

**COMMITTEE AMENDMENT**  
HOUSE OF REPRESENTATIVES  
State of Oklahoma

SPEAKER:

CHAIR:

I move to amend HB3862 \_\_\_\_\_  
Of the printed Bill  
Page \_\_\_\_\_ Section \_\_\_\_\_ Lines \_\_\_\_\_  
Of the Engrossed Bill

By striking the Title, the Enacting Clause, the entire bill, and by  
inserting in lieu thereof the following language:

**AMEND TITLE TO CONFORM TO AMENDMENTS**

Adopted: \_\_\_\_\_

Amendment submitted by: Ryan Martinez

\_\_\_\_\_  
Reading Clerk

STATE OF OKLAHOMA

2nd Session of the 57th Legislature (2020)

PROPOSED COMMITTEE  
SUBSTITUTE  
FOR  
HOUSE BILL NO. 3862

By: Martinez

PROPOSED COMMITTEE SUBSTITUTE

An Act relating to professions and occupations;  
amending 59 O.S. 2011, Section 581, as last amended  
by Section 1, Chapter 21, O.S.L. 2016 (59 O.S. Supp.  
2019, Section 581), which relates to the practice of  
optometry; modifying scope of practice; and providing  
an effective date.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. AMENDATORY 59 O.S. 2011, Section 581, as last  
amended by Section 1, Chapter 21, O.S.L. 2016 (59 O.S. Supp. 2019,  
Section 581), is amended to read as follows:

Section 581. A. The practice of optometry is defined to be the  
science and art of examining the human eye and measurement of the  
powers of vision by the employment of any means, including the use  
or furnishing of any self-testing device, the use of any  
computerized or automatic refracting device, including applications  
designed to be used on a computer or video conferencing via an  
Internet device either in person or in remote locations, the use of

1 pharmaceutical agents, the diagnosis of conditions of the human eye,  
2 and the correcting and relief of ocular abnormalities by means  
3 including but not limited to prescribing and adaptation of lenses,  
4 contact lenses, spectacles, eyeglasses, prisms and the employment of  
5 vision therapy or orthoptics for the aid thereof, low vision  
6 rehabilitation, laser surgery procedures, excluding retina, laser  
7 in-situ keratomileusis (LASIK), and cosmetic lid surgery. The  
8 practice of optometry is further defined to be nonlaser surgery  
9 procedures as authorized by the Oklahoma Board of Examiners in  
10 Optometry, pursuant to rules promulgated under the Administrative  
11 Procedures Act.

12 B. The practice of optometry shall also include the prescribing  
13 of dangerous drugs and controlled dangerous substances for all  
14 schedules specified in the Uniform Controlled Dangerous Substances  
15 Act except Schedules I and II but allowing for the prescribing of  
16 hydrocodone or hydrocodone-containing drugs regardless of schedule  
17 for a period not exceeding five (5) days of supply, and the issuance  
18 of refills for such prescriptions following sufficient physical  
19 examination of the patient for the purpose of diagnosis and  
20 treatment of ocular abnormalities. The practice of optometry shall  
21 ~~not~~ include the dispensing of drugs ~~but~~ and may include the  
22 dispensing of professional samples to patients.

23 C. The scope of the delivery of care as defined in subsections  
24 A and B of this section to an individual who is physically located

1 in this state at the time care is delivered shall constitute the  
2 practice of optometry.

3 D. Optometrists shall be certified by the Board of Examiners in  
4 Optometry prior to administering drugs, prescribing drugs, or  
5 performing laser or nonlaser surgery procedures.

6 E. Nothing in this title shall be construed as allowing any  
7 agency, board, or other entity of this state other than the Board of  
8 Examiners in Optometry to determine what constitutes the practice of  
9 optometry.

10 SECTION 2. This act shall become effective November 1, 2020.

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12 57-2-11172 SH 02/18/20  
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