

CS FOR HOUSE BILL NO. 405(STA) am
IN THE LEGISLATURE OF THE STATE OF ALASKA
NINETEENTH LEGISLATURE - SECOND SESSION

BY THE HOUSE STATE AFFAIRS COMMITTEE

Amended: 3/29/96

Offered: 2/23/96

Sponsor(s): HOUSE LABOR AND COMMERCE COMMITTEE

A BILL

FOR AN ACT ENTITLED

1 "An Act relating to the Board of Examiners in Optometry; relating to licensure
2 of dispensing opticians; and providing for an effective date."

3 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF ALASKA:

4 * Section 1. AS 08.03.010(c)(19) is amended to read:

5 (19) Board of Examiners in Optometry (AS 08.72.010) -- June 30, 2002
6 [1996];

7 * Sec. 2. AS 08.71.230 is amended to read:

8 Sec. 08.71.230. EXEMPTIONS FROM AND LIMITATIONS ON THE
9 APPLICATION OF THIS CHAPTER. This chapter may not be construed to

10 (1) limit or restrict a licensed physician or optometrist, or an employee
11 to whom a licensed physician or optometrist has delegated opticianry duties under
12 AS 08.72.110(a), from the practices enumerated in this chapter, and each licensed
13 physician and optometrist has all the rights and privileges that [WHICH] may accrue
14 under this chapter to dispensing opticians licensed under it;

1 (2) prohibit an unlicensed person from performing mechanical work
2 upon inert matter in an optical office, laboratory, or shop;

3 (3) prohibit an unlicensed person from engaging in the sale of
4 eyeglasses, spectacles, magnifying glasses, goggles, sunglasses, telescopes, binoculars,
5 or any like articles **that** [WHICH] are completely preassembled and sold only as
6 merchandise;

7 (4) authorize or permit a licensee under this chapter to hold out as
8 being able to, or to offer to, or to attempt by any means, to refract or exercise eyes,
9 diagnose, treat, correct, relieve, operate, or prescribe for any human ailment,
10 deficiency, deformity, disease, or injury.

11 * **Sec. 3.** AS 08.72.110(a) is amended to read:

12 (a) A person may not practice, attempt to practice, or offer to practice
13 optometry without first obtaining a license from the board, **except that a person**
14 **employed by and under the direct supervision of a licensed physician or licensed**
15 **optometrist may perform duties opticianry in the licensee's office as delegated by**
16 **the licensee. In this subsection, "opticianry duties" means duties within the**
17 **practice of a dispensing optician as defined in AS 08.71.240.**

18 * **Sec. 4.** AS 08.72.150 is amended to read:

19 Sec. 08.72.150. APPLICATION FOR EXAMINATION AND ISSUANCE OF
20 LICENSE. An applicant shall apply for the examination by filing an application with
21 the department together with the examination fee **by the deadline established by the**
22 **department in regulations** [AT LEAST 15 DAYS BEFORE THE EXAMINATION].

23 Upon successful completion of the examination by the applicant and payment of the
24 license fee, the board shall issue a license to the successful applicant. The applicant
25 may practice optometry in the state upon receipt of the license.

26 * **Sec. 5.** AS 08.72.125, 08.72.140(1), and 08.72.140(2) are repealed.

27 * **Sec. 6.** This Act takes effect immediately under AS 01.10.070(c).