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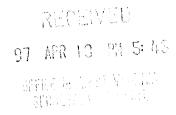
GREET GOVERNMENT AFREE

WEST VIRGINIA LEGISLATURE

REGULAR SESSION, 1997

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Committee Substit.	THE FOR
SENATE BILL NO	

(By Senators Bally, Comm, Dety)



ENROLLED

COMMITTEE SUBSTITUTE FOR

Senate Bill No. 524

(SENATORS BAILEY, CHAFIN AND DEEM, original sponsors)

[Passed April 8, 1997; in effect ninety days from passage.]

AN ACT to amend article eight, chapter thirty of the code of West Virginia, one thousand nine hundred thirty-one, as amended, by adding thereto two new sections, designated section two-a and two-b, relating to expanding the prescriptive authority for optometrists; formulary of drugs to be prescribed; eligibility and certification for prescriptive authority; fees and administration; and proposal of legislative rules.

Be it enacted by the Legislature of West Virginia:

That article eight, chapter thirty of the code of West Virginia, one thousand nine hundred thirty-one, as amended, be amended by adding thereto two new sections, designated section two-a and two-b, to read as follows:

ARTICLE 8. OPTOMETRISTS.

§30-8-2a. Prescriptive authority.

- 1 Notwithstanding the provisions of section two of this
- 2 article, the board of optometry may grant qualified
- 3 optometrists prescriptive authority for oral antibiotics,
- 4 oral non-steroidal anti-inflammatory drugs, and oral
- 5 carbonic anhydrase inhibitors: *Provided*, That the board
- 6 has proposed rules for legislative approval in accordance
- 7 with the provisions of article three, chapter twenty-nine-a
- 8 of this code, defining a certification process for individual
- 9 optometrists that provide standards for education, train-
- 10 ing and adequate insurance coverage determined by the
- board to be conditions precedent to certification authoriz-
- 12 ing the individual optometrist to prescribe drugs excluded
- 13 pursuant to the provisions of section two of this article but
- authorized by this section, and the optometrist desiring to
- 15 employ the use of these pharmaceutical agents has met the
- 16 necessary qualifications as established by rule.

§30-8-2b. Expanded prescriptive authority.

- 1 Notwithstanding the provisions of section two of this
- 2 article, on or before the thirty-first day of December, one
- 3 thousand nine hundred ninety-seven, the board of optome-
- 4 try shall propose rules for legislative approval in accor-
- 5 dance with the provisions of article three, chapter twenty-
- 6 nine-a of this code, defining a certification process and
- 7 drug formulary which is authorized by this section, except
- 8 that no emergency rules may be proposed. The board shall
- 9 provide a formulary classifying those categories of oral
- 10 drugs rational to the diagnosis and treatment of condi-
- 11 tions or diseases of the human eye and its appendages,
- 12 which may be prescribed by optometrists from Schedules
- 13 III, IV and V of the Uniform Controlled Substances Act,
- 14 article two, chapter sixty-a of this code. The board shall
- 15 consult with other appropriate boards, including the
- 16 board of pharmacy, in the development of the formulary.
- 17 The rules shall further provide for individual certification
- 18 of optometrists for this expanded scope of prescriptive
- 19 authority. The rules shall provide standards for education
- 20 and training determined by the board to be conditions

21precedent to individual certification authorizing an 22optometrist to prescribe drugs excluded pursuant to the provisions of section two of this article and included in a 23 drug formulary to be adopted by the board; procedures for 24 2.5 certification by the board of education and training 26 courses; procedure standards for certification and 27 recertification of individual optometrists for an expanded 28 scope of practice prescriptive authority, which shall include a continuing education requirement; administra- 29 30 tive fees necessary for the certification and recertification: procedures and standards for certification and training 31 courses; procedures and standards for determining 32 successful completion of education and training; and 33 34 standards to ensure adequate insurance coverage, as well 35 as compliance with the provisions of this section.

That Joint Committee on Enrolled Bills hereby certifies that the foregoing bill is correctly enrolled.
Chairman Senate Committee
Chairman House Committee
Originated in the Senate.
In offect ninety days from passage
Clerk of the Senate
Sugar M. Boy Clerk of the House of Delegates
President of the Senate
Trestaent of the Benate
Speaker House of Delegates
The within approved this the
day of, 1997.
Governor

PRESENTED TO THE

GOVERNOR

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