

Report From Agency

**STATE OF WISCONSIN
OPTOMETRY EXAMINING BOARD**

**IN THE MATTER OF RULE-MAKING :
PROCEEDINGS BEFORE THE : REPORT TO THE LEGISLATURE
OPTOMETRY EXAMINING BOARD : CR 13-017**

I. THE PROPOSED RULE:

The proposed rule, including the analysis and text, is attached.

II. REFERENCE TO APPLICABLE FORMS:

None

III. FISCAL ESTIMATE AND EIA:

The Fiscal Estimate and EIA is attached.

IV. DETAILED STATEMENT EXPLAINING THE BASIS AND PURPOSE OF THE PROPOSED RULE, INCLUDING HOW THE PROPOSED RULE ADVANCES RELEVANT STATUTORY GOALS OR PURPOSES:

The Optometry Examining Board reviewed their rules with the goal of reducing the burden on small business while continuing to ensure public safety. The Board recognized the efficiencies and accuracy which could be obtained with allowing electronic lens prescriptions. The allowance of electronic lens prescriptions brings the rule in line with contact lens prescriptions.

V. SUMMARY OF PUBLIC COMMENTS AND THE BOARD'S RESPONSES, EXPLANATION OF MODIFICATIONS TO PROPOSED RULES PROMPTED BY PUBLIC COMMENTS:

The Optometry Examining Board held a public hearing on March 28, 2013. The following people either testified at the hearing, or submitted written comments:

David Bobka representing the Wisconsin Optometric Association

The Optometry Examining Board summarizes the comments received either by hearing testimony or by written submission as follows:

The Wisconsin Optometric Association is in favor of the proposed rules.

The Optometry Examining Board explains modifications to its rule-making proposal prompted by public comments as follows:

No modifications as a result of the public hearing.

VI. RESPONSE TO LEGISLATIVE COUNCIL STAFF RECOMMENDATIONS:

All of the recommendations suggested in the Clearinghouse Report have been accepted in whole.

VII. REPORT FROM THE SBRRB AND FINAL REGULATORY FLEXIBILITY ANALYSIS:

This rule was submitted to the SBRRB as part of the Executive Order #61 review and was highlighted in the SBRRB's 2013 Wisconsin Regulatory Review Report.

The rule will not have an effect on small business and as such was not submitted to the SBRRB as part of the rule promulgation process.