

# SENATE BILL 145

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CF HB 132

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By: **The President (By Request – Department of Legislative Services)**

Rules suspended

Introduced and read first time: January 18, 2010

Assigned to: Education, Health, and Environmental Affairs

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## A BILL ENTITLED

1 AN ACT concerning

2 **State Board of Examiners in Optometry – Sunset Extension and Program**  
3 **Evaluation**

4 FOR the purpose of continuing the State Board of Examiners in Optometry in  
5 accordance with the provisions of the Maryland Program Evaluation Act (sunset  
6 law) to a certain date the termination provisions relating to statutory authority  
7 and regulatory authority of the Board; requiring that an evaluation of the Board  
8 and the statutes and regulations that relate to the Board be performed on or  
9 before a certain date; requiring the Board to submit a certain report on or before  
10 a certain date; and generally relating to the State Board of Examiners in  
11 Optometry.

12 BY repealing and reenacting, with amendments,  
13 Article – Health Occupations  
14 Section 11–602  
15 Annotated Code of Maryland  
16 (2009 Replacement Volume)

17 BY repealing and reenacting, without amendments,  
18 Article – State Government  
19 Section 8–403(a)  
20 Annotated Code of Maryland  
21 (2009 Replacement Volume)

22 BY repealing and reenacting, with amendments,  
23 Article – State Government  
24 Section 8–403(b)(45)  
25 Annotated Code of Maryland  
26 (2009 Replacement Volume)

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EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF  
2 MARYLAND, That the Laws of Maryland read as follows:

3 **Article – Health Occupations**

4 11–602.

5 Subject to the evaluation and reestablishment provisions of the Program  
6 Evaluation Act, this title and all rules and regulations adopted under this title shall  
7 terminate and be of no effect after July 1, [2013] **2023**.

8 **Article – State Government**

9 8–403.

10 (a) On or before December 15 of the 2nd year before the evaluation date of a  
11 governmental activity or unit, the Legislative Policy Committee, based on a  
12 preliminary evaluation, may waive as unnecessary the evaluation required under this  
13 section.

14 (b) Except as otherwise provided in subsection (a) of this section, on or before  
15 the evaluation date for the following governmental activities or units, an evaluation  
16 shall be made of the following governmental activities or units and the statutes and  
17 regulations that relate to the governmental activities or units:

18 (45) Optometry, State Board of Examiners in (§ 11–201 of the Health  
19 Occupations Article: July 1, [2012] **2022**);

20 SECTION 2. AND BE IT FURTHER ENACTED, That, on or before October 1,  
21 2011, the State Board of Examiners in Optometry shall submit a report to the Senate  
22 Education, Health, and Environmental Affairs Committee and the House Health and  
23 Government Operations Committee, in accordance with § 2–1246 of the State  
24 Government Article, on the actions the Board has taken to:

25 (1) Monitor the decline in new licenses issued and include any  
26 recommendations the Board has made to address the decline;

27 (2) Track developments in the scope of practice for optometry and  
28 their potential impact on entry into the profession in order to ensure that access to eye  
29 care in Maryland does not become a problem;

30 (3) Review future revenue and expenditure trends to determine if a fee  
31 increase may be necessary; and

32 (4) Implement a biennial renewal cycle to maintain a more consistent  
33 fund balance.

1           SECTION 3. AND BE IT FURTHER ENACTED, That this Act shall take effect  
2    July 1, 2010.