

4726-3-01

**Definitions.**

For purposes of Chapters 4726-01 through 4726-15 of the Administrative Code, and except as otherwise provided, the following definitions shall apply:

(A) "Active license" means the license held by a dispensing optician or ocularist who has fulfilled all requirements of the board for initial licensure or for licensure renewal.

(B) "Active registration" means the registration held by an apprentice who has fulfilled all requirements of the board for initial registration and for registration renewal.

(C) "Board" means the Ohio optical dispensers board.

(D) "Spectacle apprenticeship" means a minimum of two thousand hours obtained within not less than two calendar years of supervised, structured learning experience of the registered spectacle apprentice while under the direct supervision of the licensed dispensing spectacle optician or under the supervision of the licensed dispensing spectacle/contact lens optician indicated on the registration form filed with the board. Registration with the board is not required when the learning experience is gained under the direct supervision and employment of an optometrist or physician engaged in the practice of ophthalmology. All learning experiences shall include, but is not limited to:

(1) A minimum of two thousand hours obtained within not less than two calendar years of direct supervision by the licensed spectacle or licensed spectacle/contact lens optician registered with the board as the direct supervisor of the registered apprentice including, but not limited to:

(a) Use and function of lensometer;

(b) Use and function of pupilometer;

(c) Use and function of lens clock, determination of curve and warpage;

(d) Determination and purpose of pupillary distance;

(e) Determination and purpose of lens decentration;

(f) Determination and purpose of vertex distance;

(g) Determination of prism;

(h) Determination of frame size to patient;

(i) Determination of frame measurements;

(j) Determination of lens measurements;

(k) Adjusting frames;

(l) Anatomy and physiology of the eye;

(m) Interpretation of a spectacle prescription;

(n) Ethical and professional conduct including confidentiality of patient information;

(o) Recognition of abnormal eye conditions that warrant referral to the appropriate practitioner;

(p) Appropriate documentation of patient assessment, observations and the care provided to the patient;

(q) Optical terminology;

(r) Principles of patient education; and,

(s) Verification of finished product to the current prescription.

(2) Not more than one thousand hours of the required two thousand hours of learning experience may be laboratory experience under the direct supervision of a licensed spectacle or a licensed spectacle/contact lens dispensing optician.

(E) "Contact lens apprenticeship" means either:

(1) A minimum of two thousand hours obtained within not less than two years of structured, supervised learning experience of the registered apprentice under the direct supervision of the licensed dispensing spectacle/contact lens optician or a licensed contact lens optician indicated on the registration form filed with the board. Registration with the board is not required when the individual is engaged in the learning experience under the direct supervision and employment of an optometrist or physician engaged in the practice of ophthalmology. All learning experiences shall include, but is not limited to:

(a) Anatomy and physiology of the eye;

(b) Interpretation of a contact lens prescription;

(c) Ethical and professional conduct including confidentiality of patient information;

(d) Recognition of abnormal eye conditions that warrant referral to the appropriate practitioner;

- (e) Documentation of patient assessment, observations and the care provided;
  - (f) Interpretation of a contact lens prescription;
  - (g) Use and function of the keratometer;
  - (h) Use and function of the slit lamp;
  - (i) Principles of proper lens selection;
  - (j) Optical terminology
  - (k) Use and function of the radiuscope;
  - (l) Use and function of the lensometer;
  - (m) Selection of lens material and design based on patient assessment;
  - (n) Diagnostic fit and evaluation;
  - (o) Principles of patient education;
  - (p) Verification of finished product to the current prescription; or,
- (2) The one year of supervised structured learning experience of the registered apprentice who is also currently licensed as a spectacle dispensing optician and consists of a minimum of one thousand hours of not less than one calendar year of direct supervision by a licensed dispensing contact lens or licensed dispensing spectacle/contact lens optician. Registration with the board is not required when the individual is engaged in the learning experience under the direct supervision and employment of an optometrist or physician engaged in the practice of ophthalmology. All learning experiences shall include, but is not limited to:
- (a) Anatomy and physiology of the eye;
  - (b) Interpretation of a contact lens prescription;
  - (c) Ethical and professional conduct including confidentiality of patient information;
  - (d) Recognition of abnormal eye conditions that warrant referral to the appropriate practitioner;
  - (e) Documentation of patient assessment, observations and the care provided;
  - (f) Interpretation of a contact lens prescription;

- (g) Use and function of the keratometer;
- (h) Use and function of the slit lamp;
- (i) Optical terminology;
- (j) Principles of proper lens selection;
- (k) Use and function of the radiuscope;
- (l) Use and function of the lensometer;
- (m) Selection of lens material and design based on patient assessment;
- (n) Diagnostic fit and evaluation;
- (o) Principles of patient education;
- (p) Verification of finished product to current prescription.

(F) "Ocularist apprenticeship" means the ten thousand hours of supervised structured learning experience of the registered ocularist apprentice consisting of not less than five calendar years of direct supervision by an ocularist who is licensed by any state; or, the equivalent work experience as determined by the board completed in a state not requiring licensure of an ocularist. Such learning experience includes but is not limited to:

- (1) Fitting theory;
- (2) Materials;
- (3) Processing and fabrication techniques;
- (4) Iris and sclera tinting;
- (5) Orbital anatomy and physiology;
- (6) Infection control including blood borne pathogens;
- (7) Ethical and professional conduct, including confidentiality of patient information;
- (8) Recognition of abnormal eye conditions that warrant referral to the appropriate practitioner;
- (9) Appropriate documentation of patient assessment, observations and the care provided.

- (G) "Apprentice optician" means any person registered with the board for the purpose of engaging in the training and education in the practice of dispensing optical aids while under the direct supervision of the licensed dispensing optician specified on the apprentice registration form and as indicated on the current, valid registration card issued by the board to the registered apprentice.
- (H) "Apprentice ocularist" means any person registered with the board for the purpose of engaging in the training and education to engage in the practice of ocularistry while under the direct supervision of the licensed ocularist specified on the apprentice registration form and as indicated on the current, valid registration card issued by the board to the registered apprentice.
- (I) "Direct supervision" means initial and ongoing direction, procedural guidance, observation and evaluation by a licensed optician or licensed ocularist, as appropriate, who is registered with the board as the supervisor of the apprentice; and, who is continually available in person within the optical or ocularistry area at all times when the apprentice is engaged in optical dispensing or the practice of ocularistry. The registered licensed dispensing optician shall supervise a maximum of three apprentices.
- (J) "Educational equivalent" means the proof of having successfully passed the GED examinations or a GED certificate of high school equivalency diploma.
- (K) "Free of contagious or infectious disease" means demonstrating no clinically evident illness that would impair the ability to provide safe opticianry care or ocularistry care.
- (L) "Lapsed license" means the status of the license of a dispensing optician or ocularist who has failed to fulfill all requirements of licensure renewal.
- (M) "Lapsed registration" means the status of the registration of an apprentice who has failed to fulfill all requirements of apprentice registration renewal or upon removal from supervision by the registered supervisor.
- (N) "Licensed dispensing optician" means a person holding a current, valid license issued by the board that authorized the person to engage in optical dispensing.
- (O) "Licensed spectacle dispensing optician" means a licensed dispensing optician authorized to engage in the dispensing of optical aids other than contact lenses.
- (P) "Licensed contact lens dispensing optician" means a licensed dispensing optician authorized to engage only in the dispensing of contact lenses.
- (Q) "Licensed spectacle-contact lens dispensing optician" means a licensed dispensing optician authorized to engage in the dispensing of any optical aid.

- (R) "Licensed ocularist" means a person holding a current, valid license issued under section 4725.48 to 4725.51 of the Revised Code to engage in the practice of designing, fabricating, and fitting artificial eyes or prostheses associated with the appearance or function of the human eye.
- (S) "Optical aid" has the same meaning as section 4725.40 (A) of the Revised Code.
- (T) "Optical dispensing" has the same meaning as section 4725.40 (B) of the Revised Code.
- (U) "Optical or ocularistry area" means the space reserved for the optical or ocularistry department or shop. This includes the lab area, fitting area, dispensing area, reception area and waiting area. This does not include areas of a larger company or building where the optical department or shop is leased or confined to its own space.
- (V) "Prescription" means the written or verbal directions or instructions as specified by a physician or optometrist licensed by any state for preparing an optical aid for a patient.
- (W) "Reciprocity" has the same meaning as "endorsement" and means the process by which a license to practice as a dispensing optician is issued to an individual who is licensed in another state in accordance with rules of the board and after the following has occurred:
- (1) Verification of licensure in good standing received directly from the state of the current licensure at the time of application; and,
  - (2) Receipt of completed application and fee in the form required by the board, and the criminal records check by the bureau of criminal identification and investigation in accordance with section 4725.501 of the Revised Code.
- (X) "Registration" means meeting all requirements of the board for the authority to practice as an apprentice optician or apprentice ocularist under the direct supervision of a designated, licensed dispensing optician or ocularist.
- (Y) "Registered" means:
- (1) Having met the requirements of the board for the authority to practice as an apprentice optician or ocularist under the direct supervision of a designated licensed optician or ocularist; or,
  - (2) The equivalent of licensure in a state that does not require licensure to engage in the practice of opticianry or ocularistry.
- (Z) "Registration card" means the card issued by the board which authorizes an

individual to practice as an apprentice optician under the direct supervision of a designated licensed optician or ocularist.

Replaces: 4726-3-06

Effective:

R.C. 119.032 review dates:

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Certification

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Date

Promulgated Under: 119.03  
Statutory Authority: 4725.44  
Rule Amplifies: 4725.40  
Prior Effective Dates: 11/29/79, 8/4/94, 3/18/95, 8/9/02

**Rule Summary and Fiscal Analysis (Part A)****Ohio Optical Dispensers Board**

Agency Name

Division

**Nancy Manns**

Contact

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43215-6108**

Agency Mailing Address (Plus Zip)

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**4726-3-01**

Rule Number

**NEW**

TYPE of rule filing

Rule Title/Tag Line

**Definitions.****RULE SUMMARY**

1. Is the rule being filed consistent with the requirements of the RC 119.032 review? **No**
2. Are you proposing this rule as a result of recent legislation? **No**
3. Statute prescribing the procedure in accordance with the agency is required to adopt the rule: **119.03**
4. Statute(s) authorizing agency to adopt the rule: **4725.44**
5. Statute(s) the rule, as filed, amplifies or implements: **4725.40**
6. State the reason(s) for proposing (i.e., why are you filing,) this rule:  
Five year rule review. Updating content to reflect current practice.
7. If the rule is an AMENDMENT, then summarize the changes and the content of the proposed rule; If the rule type is RESCISSION, NEW or NO CHANGE, then summarize the content of the rule:  
Definitions of common terms used throughout Chapter 4726.
8. If the rule incorporates a text or other material by reference and the agency

claims the incorporation by reference is exempt from compliance with sections 121.71 to 121.74 of the Revised Code because the text or other material is **generally available** to persons who reasonably can be expected to be affected by the rule, provide an explanation of how the text or other material is generally available to those persons:

*This response left blank because filer specified online that the rule does not incorporate a text or other material by reference.*

9. If the rule incorporates a text or other material by reference, and it was **infeasible** for the agency to file the text or other material electronically, provide an explanation of why filing the text or other material electronically was infeasible:

*This response left blank because filer specified online that the rule does not incorporate a text or other material by reference.*

10. If the rule is being **rescinded** and incorporates a text or other material by reference, and it was **infeasible** for the agency to file the text or other material, provide an explanation of why filing the text or other material was infeasible:

*Not Applicable.*

11. If **revising** or **refiling** this rule, identify changes made from the previously filed version of this rule; if none, please state so:

*Not Applicable.*

12. 119.032 Rule Review Date:

(If the rule is not exempt and you answered NO to question No. 1, provide the scheduled review date. If you answered YES to No. 1, the review date for this rule is the filing date.)

NOTE: If the rule is not exempt at the time of final filing, two dates are required: the current review date plus a date not to exceed 5 years from the effective date for Amended rules or a date not to exceed 5 years from the review date for No Change rules.

### **FISCAL ANALYSIS**

13. Estimate the total amount by which *this proposed rule* would **increase / decrease** either **revenues / expenditures** for the agency during the current

biennium (in dollars): Explain the net impact of the proposed changes to the budget of your agency/department.

This will have no impact on revenues or expenditures.

\$0.00

No financial impact on the Board: Not Applicable

14. Identify the appropriation (by line item etc.) that authorizes each expenditure necessitated by the proposed rule:

Not Applicable

15. Provide a summary of the estimated cost of compliance with the rule to all directly affected persons. When appropriate, please include the source for your information/estimated costs, e.g. industry, CFR, internal/agency:

Not Applicable

16. Does this rule have a fiscal effect on school districts, counties, townships, or municipal corporations? **No**

17. Does this rule deal with environmental protection or contain a component dealing with environmental protection as defined in R. C. 121.39? **No**

