

21 NCAC 42A .0101 is readopted with changes as published in 41:02 NCR 226 as follows:

21 NCAC 42A .0101 CONTACTING THE BOARD

The Board mailing address is 521 Yopp Rd., Suite 214 #444, Jacksonville, NC 28540. The Board's phone number is (910) 285-3160; its toll free number is (800) 426-4457 (in-state only); and its fax number is (910) 285-4546. The Board's email address is info@ncoptometry.org and its website is www.ncoptometry.org.

History Note: Authority G.S. 90-117.5;
Eff. February 1, 1976;
Readopted Eff. May 30, 1978;
Amended Eff. October 1, 1994; April 1, 1993; June 1, 1989; September 30, 1981;
Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. May 23,
2015;
Amended Eff. January 1, 2023;
Readopted Eff. November 1, 2026.

21 NCAC 42A .0105 is readopted with changes as published in 41:02 NCR 226-227 as follows:

21 NCAC 42A .0105 DEFINITIONS

The following definitions shall apply to 21 NCAC 42 ~~only~~:

- (1) The term "Board" refers to the North Carolina State Board of Examiners in Optometry.
- (2) The term "President" refers to the President of the North Carolina State Board of Examiners in Optometry.
- (3) The term "Secretary" refers to the Secretary-Treasurer of the North Carolina State Board of Examiners in Optometry.
- (4) The term "Executive Director" refers to the Executive Director of the North Carolina State Board of Examiners in Optometry.

History Note: Authority G.S. 90-117; 90-117.5;

Eff. February 1, 1976;

Readopted Eff. May 30, 1978;

Amended Eff. April 1, 1993; June 1, 1989; September 30, 1981;

Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. May 23, 2015;

Readopted Eff. November 1, 1026.

21 NCAC 42B .0108 is readopted with changes as published in 41:02 NCR 227 as follows:

21 NCAC 42B .0108 CLINICAL PRACTICUM EXAMINATIONS

(a) Each applicant, after paying the fee set in ~~Subchapter 42J~~ and having met the requirements of Rule .0107 of this ~~Subchapter~~, G.S. 90-123(1), ~~will~~ shall be given a clinical practicum ~~examinations~~ examination which may be in oral, written, ~~clinical~~ clinical, and or practical form, ~~said examinations to cover~~ covering those subjects essential to the practice of optometry as ~~defined in G.S. 90-114~~, found in the "Candidate Study Guide" located on the Board's website at <https://www.ncoptometry.org/examinations/candidate-study-guide>.

(b) ~~To ensure proper examination of all applicants within a reasonable amount of time, the~~ The Board is authorized ~~to may~~ employ clinical examiners, such clinical examiners ~~to~~ shall be licensed optometrists in the State of North Carolina who have been in practice no less than five ~~years~~ years, and ~~who have demonstrated to their peers that they have superior clinical expertise.~~

(c) It shall be the duty of the optometrists who are members of the Board to prepare or oversee the preparation of the clinical practicum examinations. Psychometric consultants, subject matter ~~experts~~ experts, and clinicians external to the Board or those who have served as either members of the Board or as clinical examiners for the Board may be engaged by the Board in the design, ~~implementation~~ implementation, and grading of the examinations.

History Note: Authority G.S. 90-114; 90-117.5; 90-118; 90-123(1);

Eff. February 1, 1976;

Readopted Eff. May 30, 1978;

Amended Eff. June 1, 1989; September 30, 1981;

Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. May 23, 2015;

Readopted Eff. November 1, 2026.

21 NCAC 42B .0110 is readopted with changes as published in 41:02 NCR 227-228 as follows:

21 NCAC 42B .0110 PASSING SCORE

An applicant ~~must~~ shall attain an average grade of 75 percent or higher on the clinical practicum ~~examinations~~ examination to pass the examination and be issued a license. ~~No applicant who has received a grade of less than 60 on any part of the clinical practicum examination shall be considered eligible for licensure even though his overall clinical practicum score may average 75. Each applicant will be notified by the Executive Director as to his success or failure after the results of the examination have been determined by the Board. After the Board determines the examination results, the Executive Director shall notify each applicant via email whether the applicant passed or failed.~~

History Note: Authority G.S. 90-117.5; 90-118;

Eff. February 1, 1976;

Readopted Eff. May 30, 1978;

Amended Eff. May 1, 1995; April 1, 1993; June 1, 1989; September 30, 1981;

Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. May 23, 2015;

Readopted Eff. November 1, 2026.

21 NCAC 42B .0112 is readopted with changes as published in 41:02 NCR 228 as follows:

21 NCAC 42B .0112 TIME AND LOCATION

~~There shall be at least one examination for the purpose of licensure held each year for those persons applying for a license to practice optometry in the State of North Carolina. The Board shall hold at least one licensure examination each calendar year for applicants. Said examination shall be at such time and location as the Board may determine; provided, however, the date and place of examination shall be announced by the Board. The Board shall determine the time and location of examinations. The date and location of examinations shall be posted on the Board's website at www.ncoptometry.org/examinations no less than six months prior to the examination.~~

History Note: Authority G.S. 90-117.5; 90-118;

Eff. February 1, 1976;

Readopted Eff. May 30, 1978;

Amended Eff. June 1, 1989; September 30, 1981;

Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. May 23, 2015;

Readopted Eff. November 1, 2026.

1 21 NCAC 42B .0305 is readopted with changes as published in 41:02 NCR 228-229 as follows:

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3 **21 NCAC 42B .0305 SUSPENSION OF AUTHORITY TO EXPEND FUNDS**

4 In the event the Board's authority to expend funds is suspended pursuant to ~~Session Law 2009-125~~, G.S. 93B-2(d),
5 the Board shall continue to issue and renew licenses and all fees tendered shall be placed in an escrow account
6 maintained by the Board for this purpose. Once the Board's authority is restored, the funds shall be moved from the
7 escrow account into the general operating account.

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9 *History Note: Authority G.S. 93B-2(d);*

10 *Eff. April 1, 2011;*

11 *Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. May 23,*
12 *2015;*

13 *Readopted Eff. November 1, 2026.*

21 NCAC 42C .0105 is readopted with changes as published in 41:02 NCR 229 as follows:

21 NCAC 42C .0105 ANNUAL RENEWAL

A certificate of registration for a professional corporation or professional limited liability company ~~must~~ shall be renewed each year on or before December 31. The required renewal fee as provided by G.S. 55B-11 ~~must~~ shall accompany the application. The renewal application may be accessed through the licensee's secure web portal at <https://www.ncoptometry.org/licensee-intranet>. The licensee shall verify or provide an update to the following information:

- (1) professional corporation or professional limited liability company name;
- (2) corporation ID number;
- (3) corporation type;
- (4) date incorporated;
- (5) incorporator;
- (6) responsible optometrist;
- (7) corporation status;
- (8) date renewed;
- (9) address;
- (10) names of all licensees who are incorporators/organizers, stockholders, or employees; and
- (11) attestation that the information provided is true and accurate.

*History Note: Authority G.S. 55B-11; ~~57C-2-01~~; 57D-2-02; 90-117.5;
Eff. February 1, 1976;
Readopted Eff. May 30, 1978;
Amended Eff. October 1, 1994; June 1, 1989;
Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. May 23, 2015;
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