

# Hall of the House of Representatives

89th General Assembly - Regular Session, 2013

## Amendment Form

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### Subtitle of House Bill No. 2210

TO AMEND ARKANSAS CODE TITLE 17, CHAPTER 90 CONCERNING OPTOMETRISTS.

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### Amendment No. 1 to House Bill No. 2210

Amend House Bill No. 2210 as originally introduced:

Page 1, delete lines 8 and 9 and substitute:

"AN ACT TO AMEND THE DEFINITION AND THE LAW REGARDING OPTOMETRY; AND FOR OTHER PURPOSES."

AND

Delete the subtitle in its entirety and substitute:

"TO AMEND THE DEFINITION AND THE LAW REGARDING OPTOMETRY."

AND

Delete everything after the enacting clause and substitute:

"SECTION 1. Arkansas Code § 17-90-101(a)(3), concerning the definition of "practice of optometry", is amended to read as follows:

(3)(A) The "practice of optometry" shall include, but not be limited to, the prescribing and sale of eyeglasses and contact lenses, the prescribing and administering of all oral and topical drugs for the diagnosis or treatment only of conditions of the eye, lids, and adnexa ~~except those listed in Schedules I and II of the Uniform Controlled Substances Act, §§ 5-64-101—5-64-510~~, and the prescribing and administering of epinephrine, benadryl, or other comparable medication for the emergency treatment of anaphylaxis or anaphylactic reactions.

(B) All licensed optometrists are prohibited from using ophthalmic lasers for surgical procedures, ~~from~~ performing cataract surgery, ~~from~~ performing radial keratotomy surgery, and ~~from~~ selling prescription drugs.

(C) Optometrists are excluded from possessing, administering, or prescribing those pharmaceutical agents listed in Schedules I and II of the Uniform Controlled Substances Act, § 5-64-101 et seq., except hydrocodone combination drugs, regardless of their schedule, in combination with oral analgesic drugs.



SECTION 2. Arkansas Code § 17-90-403 is amended to read as follows:  
17-90-403. Authority to possess, administer, and prescribe.

(a) ~~One who~~ A person may possess, administer, and prescribe pharmaceutical agents for the diagnosis or treatment of conditions involving only the eye, lids, or adnexa if the person:

(1) ~~is~~ Is engaged in the practice of optometry ~~as a profession as defined in § 17-90-101; and who~~

(2) ~~has~~ Has the education and professional competence as determined by the State Board of Optometry; ~~and who~~

(3) ~~has~~ Has satisfied the educational requirements established by the State Board of Optometry from a college or university accredited by a regional or professional accreditation organization ~~which that~~ is recognized or approved by the Council on Post-Secondary Accreditation Council for Higher Education Accreditation, the United States Department of Education, or the Arkansas Board of Higher Education Arkansas Higher Education Coordinating Board; and

(4) ~~has~~ Has met the requirements of § 17-90-401 ~~is authorized to possess, administer, and prescribe pharmaceutical agents for the diagnosis or treatment only of conditions of the eye, lids, or adnexa,.~~

(b) ~~except those~~ Optometrists shall not possess, administer, or prescribe the pharmaceutical agents listed in Schedules I and II of the Uniform Controlled Substances Act, §§ 5-64-101—5-64-510 § 5-64-101 et seq., except hydrocodone combination drugs in combination with oral analgesic drugs, regardless of the schedule level of the hydrocodone combination drugs."

The Amendment was read \_\_\_\_\_  
By: Representative S. Malone  
ANS/ANS - 04-01-2013 17:39:33  
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Chief Clerk