

(C) AT ANY DISCIPLINARY HEARING BEFORE THE BOARD, THE FAILURE OR REFUSAL OF THE LICENSEE TO SUBMIT TO AN EXAMINATION UNDER THIS SECTION IS PRIMA FACIE EVIDENCE OF THE LICENSEE'S INABILITY TO PRACTICE OPTOMETRY COMPETENTLY, UNLESS THE BOARD FINDS THAT THE FAILURE OR REFUSAL IS BEYOND THE CONTROL OF THE LICENSEE.

(D) THE BOARD SHALL PAY THE COSTS OF ANY EXAMINATION MADE UNDER THIS SECTION.

(E) NOTWITHSTANDING ANY PROVISIONS OF THIS SECTION, A LICENSEE MAY PRESENT EVIDENCE TO THE BOARD OF MENTAL OR PHYSICAL HEALTH THAT CONFLICTS OR IS DIFFERENT FROM THAT PRESENTED AS A RESULT OF AN EXAMINATION UNDER THIS SECTION.

10-207.1.

(A) A LICENSED OPTOMETRIST SHALL PERFORM A MINIMUM OPTOMETRIC EXAMINATION WHICH SHALL INCLUDE:

(1) REVIEWING A PATIENT'S HISTORY, PAST PRESCRIPTIONS AND SPECIFICATIONS WHEN AVAILABLE;

(2) VISUAL ANALYSIS;

(3) OPHTHALMOSCOPY OF INTERNAL EYE;

(4) TONOMETRY WITHOUT ANESTHETIC WHEN INDICATED OR FOR A PATIENT OVER 40 YEARS OF AGE;

(5) MUSCLE BALANCE EXAMINATION;

(6) WRITING OF LENS FORMULA AND OTHER PRESCRIPTION DATA WHEN NEEDED AS WELL AS SPECIFIC INSTRUCTIONS FOR FUTURE CARE; AND

(7) SUBSEQUENT PROGRESS EVALUATION WHEN INDICATED.

(B) A LICENSED OPTOMETRIST SHALL MAINTAIN THOROUGH RECORDS OF ALL TESTING PROCEDURES, RESULTS, AND CASE DISPOSITIONS FOR AT LEAST THREE YEARS.

(C) A LICENSED OPTOMETRIST SHALL HAVE ON HAND ALL INSTRUMENTATION AND EQUIPMENT, IN GOOD WORKING CONDITION, REQUIRED TO CARRY OUT THE PROCEDURES FOR THE MINIMUM EXAMINATION UNDER THIS SECTION.

10-312.

Subject to the hearing provisions of § 10-314 of this subtitle, the Board, on the affirmative vote of a majority of its members then serving, may deny a license to any applicant, reprimand any licensee, place any licensee on probation, or suspend or revoke a license if the applicant or licensee: