

IN THE SENATE

SENATE BILL NO. 1137

BY JUDICIARY AND RULES COMMITTEE

AN ACT

1 RELATING TO OPTOMETRISTS; AMENDING SECTION 54-1503, IDAHO CODE, TO REVISE
2 PROVISIONS RELATING TO THE APPOINTMENT OF MEMBERS OF THE STATE BOARD OF
3 OPTOMETRY, TO REMOVE LANGUAGE RELATING TO THE REMOVAL OF MEMBERS FROM
4 SUCH BOARD AND TO PROVIDE THAT THE MEMBERS OF SUCH BOARD SHALL SERVE AT
5 THE PLEASURE OF THE GOVERNOR; REPEALING SECTION 54-1504, IDAHO CODE,
6 RELATING TO NOTICE OF VACANCY ON THE STATE BOARD OF OPTOMETRY AND NOM-
7 INEES; AND DECLARING AN EMERGENCY.
8

9 Be It Enacted by the Legislature of the State of Idaho:

10 SECTION 1. That Section 54-1503, Idaho Code, be, and the same is hereby
11 amended to read as follows:

12 54-1503. STATE BOARD OF OPTOMETRY ESTABLISHED -- QUALIFICATIONS. (1)
13 There is hereby established in the department of self-governing agencies a
14 state board of optometry composed of five (5) members who shall be appointed
15 by the governor. The governor may consider recommendations for appointment
16 to the board from any optometric association or any individual residing in
17 this state. Members will serve for staggered terms of five (5) years each
18 after the effective date of this act unless otherwise provided in this chap-
19 ter. A vacancy in membership on the board shall occur when the regular term
20 of a member expires or when a member dies, resigns or is removed from office
21 by the governor. Appointments to fill a vacancy because of the expiration of
22 a regular term provided in this chapter shall be filled by the governor by ap-
23 pointment of a member for a five (5) year term as provided in this chapter.
24 Appointments to fill a vacancy occurring for some reason other than expira-
25 tion of a term of office shall be made for the unexpired term which is be-
26 ing filled. The governor may remove any member of the board from membership
27 on the board who is found by the governor to be mentally or physically inca-
28 pable of acting, or to be neglecting or refusing to act, or who ceases to have
29 the qualifications of a member as provided in this chapter The members of the
30 board shall serve at the pleasure of the governor.

31 (2) Each member of the state board of optometry shall be a licensed op-
32 tometrist in the state of Idaho and shall have been a resident of and lawfully
33 practicing optometry within the state of Idaho for a period of not less than
34 five (5) years immediately preceding his appointment.

35 SECTION 2. That Section [54-1504](#), Idaho Code, be, and the same is hereby
36 repealed.

37 SECTION 3. An emergency existing therefor, which emergency is hereby
38 declared to exist, this act shall be in full force and effect on and after its
39 passage and approval.