

G.S. 150B-21.3A Report for 21 NCAC 42, OPTOMETRY

Agency - OCCUPATIONAL LICENSING BOARDS AND COMMISSIONS/ OPTOMETRY

Comment Period - October 6, 2014 - December 10, 2014

Date Submitted to APO - Filled in by RRC staff

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SUBCHAPTER 42A - ORGANIZATION		21 NCAC 42A .0101	LOCATION	Amended Eff. October 1, 1994	Necessary without substantive public interest	No		No	Necessary without substantive public interest
		21 NCAC 42A .0102	PURPOSE	Amended Eff. June 1, 1989	Necessary without substantive public interest	No		No	Necessary without substantive public interest
		21 NCAC 42A .0105	DEFINITIONS	Amended Eff. April 1, 1993	Necessary without substantive public interest	No		No	Necessary without substantive public interest
SUBCHAPTER 42B - LICENSE TO PRACTICE OPTOMETRY	SECTION .0100 - LICENSE BY EXAMINATION	21 NCAC 42B .0101	GRADUATE OF APPROVED SCHOOL	Amended Eff. April 1, 2011	Necessary without substantive public interest	No		No	Necessary without substantive public interest
		21 NCAC 42B .0103	APPLICATION FOR LICENSURE BY EXAMINATION	Amended Eff. April 1, 1993	Necessary without substantive public interest	No		No	Necessary without substantive public interest
		21 NCAC 42B .0107	WRITTEN EXAMINATION	Amended Eff. April 1, 2011	Necessary without substantive public interest	No		No	Necessary without substantive public interest
		21 NCAC 42B .0108	CLINICAL PRACTICUM EXAMINATIONS	Amended Eff. June 1, 1989	Necessary without substantive public interest	No		No	Necessary without substantive public interest
		21 NCAC 42B .0110	PASSING SCORE	Amended Eff. May 1, 1995	Necessary without substantive public interest	No		No	Necessary without substantive public interest
		21 NCAC 42B .0112	TIME AND LOCATION	Amended Eff. June 1, 1989	Necessary without substantive public interest	No		No	Necessary without substantive public interest
		21 NCAC 42B .0113	REEXAMINATION	Eff. April 1, 1993	Necessary without substantive public interest	No		No	Necessary without substantive public interest
	SECTION .0200 - RESPONSIBILITY TO SUPPLY INFORMATION	21 NCAC 42B .0201	BEGINNING PRACTICE; RELOCATING PRACTICE	Amended Eff. April 1, 1993	Necessary without substantive public interest	No		No	Necessary without substantive public interest
		21 NCAC 42B .0202	BRANCH OFFICE	Amended Eff. April 1, 1993	Necessary without substantive public interest	No		No	Necessary without substantive public interest
		21 NCAC 42B .0203	TEMPORARY OR RELIEF OPTOMETRIST	Eff. April 1, 1993	Necessary without substantive public interest	No		No	Necessary without substantive public interest
		21 NCAC 42B .0204	CEASING PRACTICE	Eff. April 1, 1993	Necessary without substantive public interest	No		No	Necessary without substantive public interest
	SECTION .0300 - ANNUAL LICENSE RENEWAL	21 NCAC 42B .0302	CONTINUING EDUCATION	Amended Eff. April 1, 2011	Necessary without substantive public interest	No		No	Necessary without substantive public interest
		21 NCAC 42B .0303	FAILURE TO CONTINUE EDUCATION	Amended Eff. June 1, 1989	Necessary without substantive public interest	No		No	Necessary without substantive public interest
	21 NCAC 42B .0304	APPLICATION	Amended Eff. June 1, 1989	Necessary without substantive public interest	No		No	Necessary without substantive public interest	
	21 NCAC 42B .0305	SUSPENSION OF AUTHORITY TO EXPEND FUNDS	Eff. April 1, 2011	Necessary without substantive public interest	No		No	Necessary without substantive public interest	

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SUBCHAPTER 42C - PROFESSIONAL CORPORATIONS AND LIMITED LIABILITY COMPANIES		21 NCAC 42C .0102	APPLICATION	Amended Eff. October 1, 1994	Necessary without substantive public interest	No		No	Necessary without substantive public interest
		21 NCAC 42C .0104	NAMING CORPORATION OR LIMITED LIABILITY COMPANY	Amended Eff. October 1, 1994	Necessary without substantive public interest	No		No	Necessary without substantive public interest
		21 NCAC 42C .0105	ANNUAL RENEWAL	Amended Eff. October 1, 1994	Necessary without substantive public interest	No		No	Necessary without substantive public interest
SUBCHAPTER 42D - OPTOMETRIC ASSISTANT AND TECHNICIAN		21 NCAC 42D .0101	DEFINITIONS	Amended Eff. June 1, 1989	Necessary without substantive public interest	No		No	Necessary without substantive public interest
		21 NCAC 42D .0102	FUNCTION	Amended Eff. June 1, 1989	Necessary without substantive public interest	No		No	Necessary without substantive public interest
SUBCHAPTER 42E - MODE OF PRACTICE	SECTION .0100 - RESPONSIBILITY FOR PATIENTS	21 NCAC 42E .0101	PROFESSIONAL CODE	Amended Eff. September 30, 1981	Necessary without substantive public interest	No		No	Necessary without substantive public interest
		21 NCAC 42E .0102	PROFESSIONAL RESPONSIBILITY	Amended Eff. August 1, 1998	Necessary without substantive public interest	No		No	Necessary without substantive public interest
		21 NCAC 42E .0103	PRESCRIPTIONS	Amended Eff. April 1, 1993	Necessary without substantive public interest	No		No	Necessary without substantive public interest
		21 NCAC 42E .0104	ACCESS TO AND CONTROL OVER PRACTICE	Eff. June 1, 1993	Necessary without substantive public interest	No		No	Necessary without substantive public interest
	SECTION .0200 - ETHICS	21 NCAC 42E .0201	GENERAL	Amended Eff. June 1, 1993	Necessary without substantive public interest	No		No	Necessary without substantive public interest
		21 NCAC 42E .0203	CONSULTANT: ADVISOR, STAFF OPTOMETRIST, OR INDEPENDENT CONTRACTOR	Amended Eff. April 1, 1993	Necessary without substantive public interest	No		No	Necessary without substantive public interest
	SECTION .0300 - UNETHICAL PRACTICES DEFINED: REVOCATION OF LICENSE	21 NCAC 42E .0301	PUNISHMENT FOR VIOLATION OF RULES	Amended Eff. April 1, 1993	Necessary without substantive public interest	No		No	Necessary without substantive public interest
	21 NCAC 42E .0302	UNETHICAL PRACTICES	Amended Eff. June 1, 1993	Necessary without substantive public interest	No		No	Necessary without substantive public interest	
SUBCHAPTER 42J - FEE SCHEDULE		21 NCAC 42J .0101	FEES	Amended Eff. October 1, 1994	Necessary without substantive public interest	No		No	Necessary without substantive public interest

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SUBCHAPTER 42K - RULEMAKING PROCEDURES	SECTION .0100 - GENERAL INFORMATION	21 NCAC 42K .0101	PURPOSE	Eff. June 1, 1989	Necessary without substantive public interest	No		No	Necessary without substantive public interest	
		21 NCAC 42K .0102	ORGANIZATION OF SUBCHAPTER	Amended Eff. March 1, 1993	Necessary without substantive public interest	No		No	Necessary without substantive public interest	
	SECTION .0200 - PETITION FOR RULE-MAKING	21 NCAC 42K .0201	NATURE OF THE PETITION	Eff. June 1, 1989	Necessary without substantive public interest	No		No	Necessary without substantive public interest	
			SUBMITTING THE PETITION	Eff. June 1, 1989	Necessary without substantive public interest	No		No	Necessary without substantive public interest	
			CONTENTS OF THE PETITION	Eff. June 1, 1989	Necessary without substantive public interest	No		No	Necessary without substantive public interest	
		21 NCAC 42K .0204	AGENCY RESPONSE TO A RULE-MAKING PETITION	Amended Eff. March 1, 1993	Necessary without substantive public interest	No		No	Necessary without substantive public interest	
			21 NCAC 42K .0205	RECURSE TO DENIAL OF THE PETITION	Eff. June 1, 1989	Necessary without substantive public interest	No		No	Necessary without substantive public interest
		SECTION .0300 - NOTICE AND ADVICE ON POTENTIAL RULE-MAKING TOPICS	21 NCAC 42K .0301	SOLICITING PUBLIC COMMENT	Eff. June 1, 1989	Necessary without substantive public interest	No		No	Necessary without substantive public interest
		SECTION .0400 - NOTICE OF RULE-MAKING	21 NCAC 42K .0401	TIMING AND MANNER OF NOTICE	Amended Eff. March 1, 1993	Necessary without substantive public interest	No		No	Necessary without substantive public interest
				OBTAINING ADDITIONAL INFORMATION ON PROPOSED RULES	Eff. June 1, 1989	Necessary without substantive public interest	No		No	Necessary without substantive public interest
		SECTION .0500 - RULE-MAKING HEARINGS	21 NCAC 42K .0501	REQUEST TO PARTICIPATE IN HEARING	Eff. June 1, 1989	Necessary without substantive public interest	No		No	Necessary without substantive public interest
			21 NCAC 42K .0502	RESPONSE TO THE REQUEST TO PARTICIPATE	Eff. June 1, 1989	Necessary without substantive public interest	No		No	Necessary without substantive public interest
			21 NCAC 42K .0503	PRESENTATION OF ORAL COMMENT	Eff. June 1, 1989	Necessary without substantive public interest	No		No	Necessary without substantive public interest
			21 NCAC 42K .0504	POWERS AND DUTIES OF THE HEARING OFFICER	Eff. June 1, 1989	Necessary without substantive public interest	No		No	Necessary without substantive public interest
		SECTION .0600 - PUBLIC ACCESS TO RULE-MAKING	21 NCAC 42K .0601	FILING WRITTEN COMMENTS ON PROPOSED RULES	Eff. June 1, 1989	Necessary without substantive public interest	No		No	Necessary without substantive public interest
		21 NCAC 42K .0602	STATEMENT OF REASONS FOR THE BOARD'S DECISION	Eff. June 1, 1989	Necessary without substantive public interest	No		No	Necessary without substantive public interest	

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		21 NCAC 42K .0603	PUBLIC ACCESS TO THE RULE-MAKING RECORD	Eff. June 1, 1989	Necessary without substantive public interest	No		No	Necessary without substantive public interest
	SECTION .0700 - DECLARATORY RULINGS	21 NCAC 42K .0701	NATURE OF THE DECLARATORY RULING	Eff. June 1, 1989	Necessary without substantive public interest	No		No	Necessary without substantive public interest
		21 NCAC 42K .0702	SUBMITTING A REQUEST FOR DECLARATORY RULING	Eff. June 1, 1989	Necessary without substantive public interest	No		No	Necessary without substantive public interest
		21 NCAC 42K .0703	RESPONSE TO THE REQUEST	Eff. June 1, 1989	Necessary without substantive public interest	No		No	Necessary without substantive public interest
		21 NCAC 42K .0704	RECORD OF DECLARATORY RULING	Eff. June 1, 1989	Necessary without substantive public interest	No		No	Necessary without substantive public interest
SUBCHAPTER 42L - ADMINISTRATIVE HEARINGS: CONTESTED CASES		21 NCAC 42L .0101	RIGHT TO HEARING	Eff. June 1, 1989	Necessary without substantive public interest	No		No	Necessary without substantive public interest
		21 NCAC 42L .0102	REQUEST FOR HEARING	Amended Eff. April 1, 1993	Necessary without substantive public interest	No		No	Necessary without substantive public interest
		21 NCAC 42L .0103	GRANTING OR DENYING HEARING REQUEST	Eff. June 1, 1989	Necessary without substantive public interest	No		No	Necessary without substantive public interest
		21 NCAC 42L .0104	COMMITTEE ON INVESTIGATIONS	Eff. April 1, 1993	Necessary without substantive public interest	No		No	Necessary without substantive public interest
		21 NCAC 42L .0105	NOTICE OF HEARING	Renumbered from 21 NCAC 42L .0004 Eff. April 1, 1993	Necessary without substantive public interest	No		No	Necessary without substantive public interest
		21 NCAC 42L .0106	WRITTEN RESPONSE TO THE NOTICE OF HEARING	Renumbered from 21 NCAC 42L .0005 Eff. April 1, 1993	Necessary without substantive public interest	No		No	Necessary without substantive public interest
		21 NCAC 42L .0107	WHO SHALL HEAR CONTESTED CASES	Renumbered from 21 NCAC 42L .0006 Eff. April 1, 1993	Necessary without substantive public interest	No		No	Necessary without substantive public interest
		21 NCAC 42L .0108	PRE-HEARING CONFERENCE	Renumbered from 21 NCAC 42L .0007 Eff. April 1, 1993	Necessary without substantive public interest	No		No	Necessary without substantive public interest
		21 NCAC 42L .0109	PETITION FOR INTERVENTION	Renumbered from 21 NCAC 42L .0008 Eff. April 1, 1993	Necessary without substantive public interest	No		No	Necessary without substantive public interest
		21 NCAC 42L .0110	TYPES OF INTERVENTION	Renumbered from 21 NCAC 42L .0009 Eff. April 1, 1993	Necessary without substantive public interest	No		No	Necessary without substantive public interest
		21 NCAC 42L .0111	DISQUALIFICATION OF BOARD MEMBERS	Renumbered from 21 NCAC 42L .0010 Eff. April 1, 1993	Necessary without substantive public interest	No		No	Necessary without substantive public interest
		21 NCAC 42L .0112	SUBPOENAS	Renumbered from 21 NCAC 42L .0011 Eff. April 1, 1993	Necessary without substantive public interest	No		No	Necessary without substantive public interest

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		21 NCAC 42L .0113	WITNESSES	Renumbered from 21 NCAC 42L .0012 Eff. April 1, 1993	Necessary without substantive public interest	No		No	Necessary without substantive public interest
		21 NCAC 42L .0114	PLEADINGS: BRIEFS: MOTIONS: SERVICE	Renumbered from 21 NCAC 42L .0013 Eff. April 1, 1993	Necessary without substantive public interest	No		No	Necessary without substantive public interest
		21 NCAC 42L .0115	FINAL DECISION	Renumbered from 21 NCAC 42L .0014 Eff. April 1, 1993	Necessary without substantive public interest	No		No	Necessary without substantive public interest
		21 NCAC 42L .0116	PROPOSALS FOR DECISION	Renumbered from 21 NCAC 42L .0015 Eff. April 1, 1993	Necessary without substantive public interest	No		No	Necessary without substantive public interest
SUBCHAPTER 42M - PRECEPTORSHIPS		21 NCAC 42M .0101	DEFINITIONS	Eff. April 1, 1993	Necessary without substantive public interest	No		No	Necessary without substantive public interest
		21 NCAC 42M .0102	FUNCTION	Eff. April 1, 1993	Necessary without substantive public interest	No		No	Necessary without substantive public interest
		21 NCAC 42M .0103	QUALIFICATIONS	Eff. April 1, 1993	Necessary without substantive public interest	No		No	Necessary without substantive public interest
		21 NCAC 42M .0104	APPLICATION AND REGISTRATION	Eff. April 1, 1993	Necessary without substantive public interest	No		No	Necessary without substantive public interest
		21 NCAC 42M .0105	REMUNERATION AND EXPENSES	Eff. April 1, 1993	Necessary without substantive public interest	No		No	Necessary without substantive public interest
		21 NCAC 42M .0106	TERMINATION	Eff. April 1, 1993	Necessary without substantive public interest	No		No	Necessary without substantive public interest