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§ 2337. Revocation, suspension or restriction of license; preference for superior court review

Currentness

Notwithstanding any other provision of law, superior court review of a decision revoking, suspending, or restricting a license shall take preference over all other civil actions in the matter of setting the case for hearing or trial. The hearing or trial shall be set no later than 180 days from the filing of the action. Further continuance shall be granted only on a showing of good cause.

Notwithstanding any other provision of law, review of the superior court's decision shall be pursuant to a petition for an extraordinary writ.

Credits

(Added by Stats.1993, c. 1267 (S.B.916), § 32. Amended by Stats.1994, c. 1206 (S.B.1775), § 22; Stats.1995, c. 708 (S.B.609), § 10.5.)

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§ 2337. Revocation, suspension or restriction of license; preference for superior court review

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Sela v. Medical Board of California

Court of Appeal, Second District, Division 5, California. | May 28, 2015 | 237 Cal.App.4th 221 | 187 Cal.Rptr.3d 694 | 15 Cal. Daily Op. Serv. 5358 | 2015 Daily Journal D.A.R. 5858 (Approx. 14 pages)

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Brief It

237 Cal.App.4th 221
Court of Appeal,
Second District, Division 5, California.

Michael M. SELA, M.D., Petitioner and Appellant,
v.
MEDICAL BOARD OF CALIFORNIA, Respondent.

B253860 | Filed 5/28/2015

Synopsis

Background: Physician petitioned for writ of mandate challenging Medical Board's decision that rejected his petition for penalty relief seeking early termination of the probationary restrictions on his medical license. The Superior Court, Los Angeles County, No. BS136104, [Robert O'Brien, J.](#), denied petition. Physician appealed.

Holdings: The Court of Appeal, [Mosk, J.](#), held that:

- 1 trial court's decision upholding denial of penalty relief was nonappealable decision "restricting a license," and
- 2 physician failed to provide sufficient justification for his error to support treating his appellate brief as a writ petition.

Appeal dismissed.

[Goodman, J.](#), filed dissenting opinion.

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1 Appeal and Error Consent of parties

The parties cannot confer appellate jurisdiction on the Court of Appeal when an order or judgment is not appealable.

2 Mandamus Existence and Adequacy of Other Remedy in General

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**3 Mandamus** Decisions reviewable and proper mode of review

Trial court's denial of physician's petition for writ of mandate challenging Medical Board's decision that rejected his petition for penalty relief seeking early termination of probationary restrictions on his medical license was reviewable only by petition for writ of mandate, not by appeal, since the Board's decision was a decision "restricting a license," even if the trial court did not comply with the expedited hearing mandate for reviewing such decisions, where the Board's decision reaffirmed that probation was still warranted. Cal. Bus. & Prof. Code §§ 2221(b), 2307, **2337**.

4 Health Reinstatement

The Government Code provision stating that a person whose license has been revoked or suspended may under certain conditions petition the licensing agency for reinstatement or reduction of penalty did not apply to physician's petition for penalty relief seeking early termination of probationary restrictions on his medical license, since the petition was within the exception for statutes containing "different provisions for reinstatement or reduction of penalty." Cal. Gov't Code § 11522; Cal. Bus. & Prof. Code §§ 2221(b), 2307.

5 Health Review

The statute providing that superior court review of a decision "revoking, suspending, or restricting" a medical license shall take preference over all other civil actions applies to trial court review of any disciplinary decision by the Medical Board that affects the status of the physician's license to practice. Cal. Bus. & Prof. Code § **2337**.

6 Mandamus Decisions reviewable and proper mode of review

Physician failed to establish sufficient justification for his error in filing an appeal rather than a writ petition to challenge trial court's denial of his petition for writ of mandate challenging Medical Board's decision that rejected his petition for penalty relief seeking early termination of probationary restrictions on his medical license, and thus the Court of Appeal would not treat physician's appellate brief as a petition for an extraordinary writ, even though the Medical Board and the dissenting justice in the Court of Appeal also misread the governing statutes to authorize appeals, where the statute requiring a petition for an extraordinary writ was unambiguous. Cal. Gov't Code § 11522; Cal. Bus. & Prof. Code §§ 2221(b), 2307, **2337**.

See 9 Witkin, Cal. Procedure (5th ed. 2008) Appeal, § 3.

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Wyeth loses bid to break up California class over HRT drugs

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U.S. District Judge John Houston in San Diego said that Wyeth had failed to convince him that the class in the long-running consumer-fraud lawsuit did not share enough common issues, nor that it would be too difficult to ascertain who qualified to join the class.

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Article 6.5. Continuing Optometric Education

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§ 1536. Continuing Optometric Education; Purpose and Requirements.

16 CA ADC § 1536 BARCLAYS OFFICIAL CALIFORNIA CODE OF REGULATIONS (Approx. 6 pages)

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16 CCR § 1536

§ 1536. Continuing Optometric Education; Purpose and Requirements.

- (a) Except as otherwise provided in Section 1536(b), each licensee shall complete 40 hours of formal continuing optometric education course work within the two years immediately preceding the license expiration date. Such course work shall be subject to Board approval. Up to eight hours of course work may be in the area of patient care management or ethics in the practice of optometry. Business management courses are not accepted by the Board.
- (b) An optometrist certified to use therapeutic pharmaceutical agents pursuant to [Business and Professions Code Section 3041.3](#) shall complete a total of 50 hours of continuing optometric education every two years in order to renew his or her license. Thirty-five of the required 50 hours of continuing optometric education shall be on the diagnosis, treatment and management of ocular disease and consistent with [Business and Professions Code section 3059, subdivision \(e\)](#).
- (c) Up to 20 hours of required biennial course work may be accomplished by using any or all of the following alternative methods:
- (1) Documented and accredited self study through correspondence or an electronic medium.
 - (2) Teaching of continuing optometric education courses if attendance at such course would also qualify for such credit, providing none are duplicate courses within the two-year period.
 - (3) Writing articles that have been published in optometric journals, magazines or newspapers, pertaining to the practice of optometry (or in other scientific, learned, refereed journals on topics pertinent to optometry), providing no articles are duplicates. One hour of credit will be granted for each full page of printing or the equivalent thereof.
 - (4) A full day's attendance at a California State Board of Optometry Board meeting. Up to two credit hours shall be granted for a full day.

§ 1536. Continuing Optometric Education; Purpose and Requirements.

16 CA ADC § 1536 BARCLAYS OFFICIAL CALIFORNIA CODE OF REGULATIONS (Approx. 6 pages)

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Tracker System as proof of continuing education course attendance.

(i) The following licensees shall be exempt from the requirements of this section:

(1) Any licensee serving in the regular armed forces of the United States during any part of the two years immediately preceding the license expiration date.

(2) Those licensees as the Board, in its discretion, determines were unable to complete sufficient hours of continuing optometric education courses due to illness, incapacity, or other unavoidable circumstances. An extension may be granted if the Board, in its discretion, determines that good cause exists for the licensee's failure to complete the requisite hours of continuing optometric education.

(3) Any licensee who is renewing an active license for the first time, if he or she graduated from an accredited school or college of optometry less than one year from the date of initial licensure.

(j) The Board may conduct an audit of any licensee's attendance of a continuing optometric education course as a means of verifying compliance with this section.

Note: Authority cited: [Section 3059, Business and Professions Code](#). Reference: [Section 3059, Business and Professions Code](#).

HISTORY

1. New section filed 2-21-89; operative 3-23-89 (Register 89, No. 10).
2. Amendment of subsections (a) and (d), new subsection (d)(3), and amendment of subsections (e), (f), (f)(2), (f)(4), (g), (g)(8), (h)(2), (h)(3) and (i), and new subsection (j) and amendment of Note filed 5-8-96; operative 6-7-96 (Register 96, No. 19).
3. Amendment filed 12-22-2004; operative 1-21-2005 (Register 2004, No. 52).
4. Amendment of section and Note filed 5-18-2011; operative 6-17-2011 (Register 2011, No. 20).

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16 CCR § 1536, 16 CA ADC § 1536

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16 CCR § 1536

§ 1536. Continuing Optometric Education; Purpose and Requirements.

(a) Except as otherwise provided in Section 1536(b), each licensee shall complete 40 hours of formal continuing optometric education course work within the two years immediately preceding the license expiration date. Such course work shall be subject to Board approval. Up to eight hours of course work may be in the area of patient care management or ethics in the practice of optometry. Business management courses are not accepted by the Board.

(b) An optometrist certified to use therapeutic pharmaceutical agents pursuant to [Business and Professions Code Section 3041.3](#) shall complete a total of 50 hours of continuing optometric education every two years in order to renew his or her license. Thirty-five of the required 50 hours of continuing optometric education shall be on the diagnosis, treatment and management of ocular disease and consistent with [Business and Professions Code section 3059, subdivision \(e\)](#).

(c) Up to 20 hours of required biennial course work may be accomplished by using any or all of the following alternative methods:

- (1) Documented and accredited self study through correspondence or an electronic medium.
- (2) Teaching of continuing optometric education courses if attendance at such course would also qualify for such credit, providing none are duplicate courses within the two-year period.
- (3) Writing articles that have been published in optometric journals, magazines or newspapers, pertaining to the practice of optometry (or in other scientific, learned, refereed journals on topics pertinent to optometry), providing no articles are duplicates. One hour of credit will be granted for each full page of printing or the equivalent thereof.
- (4) A full day's attendance at a California State Board of Optometry Board meeting. Up to two credit hours shall be granted for a full day.
- (5) Completion of a course to receive certification in cardiopulmonary resuscitation (CPR) from the American Red Cross, the

§ 1536. Continuing Optometric Education; Purpose and Requirements.

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2015 CA REG TEXT 396205 (NS)

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FULL TEXT OF REGULATION(S)

Continuing Optometric Education

The Board proposes to amend [Section 1536 of Article 5](#) of Division 17 of Title 16 of the California Code of Regulations to update information regarding continuing education required by the Board for optometrists' license renewal. This adoption is necessary to carry out the purpose of B&P section 3059. The proposed rulemaking allows for optometrists who are certified to use therapeutic pharmaceutical agents, to apply Continuing Medical Education courses toward their CE requirements.

Amend [Section 1536](#) of Division 15 Title 16 of the California Code of Regulations to read as follows:

16 CA ADC 1536

16 CA ADC 1536. Continuing Optometric Education; Purpose and Requirements.

(a) Except as otherwise provided in [Section 1536\(b\)](#), each licensee shall complete 40 hours of formal continuing optometric education course work within the two years immediately preceding the license expiration date. Such course work shall be subject to Board approval. Up to eight hours of course work may be in the area of patient care management or ethics in the practice of optometry. Business management courses are not accepted by the Board.

(b) An optometrist certified to use therapeutic pharmaceutical agents pursuant to Business and Professions Code section 3041.3 shall complete a total of 50 hours of continuing optometric education every two years in order to renew his or her license. Thirty-five of the required 50 hours of continuing optometric education shall be on the diagnosis, treatment and management of ocular disease and consistent with Business and Professions Code section 3059, subdivision (e).

(c) Up to 20 hours of required biennial course work may be accomplished by using any or all of the following alternative methods:

(1) Documented and accredited self study through correspondence or an electronic medium.



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(2) Teaching of continuing optometric education courses if attendance at such course would also qualify for such credit, providing none are duplicate courses within the two-year period.

(3) Writing articles that have been published in optometric journals, magazines or newspapers, pertaining to the practice of optometry (or in other scientific, learned, refereed journals on topics pertinent to optometry), providing no articles are duplicates. One hour of credit will be granted for each full page of printing or the equivalent thereof.

(4) A full day's attendance at a California State Board of Optometry Board meeting. Up to two credit hours shall be granted for a full day.

(5) Completion of a course to receive certification in cardiopulmonary resuscitation (CPR) from the American Red Cross, the American Heart Association, or other association approved by the Board. Up to four credit hours shall be granted for this course.

(6) Any CE course approved for category 1 of the American Medical Association or category 1A of the American Osteopathic Association Continued Medical Education credits that contributes to the advancement of professional skill and knowledge in the practice of optometry.



(d) A credit hour is defined as one classroom hour, usually a 50-minute period, but no less than that.

(e) Continuing optometric education programs which are approved as meeting the required standards of the Board include the following:

(1) Continuing optometric education courses officially sponsored or recognized by any accredited school or college of optometry.

(2) Continuing optometric education courses provided by any national or state affiliate of the American Optometric Association, the American Academy of Optometry, or the Optometric Extension Program.

(3) Continuing optometric education courses approved by the Association of Regulatory Boards of Optometry committee known as COPE (Council on Optometric Practitioner Education).

(f) Other continuing optometric education courses approved by the Board as meeting the criteria set forth in paragraph (g) below, after submission of a course, schedule, topical outline of subject matter, and curriculum vitae of all instructors or lecturers involved, to the Board not less than 45 days prior to the date of the program. The Board may, upon application of any licensee and for good cause shown, waive the requirement for submission of advance information and request for prior approval. Nothing herein shall permit the Board to approve a continuing optometric education course which has not complied with the criteria set forth in paragraph (g) below.

(g) The criteria for judging and approving continuing education courses by the Board for continuing optometric education credit will be determined on the following basis:

2015 CA REG TEXT 396205 (NS)

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(5) Date the course was provided.

(6) Location where the course was provided.

(7) Name(s) and signature(s) of the course instructor(s).

(8) Such other evidence of course content or attendance as the Board may deem necessary. Use of a certificate of course completion provided by the Board is recommended for any continuing optometric education course approved by the Board pursuant to the above. Such forms will be furnished by the Board upon request. The Board will also recognize and utilize the Association of Regulatory Boards in Optometry's online Optometric Education (OE) Tracker system as proof of continuing education course attendance.

(i) The following licensees shall be exempt from the requirements of this section:

(1) Any licensee serving in the regular armed forces of the United States during any part of the two years immediately preceding the license expiration date.

(2) Those licensees as the Board, in its discretion, determines were unable to complete sufficient hours of continuing optometric education courses due to illness, incapacity, or other unavoidable circumstances. An extension may be granted if the Board, in its discretion, determines that good cause exists for the licensee's failure to complete the requisite hours of continuing optometric education.

(3) Any licensee who is renewing an active license for the first time, if he or she graduated from an accredited school or college of optometry less than one year from the date of initial licensure.

(j) The Board may conduct an audit of any licensee's attendance of a continuing optometric education course as a means of verifying compliance with this section.

(k) Licensees that are glaucoma certified pursuant to BPC section 1571 shall be required to complete 10 hours of glaucoma specific optometric continuing education every license renewal period. These 10 hours shall be part of the required 35 hours on the diagnosis, treatment and management of ocular disease.



NOTE: Authority cited: Section 3052, Business and Professions Code. Reference: Section 3059, Business and Professions Code.

Amend Section 1536 of Division 15 Title 16 of the California Code of Regulations to read as follows:

16 CA ADC 1571

16 CA ADC 1571. REQUIREMENTS FOR GLAUCOMA CERTIFICATION

(a) Only optometrists meeting the requirements of this Article may apply for certification for the treatment of glaucoma as described in subdivision (i) of Section 2041, in patients over 18 years of age. The optometrist shall:

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§ 2000. Medical Practice Act

This chapter shall be known and may be cited as the Medical Practice Act. Whenever a reference is made to the Medical Practice Act by the provisions of any statute, it is to be construed as referring to the provisions of this chapter.

History

Added Stats 1980 ch 1313 § 2.

Former Sections:

Former § 2000, similar to the present section, was added Stats 1937 ch 414 and repealed Stats 1980 ch 1313 § 1.6.

Historical Derivation:

Former B & P C § 2000, as added Stats 1937 ch 414.

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1. [Sela v. Medical Bd. of California](#)



237 Cal. App. 4th 221, 187 Cal. Rptr. 3d 694, 2015 Cal. App. LEXIS 464

Cited in Dissenting Opinion at: 237 Cal. App. 4th 221 p.233

... APA, Government Code section 11501 provides: "(a) This chapter applies to any agency as determined by the statutes relating to that agency." Business and Professions Code section 2230, subdivision (a), part of the Medical Practice Act (MPA) (**Bus. & Prof. Code, § 2000 et seq.**) recognizes the preeminence of the APA in the following text: "All proceedings against a licensee for unprofessional conduct, or against an applicant for licensure for unprofessional conduct or cause, shall be ...

Court
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2. [Neri Hernandez v. Geneva Staffing, Inc. dba Workforce Outsourcing, Inc.](#)

2014 Cal. Wrk. Comp. LEXIS 77, 79 Cal. Comp. Cases 682

Cited by: 79 Cal. Comp. Cases 682 p.687 79 Cal. Comp. Cases 682 p.691 **Section 2000**

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3. [Lewis v. Superior Court](#)

226 Cal. App. 4th 933, 172 Cal. Rptr. 3d 491, 2014 Cal. App. LEXIS 471

Cited by: 226 Cal. App. 4th 933 p.938 172 Cal. Rptr. 3d 491 p.495

... subd. (c)(7); Arnett v. Dal Cielo (1996) 14 Cal.4th 4, 7 [56 Cal. Rptr. 2d 706, 923 P.2d 1] ; see Stiger v. Flippin (2011) 201 Cal.App.4th 646, 651-652 [135 Cal. Rptr. 3d 168] .) The Board enforces the Medical Practice Act (**Bus. & Prof. Code, § 2000 et seq.**), and several statutory provisions address prescribing controlled substances by licensee-physicians. (**Bus. & Prof. Code, §§ 2238** [violation of state or federal statute regulating dangerous drugs or controlled ...

Court
Cal. App. 2d Dist.
Date
2014

4. [Consumer Watchdog v. Department of Managed Health Care](#)

225 Cal. App. 4th 862, 170 Cal. Rptr. 3d 629, 2014 Cal. App. LEXIS 352

Cited in Dissenting Opinion at: 225 Cal. App. 4th 862 p.891 170 Cal. Rptr. 3d 629 p.651

Business and Professions Code section 2052, part of the Medical Practice Act (**Bus. & Prof. Code, § 2000 et**

Court
Cal. App. 2d Dist.
Date

when a specific statute provides otherwise. ² Part of the APA, [Government Code section 11501](#) provides: "(a) This chapter applies to any agency as determined by the statutes relating to that agency." [Business and Professions Code \[233\] section 2230, subdivision \(a\)](#), part of the Medical Practice Act (MPA) ([Bus. & Prof. Code, § 2000 et seq.](#)) recognizes the preeminence of the APA in the following text: "All proceedings against a licensee for unprofessional conduct, or against an applicant for licensure for unprofessional conduct or cause, shall be conducted in accordance with the [APA] (Chapter 5 (commencing with [Section 11500](#)) of Part 1 of Division 3 of Title 2 of the Government Code) except as provided in this chapter. ..." (Accord, [Bus. & Prof. Code, § 2335, subd. \(c\)](#) [proposed decisions of the Board are to be acted upon "in accordance with [Section 11517](#) of [the APA]" with exceptions not relevant to this proceeding]; Astle et al., Cal. Administrative Hearing Practice (Cont.Ed.Bar 2d ed. 2014) Postdecision Administrative Proceedings, § 9.3 (rev. 10/13); 9 Witkin, Cal. Procedure (5th ed. 2008) Administrative Proceedings, § 119, p. 1245.)

The questions to be resolved on this appeal include whether part of the APA, [Government Code sections 11522](#) and [11523](#), together with [Code of Civil Procedure section 1094.5](#), on the one hand, or part of the MPA, [Business and Professions Code section 2337](#), on the other, determine the method for review of the trial court's judgment in this case. ³

[234]

The terms of part of the APA, [Government Code section 11522](#) expressly apply to the petition filed by Sela, while the text of part of the MPA, [Business and Professions Code section 2337](#) does not. As part of the APA, [Government Code section 11522](#) is applicable, then pursuant to part of the APA, [Government Code section 11523](#) and [Code of Civil Procedure section 1094.5](#), appellate review of the trial court's judgment on Sela's petition for writ of mandate is by direct appeal. (See [Landau v. Superior Court \(1998\) 81 Cal.App.4th 191, 201 \[97 Cal. Rptr. 2d 657\]](#) (*Landau*) [noting that appellate review of judgments entered after trial on petitions for writs of mandamus under [Code Civ. Proc., § 1094.5](#) is "traditional[ly]" by means of appeal; see *id.*, at p. 198, fn. 2].)

These conclusions are consistent with part of the APA, [Government Code section 11501](#) ⁴ and with part of the MPA, [Business and Professions Code section 2230, subdivision \(a\)](#). The majority reasons that part of the MPA, [Business and Professions Code section 2337](#) must be construed to apply the same expedited procedure to our review of *denials of changes in terms of probation* as the Legislature clearly intended to apply to "*decision[s] revoking, suspending or, restricting a license*" (italics added) under part of the MPA, [Business and Professions Code section 2337](#). For the following reasons, I conclude that review of such a denial is by direct appeal. *First*, the text of part of the MPA, [Government Code section 2337](#) does not include any express reference to petitions to modify probationary terms of a decision of the Board: While it carefully specifies those circumstances to which it applies, nowhere in the text of this section is there any reference to expedited review of denials of petitions to modify the terms of probation.

[235]

Second, extending the scope of part of the MPA, [Business and Professions Code section 2337](#) to include appellate review of petitions for changes in probationary terms requires that we ignore the express language of part of the APA, [Government Code section 11522](#) as well as that of [section 2337](#). [Section 11522](#) expressly applies to any licensee "whose license has been revoked or suspended ..." while part of the MPA, [Business and Professions Code section 2337](#) expressly applies to a carefully defined and distinctive set of circumstances.

Third, the construction suggested by the majority undervalues the statutorily prescribed interrelationship between the APA and the MPA set out in part of the APA, [Government Code section 11501, subdivision \(a\)](#) and part of the MPA, [Business and Professions Code section 2230, subdivision \(a\)](#), both of which require that provisions of the APA apply when the MPA does not. Further, part of the MPA, [Business and Professions Code, section 2307](#) establishes a procedure for a licensee to seek modification of either a penalty or probation through a series of statutes which culminates with the requirement that compliance be had with the APA. ⁵ Once the determination is made under [section 2307, subdivision \(c\)](#), that determination is "acted upon in accordance with [Section 2335](#)." ([Bus. & Prof. Code, § 2307, subd. \(d\)](#).)

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 - + Delaware ⓘ

- ★ All California State Court Dockets
- ★ All Federal Court Dockets

Keywords
Search Help

Include Word Variations (e.g., 'index' finds 'indexing' and 'indexes')

Docket Number
Federal Docket
Numbers

Party Options

Single Party Entry Multiple Party Entry

Include All of the following Any of the following

Name National Association of Optometrists ; Role Any +

Judge Include Dockets & Documents

Case Name Case Status Any

Attorney or Firm The case status filter detects the open and closed status when it is clearly defined and confirmed by the court and listed on the docket as of its last update. This feature is not intended to be exhaustive.

Date Range No Date Selection



Current awareness tools



News & Alerts



- ❖ Lexis/Nexis News
- ❖ Google Alerts
- ❖ Bloomberg Law, Lexis & Westlaw Alerts
- ❖ Justia
- ❖ Agency website
- ❖ Social media



california state board of optometry



Enter email

CREATE ALERT

Show options



Alert preview

There are no recent results for your search query. Below is a sample of the type of results you will get.

NEWS

Gov. Nathan Deal appoints 16 to **state boards**

Atlanta Business Chronicle

Board appointments include those to the Juvenile Justice State Advisory Group, Georgia Board of Dentistry, **State Board** of Occupational Therapists ...



<https://www.google.com/alerts>

Alerts

Monitor the web for interesting new content

🔍 california state board of optometry



How often

Sources

Language

Region

How many

Enter email

CREATE ALERT

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Alert preview

There are no recent results for your search query. Below is a sample of the type of results you will get.

NEWS

Gov. Nathan Deal appoints 16 to **state boards**

Atlanta Business Chronicle

Board appointments include those to the Juvenile Justice State Advisory Group, Georgia Board of Dentistry, **State Board** of Occupational Therapists ...



Speedy Specs welcomes new **optometrist**

Elko Daily Free Press

She has lived in several cities within the state, most recently from Reno. ... organizations including president of the Nevada **State Board of Optometry** ...



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california board of optometry

Search: Everything



Narrow By:

Clear | ☆ X

Jurisdiction

Category

Practice Area & Topic

Recent & Favorites

U.S. Federal [All](#) | [None](#)

By Court

- United States Supreme Court
- Federal Courts of Appeals
- Federal District Courts
- Bankruptcy Courts
- Military Courts
- Other Federal Courts
- Tax Court

By Circuit

- 1st Circuit
- 2nd Circuit
- 3rd Circuit
- 4th Circuit
- 5th Circuit
- 6th Circuit
- 7th Circuit
- 8th Circuit
- 9th Circuit

States & Territories [All](#) | [None](#)

- Alabama
- Alaska
- Arizona
- Arkansas
- California
- Colorado
- Connecticut
- Delaware
- Dist. of Columbia
- Florida
- Georgia
- Guam
- Hawaii
- Idaho
- Illinois
- Indiana
- Iowa
- Kansas
- Kentucky
- Louisiana
- Maine
- Maryland
- Massachusetts
- Michigan
- Minnesota
- Mississippi
- Missouri
- Montana
- Nebraska
- Nevada
- New Hampshire
- New Jersey
- New Mexico
- New York
- North Carolina
- North Dakota
- Northern Marianas
- Ohio
- Oklahoma
- Oregon
- Pennsylvania
- Puerto Rico
- Rhode Island
- South Carolina
- South Dakota
- Tennessee
- Texas
- Utah
- Vermont
- Virgin Islands
- Virginia
- Washington
- West Virginia
- Wisconsin
- Wyoming

Include related Federal content

Include non-jurisdictional content [What's this?](#)

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california board of optometry

CA



Narrow By: California

Clear | ☆ | ✕

Jurisdiction

Category

Practice Area & Topic

Recent & Favorites

U.S. Federal

All | None

None

By Court

- United States Supreme Court
- Federal Courts of Appeals
- Federal District Courts
- Bankruptcy Courts
- Military Courts
- Other Federal Courts
- Tax Court
- Tribal

By Circuit

- 1st Circuit
- 2nd Circuit
- 3rd Circuit
- 4th Circuit
- 5th Circuit
- 6th Circuit
- 7th Circuit
- 8th Circuit
- 9th Circuit

States & Territories

All | None

- Alabama
- Alaska
- Arizona
- Arkansas
- California
- Colorado
- Connecticut
- Delaware
- Dist. of Columbia
- Florida
- Georgia
- Guam
- Hawaii
- Idaho
- Illinois
- Indiana
- Iowa
- Kansas
- Kentucky
- Louisiana
- Maine
- Maryland
- Massachusetts
- Michigan
- Minnesota
- Mississippi
- Missouri
- Montana
- Nebraska
- Nevada
- New Hampshire
- New Jersey
- New Mexico
- New York
- North Carolina
- North Dakota
- Northern Marianas
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- Oklahoma
- Oregon
- Pennsylvania
- Puerto Rico
- Rhode Island
- South Carolina
- South Dakota
- Tennessee
- Texas
- Utah
- Vermont
- Virgin Islands
- Virginia
- Washington
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california board of optometry Administrative Codes and Regulations; CA



Narrow By: Administrative Codes and Regulations X California X Clear | ☆ X

Jurisdiction

- Cases
- Statutes and Legislation
- Administrative Codes and Regulations**
- Administrative Materials

Category

- Secondary Materials
- Forms
- Briefs, Pleadings and Motions
- Jury Instructions
- Jury Verdicts and Settlements
- Expert Witness Analysis
- Dockets
- Directories
- News
- Legal News
- Scientific
- Company and Financial

Practice Area & Topic

Recent & Favorites

You have selected to initially view your results in Cases. You can change this in Settings.

Search

Results for: california board of optometry

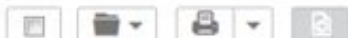
Administrative Codes and Regulations

10,000+

Web

Get

Administrative Codes and Regulations (10,000+)



Sort by: Relevance

Narrow By

California

Clear



Search Within Results

continuing optometric education



Category

Sources

Practice Areas & Topics

Most Cited

Keyword

1. 2003 CA Regulation Text 15632

Title 16 CCR, Div 15, Art 11, Sec(s) 1567, 1568, 1569, Adopted Rule, Ref. No.15632

... optometric clinic(s). Preceptor's service shall be authorized by an accredited optometry school or college or recognized ophthalmological residency review committee in California. Preceptors shall be California-licensed ophthalmologists certified by the American Board of Medical Specialties and must be in good standing with the

Content Regulation Text Jurisdiction California

2. 2003 CA Regulation Text 15632

Title 16 CCR, Div 15, Art 11, Sec(s) 1567, 1568, 1569, Proposed Rule, Ref. No.15632

... optometric clinic(s). Preceptor's service shall be authorized by an accredited optometry school or college or recognized ophthalmological residency review committee in California. Preceptors shall be California-licensed ophthalmologists certified by the American Board of Medical Specialties and must be in good standing with the Medical Board of California.

Content Regulation Text Jurisdiction California

3. 2004 CA Regulation Text 16359

Title 16 CCR, Div 15, 1566, 1566.1, Proposed Rule, Ref. No.16359

NOTICE IS HEREBY GIVEN that the Board of Optometry is proposing to take the action described in the Informative ...

... Contact Person in this Notice, must be received by the Board of Optometry at its office not later than 5:00 p.m. on November 17, 2003 or must be received by the Board of Optometry at the hearing. The Board of Optometry, upon its own motion or at the instance of ...

Content Regulation Text Jurisdiction California

Results for: california board of optometry



Actions

Administrative Codes and Regulations 9

Web

Get

Administrative Codes and Regulations (9)



Sort by: Relevance

Narrow By

California



continuing optometric education



Clear



Search Within Results

Enter search terms



Category

Sources

Practice Areas & Topics

Most Cited

Keyword

1. 2010 CA Regulation Text 20123

Title 16 CCR Section 1536, Adopted Rule, Ref. No.20123

... Section 1536(b), each licensee shall complete 40 hours of formal **continuing optometric education** course work within the two years immediately preceding the license ...
... license expiration date. Such course work shall be subject to **Board** approval. Up to eight hours of course work may be ...

... of patient care management or ethics in the practice of **optometry**. Business management courses are not accepted by the **Board**.

A full day's attendance at a **California State Board of Optometry Board** meeting. Up to two credit hours shall be granted for ...

Continuing optometric education courses approved by the Association of Regulatory **Boards of Optometry** committee known as COPE (Council on Optometric Practitioner **Education**).

Other **continuing optometric education** courses approved by the **Board** as meeting the criteria set forth in paragraph (g) below, ...

... and request for prior approval. Nothing herein shall permit the **Board** to approve a **continuing optometric education** course which has not complied with the criteria set forth ...

Content
Regulation Text
Jurisdiction
California

2. 16 CCR 1536



TITLE 16. PROFESSIONAL AND VOCATIONAL REGULATIONS, § 1536. Continuing Optometric Education; Purpose and Requirements

... Section 1536(b), each licensee shall complete 40 hours of formal **continuing optometric education** course work within the two years immediately preceding the license ...
... license expiration date. Such course work shall be subject to **Board** approval. Up to eight hours of course work may be ...

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Content
Administrative
Codes
Jurisdiction
California

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Monitor

Deliver

Share

Title

california board of optometry

Description

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Search type

Natural Language

Client

-None-

Recent client

New client

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Other **continuing optometric education** courses approved by the **Board** as meeting the criteria set forth in paragraph (g) below, ...
... and request for prior approval. Nothing herein shall permit the **Board** to approve a **continuing optometric education** course which has not complied with the criteria set forth ...

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Administrative Codes and
Regulations; CA



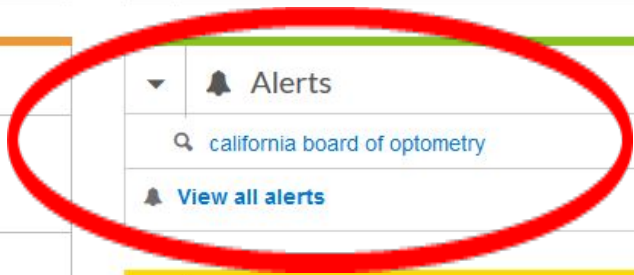
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- [2nd Circ. Won't Reconsider Argentina Central Bank Ruling](#)
Oct 09, 2015 07:28:38 p.m. PDT
- [SandRidge Energy Agrees To \\$38M Deal In Shareholder Suits](#)
Oct 09, 2015 07:07:59 p.m. PDT
- [Chancery Blasts Disclosure-Only Deal In HP Merger Suit](#)
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- [SAS Wins \\$29M Jury Award Over Software License Breach](#)
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US International

- Court Dockets
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 - + Federal Court Dockets ⓘ
 - State Court Dockets & Case Information ⓘ
 - + Alaska ⓘ
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 - + California ⓘ
 - + Colorado ⓘ
 - + Connecticut ⓘ
 - + Delaware ⓘ

- ★ All California State Court Dockets
- ★ All Federal Court Dockets

Keywords
Search Help

 Include Word Variations (e.g., 'index' finds 'indexing' and 'indexes')

Docket Number
Federal Docket Numbers

Party Options

Single Party Entry Multiple Party Entry

Include All of the following Any of the following

Name Role

Judge **Include**

Case Name **Case Status**

Attorney or Firm

The case status filter detects the open and closed status when it is clearly defined and confirmed by the court and listed on the docket as of its last update. This feature is not intended to be exhaustive.

Date Range



State Court Dockets & Case Information

- + Alaska
- + Arizona
- + California
- + Colorado
- + Connecticut
- + Delaware

All Federal Court Dockets

All California State Court Dockets

Keywords
Search Help

Include Word Variations

Docket Number
Federal Docket Numbers

Party Options

Single Party Entry **Multiple Parties**

Include All of the following

Name

Judge

Case Name

Attorney or Firm

Date Range

Create Search Alert

Create Search Alert

Docket Search Options

Title
(required)

Tags

Description

Include Dockets & Documents

Frequency None

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Search Summary

Source: All Federal Court Dockets
All California State Court Dockets

Parties: national association of optometrists and opticians

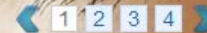
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CALIFORNIA STATE BOARD OF OPTOMETRY



California State Board of Optometry Consumer Protection Since 1913

MISSION STATEMENT



Welcome to the Board of Optometry web site!

The mission of the California State Board of Optometry is to protect the health and safety of California consumers through licensing, education, and regulation of the practice of Optometry.

Visit His Webpage
Governor

Edmund G. Brown Jr.



Secretary
Business, Consumer
Services, and Housing
Agency

ANNA M. CABALLERO



Director
Department of Consumer
Affairs

AWET KIDANE



VERIFY A
LICENSE

BOARD
MEETINGS



Alert:

ATTENTION NEW APPLICANTS AND
RENEWING LICENSEES

CURES Update

What's New Quick Hits

- **NEW!** Law Examination Workshop Dates (Posted September 30, 2015)
- Regulation Notice - 1536, 1571 Continuing Optometric Education (Posted September 8, 2015)
- Regulation Notice - 1516, 1582 Medical Evaluations and Unprofessional Conduct (Posted September 1, 2015)
- UPDATE: National Association of Optometrists and Opticians v. Harris (Posted August 21, 2015)
- Retired Optometrist License Application (Posted June 17, 2015)



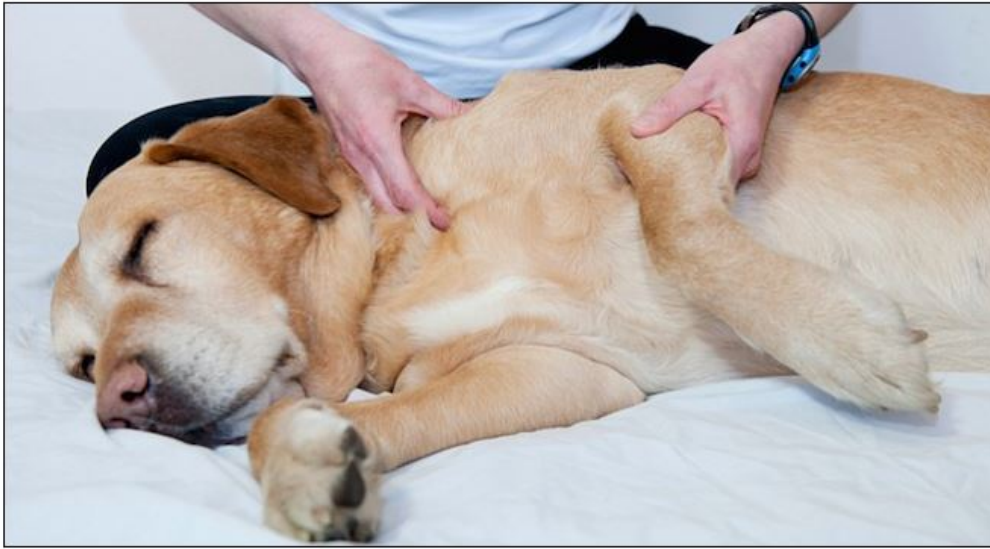
Social Media



Twitter



Facebook



<http://www.sandiegoreader.com/news/2015/oct/03/ticker-california-veterinary-board-massag/#>

The proposed rule would force scores of therapists to hire a veterinarian to supervise them.

NEWS TICKER

0

My dog needs a rubdown — what's the problem?

California Veterinary Medical Board says animal massage lacks oversight

By Sheila Pell, Oct. 3, 2015



Wellness care for pets is thriving in San Diego. There are fitness trainers, massage therapists, and more. For many animal owners, it's a tool to prevent illness. To the California Veterinary Medical Board, it's risky business.

On October 20–21, the board will hold a [meeting to discuss plans to regulate the services](#). Such businesses lack oversight, they say, which puts pets at risk of injury or death. The board proposes that only veterinarians, or physical therapists and registered vet techs under a vet's supervision, be allowed to perform animal rehabilitation.

Critics say the board's definition of rehab goes too far. It affects businesses that work with pets on the mend but also covers practices aimed at preventing disease or injury. Along with esoteric modes like biofeedback technology, it includes therapeutic massage and prescribed exercise.

"It affects a lot of people, and in the end, the animals," says Ann Montalto, a registered nurse with years of canine massage practice in San Diego. She now works for a vet, but despite having two canine-massage training certificates, she is not a registered vet tech.



Links to Veterinary Medical Board Meeting Schedule at

http://www.vmb.ca.gov/about_us/meetings.shtml

LRC Resources



- ❖ California Administrative Hearing Practice
LRC Reserve KFC 780 .C162 | CEB OnLaw
- ❖ Reports, Recommendations and Studies
California Law Revision Commission
LRC California KFC 79 .A3 | CLRC website

LRC Resources



- ❖ Henke's California Law Guide
LRC Reserve & Reference KFC 74 .H46
 - * Chapter 4 – Legislative Intent
 - * Chapter 8 – California Administrative Law

Other Resources



- ❖ California Administrative Law Research Guide
UC Hastings Law Library
- ❖ Legislative Research & Intent
 - ❖ provides custom legislative history research
 - ❖ free to academics – contact LRC
 - ❖ Research Guides
 - ❖ Useful Articles
 - ❖ California links

Questions?



❖ Michele Knapp

mknapp@sandiego.edu

619.260.4532

❖ LRC Reference Desk

lrcrefer@sandiego.edu

619.260.4612

Chat: <http://www.sandiego.edu/law/library/>