsistent with the law relating to the particular trade or profession.”

Section 227.11 (2) (a), Stats. provides that “Each agency may promulgate rules interpreting the provisions of any statute enforced or administered by the agency, if the agency considers it necessary to effectuate the purpose of the statute, but a rule is not valid if the rule exceeds the bounds of correct interpretation.”

Section 449.06 (2m), Stats. provides that “The examining board shall promulgate rules requiring a person who is issued a license to practice optometry to complete, during the 2-year period immediately preceding the renewal date specified in s. 440.08 (2) (a), not less than 30 hours of continuing education. The rules shall include requirements that apply only to optometrists who are allowed to use topical ocular diagnostic pharmaceutical agents under s. 449.17 or who are allowed to use therapeutic pharmaceutical agents or remove foreign bodies from an eye or from an appendage to the eye under s. 449.18.”

Related statute or rule:

None.

Plain language analysis:

The proposed rule clarifies the number of continuing education hours and instructional format required to renew an optometry license according to the updated standards adopted by the Association of Regulatory Boards of Optometry (ARBO) and the Council on Optometric Practitioner Education (COPE). The rule sets hour requirements for in person, synchronous virtual, and asynchronous continuing education hours required to renew an optometry license. COPE has updated definitions of synchronous and asynchronous course formats and hours to align with modern education terminology and provided new definitions to guide state regulatory boards. The rule requires at least 10 of the 30 hours of continuing education per biennium to be completed in person. It allows up to 10 of the hours to be completed in an asynchronous course format. The third option that licensees have for their course formats is synchronous virtual, and they will be able to do up to 20 of the 30 required hours in synchronous virtual format.

Summary of, and comparison with, existing or proposed federal regulation:

N/A

Summary of public comments received on statement of scope and a description of how and to what extent those comments and feedback were taken into account in drafting the proposed rule:

N/A

Comparison with rules in adjacent states:**Illinois:**

Rules of the Illinois Department of Financial and Professional Regulation establish continuing education (CE) requirements for optometrists licensed in Illinois [68 Ill. Adm. Code 1320.80]. Illinois has recently updated their code to allow different course formats. Out of a total of 30 required CE hours per renewal cycle, at least 12 hours must be in person and up to 18 hours may be “completed online through live, real-time presentations or by pre-recorded video”. In other words, these are essentially the in person, synchronous virtual, and asynchronous course formats defined by COPE.

Iowa:

Rules of the Iowa Board of Optometry establish continuing education requirements for optometrists licensed in Iowa [645 IAC 181.1 – 181.3]. Iowa has not yet included the new COPE course format definitions within these rules. However, it only allows a maximum of 10 CE hours per renewal cycle to be virtual for both of their credential levels (30 hours total and 50 hours total required).

Michigan:

Rules of the Michigan Board of Optometry establish continuing education requirements for optometrists licensed in Michigan [Mich Admin Code, R 338.331 to R 338.333]. They require a total of 40 CE hours per renewal cycle. The only provision that covers the topic of in person versus virtual CE is the following: “A minimum of 20 of the required continuing education hours must be completed in a live, synchronous learning format. The remaining hours may be completed in any other format” [R 338.331 (4)]. Since it does not specify that courses must be in person, and since “live, synchronous” fits the COPE definition of a synchronous virtual course, it is presumed to mean that at least 20 hours must be either in person courses or synchronous virtual courses. In this case, all of a licensee’s CE hours may be virtual.

Minnesota:

Rules of the Minnesota Board of Optometry establish continuing education requirements for optometrists licensed in Minnesota [Minnesota Rules, Chapter 6500.3000]. They require a total of 40 CE hours per renewal cycle. At least 25 hours must be course formats of in person or virtual synchronous. A maximum of 15 hours may be asynchronous. In this case, all of a licensee’s CE hours may be virtual.

Summary of factual data and analytical methodologies:

The proposed rules were developed by the Board reviewing the new course format definitions, by reviewing chapter Opt 8, and deciding what changes were needed.

Analysis and supporting documents used to determine effect on small business or in preparation of economic impact analysis:

The proposed rules were posted for a period of 14 days to solicit public comment on economic impact, including how the proposed rules may affect businesses, local government units, and individuals. No comments were received.

Fiscal Estimate and Economic Impact Analysis:

The Fiscal Estimate and Economic Impact Analysis are attached.

Effect on small business:

These proposed rules do not have an economic impact on small businesses, as defined in s. 227.114 (1), Stats. The Department’s Regulatory Review Coordinator may be contacted at Jennifer.Garrett@wisconsin.gov or (608) 266-2112.

Agency contact person:

Jake Pelegrin, Administrative Rules Coordinator, Department of Safety and Professional Services, Division of Policy Development, 4822 Madison Yards Way, P.O. Box 8366, Madison, Wisconsin 53708; email at DSPSAdminRules@wisconsin.gov.

TEXT OF RULE

SECTION 1. Opt 8.01 (1) is renumbered to 8.01 (1e).

SECTION 2. Opt 8.01 (1m) is created to read:

Opt 8.01 (1m) “Asynchronous course” means an educational course in which content is created and made available for learners at a later date, and there is no real-time communication between the instructor and the learner. Examples include a recorded webinar without instructor interaction, reading an assigned journal article, viewing a webcast, or listening to an assigned podcast.

SECTION 3. Opt 8.01 (5) is created to read:

Opt 8.01 (5) “Synchronous virtual course” means an educational course with real time communication between the instructor and the learner, and learners can receive immediate feedback. Examples include interactive webinars in real time, videoconferences, or interactive posters with authors presenting in real time.

SECTION 4. Opt 8.02 (3e) is amended to read:

Opt 8.02 (3e) At least ~~20~~10 of the 30 hours of approved continuing education required under sub. (1) shall be completed by attending programs in person. Programs not completed in person may include synchronous virtual courses or asynchronous courses. Up to 10 of the 30 approved hours may be completed in an asynchronous course format. Any programs not completed in person shall be COPE or Joint Accreditation for Interprofessional Continuing Education ~~approved~~ accredited programs, in accordance with s. Opt 8.03 (1) (a), or programs approved under s. Opt 8.03 (2). Synchronous virtual courses shall include a type of attendance monitoring or post-course evaluation. Asynchronous courses shall include a post-course test requiring a minimum score of 70% to receive credit.

SECTION 5. Opt 8.02 (3m) (a) is amended to read:

Opt 8.02 (3m) (a) Approval of less than the ~~20~~10 hours of in person continuing education required under sub. (3e), or less than the 5 hours of in person continuing education required under sub. (3s).

SECTION 6. Opt 8.02 (3s) is amended to read:

Opt 8.02 (3s) An optometrist who by the renewal date has been licensed for one year or less from the date issued shall not be required to report continuing education for the first

renewal of the license. An optometrist who by the renewal date holds a license for more than one year and less than 2 years shall be required to report 15 hours of approved continuing education for the first renewal of the license. A minimum of ~~10~~5 of the 15 approved hours shall be attended in person. Programs not completed in person may include synchronous virtual courses or asynchronous courses. Up to 5 of the 15 approved hours may be completed in an asynchronous course format. Any programs not completed in person shall be COPE or Joint Accreditation for Interprofessional Continuing Education accredited programs, in accordance with s. Opt 8.03 (1) (a), or programs approved under s. Opt 8.03 (2). Synchronous virtual courses shall include a type of attendance monitoring or post-course evaluation. Asynchronous courses shall include a post-course test requiring a minimum score of 70% to receive credit.

SECTION 7. Opt 8.03 (1) (a) is amended to read:

Opt 8.03 (1) (a) Any continuing education program ~~approved~~ accredited by COPE or Joint Accreditation for Interprofessional Continuing Education. This may include course formats of in person courses, synchronous virtual courses, or asynchronous courses. Synchronous virtual courses shall include a type of attendance monitoring or post-course evaluation. Asynchronous courses shall include a post-course test requiring a minimum score of 70% to receive credit.

SECTION 8. Opt 8.03 (2) (h) is amended to read:

Opt 8.03 (2) (h) Delivery method of the program, whether in person, synchronous virtual, or asynchronous.

SECTION 9. Opt 8.03 (4) is amended to read:

Opt 8.03 (4) In cases of hardship under s. Opt 8.02 (3m), the board may waive any requirement under this section or s. Opt 8.02 (3e) or (3s) as deemed appropriate by the board.

SECTION 10. EFFECTIVE DATE. The rules adopted in this order shall take effect on the first day of the month following publication in the Wisconsin Administrative Register, pursuant to s. 227.22 (2) (intro.), Stats.

(END OF TEXT OF RULE)

Dated 08-05-2025

Lisa L. Slaby, O.D.

Chairperson
Optometry Examining Board

Optometry Examining Board Rule Projects

Clearinghouse Rule Number	Scope #	Scope Expiration	Code Chapter Affected	Relating clause	Current Stage	Next Step
CR 24-029	018-23	08/20/2025	OPT 1, 5 and 6	Telehealth	Rule effective 7/1/2025.	Rule effective 7/1/2025.
CR 24-080	057-23	2/26/2026	OPT 8	Continuing Education-ARBO COPE	Adoption Order signed and submitted for publication.	Rule effective date to be determined.
CR 25-027	057-24	11/28/2026	OPT 1 and 5	Definitions	Hold public hearing, discuss Clearinghouse comments, and finalize final rule draft.	Submit final rule draft and report to the legislature to Governor's Office.

**State of Wisconsin
Department of Safety & Professional Services**

AGENDA REQUEST FORM

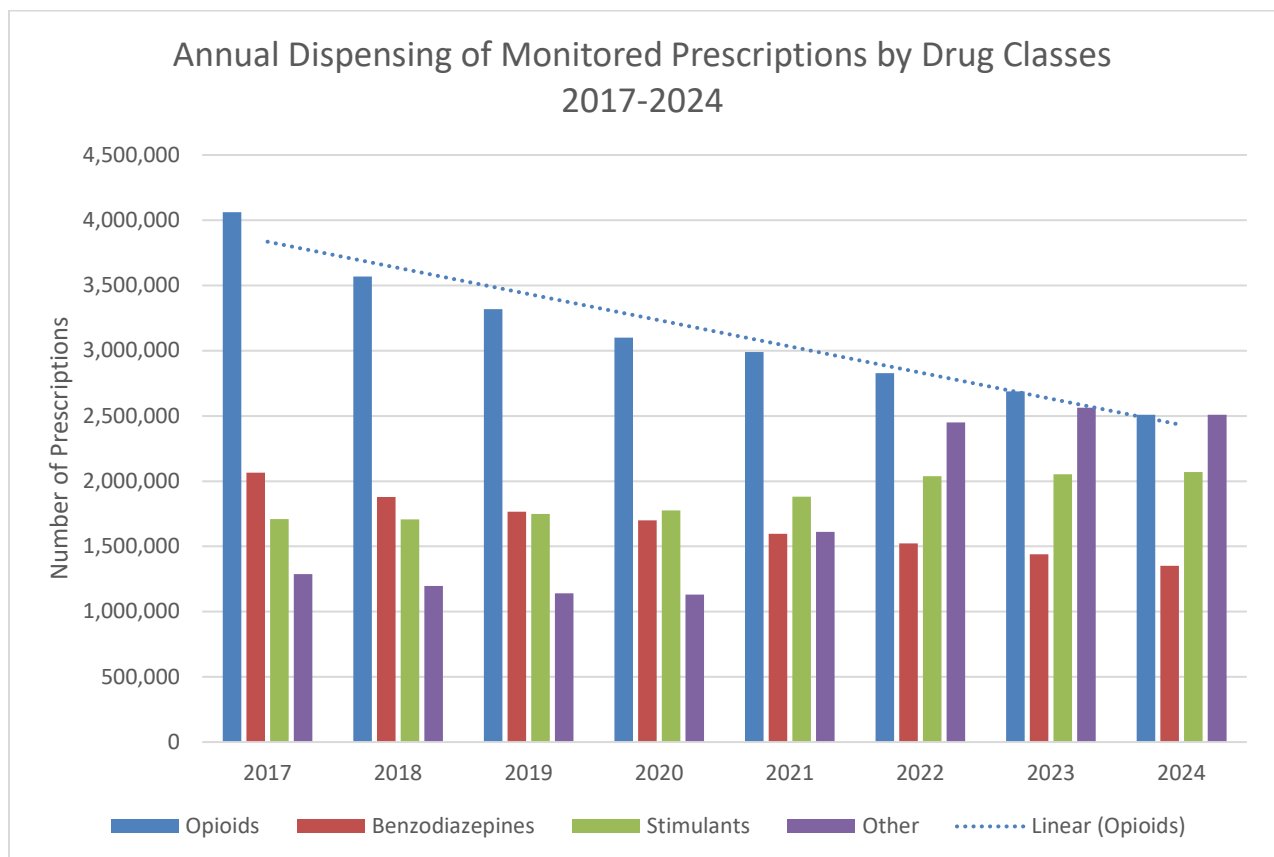
1) Name and title of person submitting the request: Marjorie Liu Program Lead, PDMP		2) Date when request submitted: 08/25/2025 <small>Items will be considered late if submitted after 12:00 p.m. on the deadline date which is 8 business days before the meeting</small>														
3) Name of Board, Committee, Council, Sections: Optometry Examining Board																
4) Meeting Date: 9/4/2025	5) Attachments: <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	6) How should the item be titled on the agenda page? Prescription Drug Monitoring Program (PDMP) Overview and Updates														
7) Place Item in: <input checked="" type="checkbox"/> Open Session <input type="checkbox"/> Closed Session		8) Is an appearance before the Board being scheduled? <i>(If yes, please complete Appearance Request for Non-DSPS Staff)</i> <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	9) Name of Case Advisor(s), if required:													
10) Describe the issue and action that should be addressed: <div style="margin-left: 20px;"> 1. WI PDMP Overview <div style="margin-left: 20px;"> a. Recent Enhancements b. NPI Requirement </div> 2. PDMP Data Updates: Optometry </div>																
<table style="width: 100%; border-collapse: collapse;"> <tr> <td style="width: 40%; border-bottom: 1px solid black; vertical-align: bottom;"> 11) <i>Marjorie Liu</i> </td> <td style="width: 20%; text-align: center; border-bottom: 1px solid black; vertical-align: bottom;"> Authorization </td> <td style="width: 40%; border-bottom: 1px solid black; vertical-align: bottom;"> <div style="text-align: right;">8/25/2025</div> </td> </tr> <tr> <td style="border-bottom: 1px solid black; vertical-align: bottom;"> Signature of person making this request </td> <td></td> <td style="border-bottom: 1px solid black; vertical-align: bottom; text-align: right;"> Date </td> </tr> <tr> <td style="border-bottom: 1px solid black; vertical-align: bottom;"> Supervisor (if required) </td> <td></td> <td style="border-bottom: 1px solid black; vertical-align: bottom; text-align: right;"> Date </td> </tr> <tr> <td colspan="3" style="border-bottom: 1px solid black; vertical-align: bottom;"> Executive Director signature (indicates approval to add post agenda deadline item to agenda) </td> <td style="border-bottom: 1px solid black; vertical-align: bottom; text-align: right;"> Date </td> </tr> </table>				11) <i>Marjorie Liu</i>	Authorization	<div style="text-align: right;">8/25/2025</div>	Signature of person making this request		Date	Supervisor (if required)		Date	Executive Director signature (indicates approval to add post agenda deadline item to agenda)			Date
11) <i>Marjorie Liu</i>	Authorization	<div style="text-align: right;">8/25/2025</div>														
Signature of person making this request		Date														
Supervisor (if required)		Date														
Executive Director signature (indicates approval to add post agenda deadline item to agenda)			Date													
Directions for including supporting documents: 1. This form should be attached to any documents submitted to the agenda. 2. Post Agenda Deadline items must be authorized by a Supervisor and the Policy Development Executive Director. 3. If necessary, provide original documents needing Board Chairperson signature to the Bureau Assistant prior to the start of a meeting.																



WISCONSIN | ePDMP

Wisconsin Prescription Drug Monitoring Program (PDMP) Overview

- 703,000 Dispensing Records Submitted per Month in 2024
- 71,000 Data-Driven Patient History Alerts per Month in 2024
- 53,400 Active Healthcare Professional Users
- 590,000 Patient Queries per Month by Prescribers and Delegates in 2024





WISCONSIN | ePDMP

Wisconsin Prescription Drug Monitoring Program (PDMP) Updates- Optometry Examining Board

ePDMP Registration (As of 3/31/2025)

Total Number of Licensed Optometrists - Active Only	1,370
Total Number of Licensed Optometrists Registered with the WI ePDMP	216
Number of Licensed Optometrists who have logged in to the ePDMP in the past 12 months	38

ePDMP Usage (Q1 2025)

Number of Optometrists with Rx Required of PDMP Review	0	
Total Queries by Optometrists (Including Delegates)	0	
ePDMP Usage/Prescribing Compliance Rate	ePDMP Usage	Number of Prescribers
	100%	0
	99-75%	0
	74-51%	0
	50-26%	0
	25-1%	0
	0%	0

Prescribing of Monitored Prescription Drugs Q1 2025

	Total Unique Prescribers	Total Prescriptions
Optometrists with Monitored Drug Prescriptions	4	7
Optometrists with Opioid Prescriptions	3	3
Optometrists with Benzo Prescriptions	0	0

Opioid Prescribing Trend 2024-2025 (Optometry)

	Q1 2024	Q2 2024	Q3 2024	Q4 2024	Q1 2025
Opioid Prescriptions	1	1	0	2	3
Change from Prev. Q	100%	0%	-100%	200%	50%

**State of Wisconsin
Department of Safety & Professional Services**

AGENDA REQUEST FORM

1) Name and title of person submitting the request: DSPS		2) Date when request submitted: 2/14/2025 Items will be considered late if submitted after 12:00 p.m. on the deadline date which is 8 business days before the meeting	
3) Name of Board, Committee, Council, Sections: Optometry Examining Board			
4) Meeting Date: 8/7/2025	5) Attachments: <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	6) How should the item be titled on the agenda page? Review for Adoption 2026 Board Goals to Address Opioid Abuse	
7) Place Item in: <input checked="" type="checkbox"/> Open Session <input type="checkbox"/> Closed Session	8) Is an appearance before the Board being scheduled? (If yes, please complete Appearance Request for Non-DSPS Staff) <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	9) Name of Case Advisor(s), if applicable: N/A	
10) Describe the issue and action that should be addressed: <p>The Board will review the following proposed goals to address opioid abuse and consider a motion to adopt them for 2026.</p> <p>Goal 1: Evaluate Continuing Education Relating to Prescribing Controlled Substances Wis. Admin. Code OPT 8.02 (1m) required 2 hours of continuing education on the topic of responsible prescribing of controlled substances for the biennial registration period commencing December 15, 2019 and ending December 14, 2021. The Board subsequently drafted a one credit responsible opioid prescribing continuing education requirement for optometrists that hold a DEA permit. The rule became effective on September 1, 2024.</p> <p>Goal 2: Take Enforcement Action When Appropriate The Board's goal is to proactively investigate optometrists whose prescriptive practices with opioids may be inconsistent with the standard of minimally competent practice. In addition, the Board will exercise its disciplinary authority when appropriate to hold practitioners accountable for opioid diversion and abuse.</p> <p>Goal 3: Track and Monitor Optometrist Prescribing of Controlled Substances The Program Lead for the ePDMP annually delivers a report to the Board that includes data on annual dispensing of monitored prescriptions by drug classes, ePDMP registration and usage, prescribing of monitored drugs and opioid prescribing changes (opioid prescriptions/number of licensees). The OEB will continue to explore ways to leverage the expertise of the ePDMP to effectively track and monitor optometrist prescribing of controlled substances and to identify opioid abuse trends. This may include discussions at Board meetings with ePDMP staff and review of CSB referrals, PDMP and CSB data and reports.</p> <p>Goal 4: Review and Update the Opioid Prescribing Guidelines as Necessary The OEB will continue to monitor its Opioid Prescribing Guideline.</p> <p>Goal 5: Educate Licensees Registered with the ePDMP The OEB will work with ePDMP staff as necessary to explore possible ways to educate opioid prescribers, including the relatively small number of optometry licensees who have a DEA Registration Number, on how to effectively use the PDMP as part of their prescribing practice. The Board will continue to rely on the OEB's website and other DSPS tools as educational resources.</p>			