



# PROPOSED RULE MAKING

## CR-102 (June 2004)

(Implements RCW 34.05.320)

Do NOT use for expedited rule making

Agency: Department of Health

- Preproposal Statement of Inquiry was filed as WSR 08-03-064 ; or
- Expedited Rule Making--Proposed notice was filed as WSR \_ ; or
- Proposal is exempt under RCW 34.05.310(4).

- Original Notice
- Supplemental Notice to WSR
- Continuance of WSR

Title of rule and other identifying information: (Describe Subject)

WAC 246-824-075 Continuing education requirements for dispensing opticians - amending the list of approved organization..

Hearing location(s): Department of Health  
 310 Israel Road SE  
 Conference Room 153  
 Tumwater WA 98501

Date: 12/22/2008

Time: 9:00 a.m.

Submit written comments to:

Name: Judy Haenke  
 Address: P O Box 47870  
 Olympia, WA 98504-7870  
 Website: <http://www3.doh.wa.gov/policyreview/>  
 fax (586-4359) by (date) 12/22/2008

Assistance for persons with disabilities: Contact

Judy Haenke by 12/15/2008

TTY (800) 833-6388 or () 711

Date of intended adoption: 12/22/2008

(Note: This is NOT the effective date)

Purpose of the proposal and its anticipated effects, including any changes in existing rules:

The proposed rule is in response to a petition submitted by the Opticians Association of Washington requesting WAC 246-824-075 be amended to add the Joint Commission of Allied Health Personnel in Ophthalmology and the Council on Optometric Practitioner Education to the list of organizations presumed to qualify as providers of continuing education courses. The proposed amendment also deletes an organization that no longer exists. The proposal does not change the existing requirements.

Reasons supporting proposal:

The proposed amendment will inform dispensing opticians that courses offered by these organizations are approved continuing education activities for Washington licensed opticians. Both programs meet established criteria which include educational activities designed to review existing concepts and techniques and convey information and knowledge about advances in the field of opticianry. Adding these organizations to the current list would eliminate approval of each individual course offered by these providers. An organization is deleted because it no longer exists.

Statutory authority for adoption:

RCW 18.34.120

Statute being implemented:

RCW 18.34.120

Is rule necessary because of a:

- Federal Law?  Yes  No
  - Federal Court Decision?  Yes  No
  - State Court Decision?  Yes  No
- If yes, CITATION:

CODE REVISER USE ONLY

OFFICE OF THE CODE REVISER  
 STATE OF WASHINGTON  
 FILED

DATE: **October 21, 2008**  
 TIME: **6:25 PM**

**WSR 08-21-156**

DATE 10/21/08

NAME (type or print)

Mary C. Selecky

SIGNATURE

of behalf Mary C. Selecky

TITLE

Secretary of Health

(COMPLETE REVERSE SIDE)

**Agency comments or recommendations, if any, as to statutory language, implementation, enforcement, and fiscal matters:**

None

**Name of proponent:** (person or organization) Department of Health/Opticians Association of Washington

- Private  
 Public  
 Governmental

**Name of agency personnel responsible for:**

Name	Office Location	Phone
Drafting..... Judy Haenke	310 Israel Road SE, Tumwater, WA 98501	360.236.4828
Implementation..... Judy Haenke	310 Israel Road SE, Tumwater WA 98501	360.236.4828
Enforcement..... Judy Haenke	310 Israel Road SE, Tumwater, WA 98501	360.236.4828

**Has a small business economic impact statement been prepared under chapter 19.85 RCW?**

Yes. Attach copy of small business economic impact statement.

A copy of the statement may be obtained by contacting:

Name:

Address:

phone

fax

e-mail

No. Explain why no statement was prepared.

A small business economic impact statement was not prepared. The proposed rule would not impose more than minor costs on businesses in an industry.

**Is a cost-benefit analysis required under RCW 34.05.328?**

Yes A preliminary cost-benefit analysis may be obtained by contacting:

Name: Judy Haenke

Address: P O Box 47870

Olympia, WA 98504-7870

phone 360.236.4828

fax 360.586.4359

e-mail [judy.haenke@doh.wa.gov](mailto:judy.haenke@doh.wa.gov)

No: Please explain: The rule does not set or alter a standard to obtain or keep a license. Does not create or significantly amend a policy or regulatory program.

AMENDATORY SECTION (Amending WSR 98-05-060, filed 2/13/98, effective 3/16/98)

**WAC 246-824-075 Continuing education requirements for dispensing opticians.** Purpose and scope. The purpose of these requirements is to ensure the continued high quality of services provided by the licensed dispensing optician. Continuing education consists of educational activities designed to review existing concepts and techniques and conveys information and knowledge about advances in the field of opticianry, so as to keep the licensed dispensing opticians abreast of current and forecasted developments in a rapidly changing field.

(1) Basic requirements. Licensed dispensing opticians must complete thirty hours of continuing education every three years as required in chapter 246-12 WAC, Part 7.

(2) Fifteen of the credit hours must relate to contact lenses.

(3) Qualification of program for continuing education credit. Courses offered by the organizations and methods listed in this section will be presumed to qualify as continuing education courses. The secretary reserves the authority to refuse to accept credits in any course if the secretary determines that the course did not provide information sufficient in amount or relevancy to opticianry. Qualifying organizations and methods for the purposes of this section shall include in-class training, correspondence courses, video and/or audio tapes offered by any of the following:

(a) American Board of Opticianry;

(b) National Academy of Opticianry;

(c) Optical Laboratories Association;

(d) National Contact Lens Examiners;

(e) (~~(Pacific coast contact lens society;~~

~~(f))~~) Contact Lens Society of America;

(~~(g))~~) (f) Opticians Association of Washington;

(~~(h))~~) (g) Joint Commission of Allied Health

Personnel in Ophthalmology;

(h) Council on Optometric Practitioner Education;

(i) Opticianry colleges or universities approved by the secretary;

(~~(i))~~) (j) Speakers sponsored by any of the above organizations;

(~~(j))~~) (k) Any state or national opticianry association; and

(~~(k))~~) (l) Additional qualifying organizations or associations as approved by the secretary.