

REGULATORY IMPACT ANALYSIS AND TIERING STATEMENT

Regulation No. 201 KAR 13:055
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Subject Headings: Ophthalmic Dispensing, Education Professional Standards, Licensing, Occupations and Professions

(1) Provide a brief summary of:

(a) What this administrative regulation does: This administrative regulation defines and establishes the continuing education requirements for renewal of a license as a licensed ophthalmic dispenser or a licensed apprentice ophthalmic dispenser

(b) The necessity of this administrative regulation: This administrative regulation is necessary to advise the public, licensees, and applicants of the continuing education requirements for licensure renewal

(c) How this administrative regulation conforms to the content of the authorizing statutes: The regulation is in conformity as KRS 326.020 authorizes the board 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 regulation establishes the continuing education requirements for renewal of a license, assisting in the effective administration of 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 adds the Opticians Association of Kentucky, removes the Opticians Association of America as an approved CE provider since it no longer exists and adds a new organization, the United Opticians of America, as an approved CE provider; removes the National Association of Optometrists and Opticians as an approved CE provider as it also no longer exists; makes technical corrections in other parts of the administrative regulation for accuracy; and, adds the CEU form as material incorporated by reference.

(b) The necessity of the amendment to this administrative regulation: This amendment is necessary to clarify approved programs for continuing education and to remove the organizations that no longer exist.

(c) How the amendment conforms to the content of the authorizing statutes: This amendment conforms to the content of the authorizing statutes because the statutes allow the Board to approve accepted forms of continuing education.

(d) How the amendment will assist in the effective administration of the statutes: This regulation establishes the requirements for continuing education and the amendment modifies same to eliminate confusion regarding approved providers.

(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: Regulated entities will not need to take additional action to comply with this amendment.

(b) In complying with this administrative regulation or amendment, how much will it cost each of the entities identified in question (4): There will be no additional cost to regulated entities as a result of this amendment.

(c) As a result of compliance, what benefits will accrue to the entities identified in question (4): Licensees will have a simplified process for obtaining continuing education in order to renew their license.

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

(a) Initially: No cost is anticipated to implement this administrative regulation.

(b) On a continuing basis: No cost is anticipated to implement this administrative regulation.

(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: This amendment does not establish or increase fees directly or indirectly

(10) TIERING: Is tiering applied? (Explain why or why not): Tiering was not applied as the amended regulation is applicable to all licensees.