

REGULATORY IMPACT ANALYSIS AND TIERING STATEMENT

Regulation No. 201 KAR 13:050
Contact Person: Sara Boswell Janes
Phone Number: (502) 782-5245 (office)
Email: sara.janes@ky.gov

Subject Headings: Ophthalmic Dispensing, Licensing, Occupations and Professions

- (1) Provide a brief summary of:
 - (a) What this administrative regulation does: This administrative regulation establishes the requirements for licensure as an apprentice ophthalmic dispenser.
 - (b) The necessity of this administrative regulation: This administrative regulation is necessary to advise the public, licensees, and applicants of the requirements for licensure as an apprentice ophthalmic dispenser, including fees, experience, and examinations.
 - (c) How this administrative regulation conforms to the content of the authorizing statutes: KRS 326.020 gives the board the authority to promulgate regulations regarding the requirements for licensure.
 - (d) How this administrative regulation currently assists or will assist in the effective administration of the statutes: This administrative regulation establishes specific requirements for people seeking licensure as apprentice ophthalmic dispensers, facilitating compliance with KRS Chapter 326.
- (2) If this is an amendment to an existing administrative regulation, provide a brief summary of:
 - (a) How the amendment will change this existing administrative regulation: The amendment will make a technical correction to correct spelling; add a requirement for board notification of sponsor changes by the apprentice; authorize a sponsor to terminate a sponsorship; and add material incorporated by reference for sponsor changes.
 - (b) The necessity of the amendment to this administrative regulation: The amendment is necessary to clarify the process and incorporate forms that are used by the Board for the effective administration of licensees.
 - (c) How the amendment conforms to the content of the authorizing statutes: The amendment to this administrative regulation is in conformity with the authorizing statute that gives the board the ability to promulgate regulations related to enforcement of KRS 326.010 through 326.990.
 - (d) How the amendment will assist in the effective administration of the statutes: The amendment will provide licensees with a more clarified process to change or terminate a sponsor and with the correct material to effectuate a change in the sponsor of an apprentice ophthalmic dispenser.
- (3) Does this administrative regulation or amendment implement legislation from the previous five years? No.
- (4) List the type and number of individuals, businesses, organizations, or state and local governments affected by this administrative regulation: There are approximately 527 licensed ophthalmic

dispensers and 174 licensed apprentice ophthalmic dispensers who will be affected by this administrative regulation.

(5) Provide an analysis of how the entities identified in question (4) will be impacted by either the implementation of this administrative regulation, if new, or by the change, if it is an amendment, including:

(a) List the actions that each of the regulated entities identified in question (4) will have to take to comply with this administrative regulation or amendment: The apprentice ophthalmic dispenser will file the Apprentice Change of Sponsor Form”, DPL-BOD-08 to change sponsors and a sponsor will also have the ability to remove an apprentice ophthalmic dispenser by using the “Sponsor Removal of Apprentice Form”, DPL-BOD-08.

(b) In complying with this administrative regulation or amendment, how much will it cost each of the entities identified in question (3): There is no cost associated with the amendment.

(c) As a result of compliance, what benefits will accrue to the entities identified in question (3): The required forms will be incorporated with the applicable regulation in compliance with KRS Chapter 13A.

(6) Provide an estimate of how much it will cost the administrative body to implement this administrative regulation:

(a) Initially: No new costs will be incurred by the changes.

(b) On a continuing basis: No new costs will be incurred by the changes.

(7) What is the source of the funding to be used for the implementation and enforcement of this administrative regulation or this amendment: The board’s operations are funded by fees paid by credential holders and applicants.

(8) Provide an assessment of whether an increase in fees or funding will be necessary to implement this administrative regulation, if new, or by the change if it is an amendment: There are no new fees necessary to implement this administrative regulations.

(9) State whether or not this administrative regulation established any fees or directly or indirectly increased any fees: The amendment to this administrative regulation does not establish or directly or indirectly increases fees.

(10) TIERING: Is tiering applied? (Explain why or why not): This regulation does not distinguish between similarly situated individuals on the basis of any factor.