

FORM 10

Board of Examiners in Optometry
Minutes of Public Hearing

(See SDCL 1-26-4(8))

The South Dakota Board of Examiners in Optometry convened at 6:30 p.m. on Friday, October 20, 2017, at the Tieszen Law Office, Prof. L.L.C., 306 East Capitol, Suite 300, Pierre, South Dakota.

The purpose of the hearing was to conduct a public hearing on proposed rules numbered ARSD 20:50:04:06; 20:50:07:01; 20:50:08:02.01; and 20:50:10:03.

The hearing was called to order by Craig Dockter, Board President. A quorum of the Board was in attendance pursuant to SDCL §§ 1-25-1 and 1-26-4. Members of the Board in attendance in person at the public hearing were Nancy Van Camp; Board members in attendance telephonically were Craig Dockter, OD; Scott Schirber, OD, Denette Eisnach, OD, and Allen Haiar, OD. Others in attendance were Deni Amundson, Executive Secretary, telephonically, and Deb Mortenson, SDOS, and Naomi Cromwell, Board Counsel, both in person.

Naomi Cromwell reported to the Board that notice of the public hearing was published pursuant to the requirements of SDCL 1-26-4(3) and 1-26-4.1, with publication being made in the Sioux Falls Argus Leader on September 18, 2017, the Huron Plainsman on September 13, 2017, and the Rapid City Journal on September 14, 2017.

Naomi Cromwell reported to the Board regarding BFM and LRC comments on the proposed rules. BFM concurs with the assumptions and fiscal impact calculated. LRC approved the proposed rules for legality and provided style and form edits, which were incorporated into the proposed rules.

Deni Amundson reported that notice of the public hearing and proposed rule changes was provided on September 6, 2017, to the South Dakota State Medical Association and South Dakota Optometric Society pursuant to requested advance notice of rule-making proceedings by the Board of Examiners in Optometry.

Deni Amundson reported that the board received a letter of support from the South Dakota Optometric Society. The written comments were received into the record of the public hearing. The Board was advised that no other written comment on these proposed rules has been received.

An opportunity was given for public comment including opponents and proponents of the proposed changes. As there were no comments, public comments were closed.

The Board thereafter considered the proposed rules and public comment provided. Having considered the proposed rules and having received no further comments, Scott Schirber moved, with a second by Allen Haiar, to approve the rules by roll call vote. All in favor, motion passed.

Nancy Van Camp moved to adjourn. Seconded by Denette Eisnach. All in favor by roll call vote, motion passed.

Thereafter, the public hearing was adjourned at 6:40p.m.

Respectfully submitted,



Deni Amundson, Executive Secretary
Board of Optometry